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**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ARIZONA**

Xcentric Ventures, LLC, an Arizona
limited liability corporation, and Jaburg &
Wilk, P.C., an professional corporation,

Plaintiffs

v.

Shawn Richeson,

Defendant.

No. CV-10-01931-PHX-NVW

**STIPULATED ORDER FOR
PERMANENT INJUNCTION**

Before this Court is the Application of Jaburg & Wilk, P.C. (“Jaburg & Wilk”), an Arizona professional corporation, and Shawn Richeson, for the entry of a Stipulated Permanent Injunction. The Court having considered the Application and Settlement Agreement on file with the Court, and being otherwise advised, **FINDS** that:

- (1) Shawn Richeson and Jaburg & Wilk (collectively the “Parties”) are involved in a dispute involving conduct on the part of Richeson, which Jaburg & Wilk claims is defamatory and disparaging to Jaburg & Wilk;
- (2) The Parties have agreed that Jaburg & Wilk will dismiss its claims against Richeson in this matter, as further detailed in the Settlement Agreement, in return for Richeson’s agreement to entry of this Permanent Injunction;
- (3) Richeson neither admits nor denies the allegations of engaging in defamatory and disparaging conduct toward Jaburg & Wilk, and he

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knowingly, willingly, and voluntarily waives any First Amendment rights he may have with respect to the conduct covered in the Settlement Agreement;

- (4) Public policy favors settlement agreements as a benefit to society and the parties involved in resolving disputes quickly with a result that is presumably of greater satisfaction to the parties; and
- (5) Public policy favors the freedom to contract, even when contracts enjoin parties from exercising their First Amendment rights.

IT IS THEREFORE ORDERED that the Stipulated Motion for Stipulated Permanent Injunction Order is **GRANTED** and Defendant Richeson is permanently enjoined from, directly or through his agents, servants, employees, and other persons who are in active concert or participation with him:

- (1) Knowingly publishing or causing to be published any false, disparaging, or defamatory communication about Jaburg & Wilk, or any of its current or former employees;
- (2) Knowingly publishing or causing to be published any false, disparaging, or defamatory communication about any client of Jaburg & Wilk, other than Xcentric Ventures;
- (3) Intentionally interfering with the contractual relationship between Jaburg & Wilk and their clients.

DATED this 24th day of November 2010.

/s/ JOHN W. SEDWICK
UNITED STATES DISTRICT JUDGE