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 7 *General Motors, LLC*

8 UNITED STATES DISTRICT COURT
 9 CENTRAL DISTRICT OF CALIFORNIA

11 GENERAL MOTORS LLC, a Delaware
 12 Limited Liability Company,

13 Plaintiff,

14 vs.

14 HYK ENTERPRISES, LLC, a California
 15 Limited Liability Company; YONG KIM,
 16 an individual; BONITO TOYS, INC., a
 17 California Corporation; HENRY LA, an
 18 individual; WAN TUNG TRADING, INC.,
 19 a California Corporation dba W.T. TOYS,
 20 INC.; LINH M. TRAN, an individual;
 21 ESK TRADING, INC., a California
 22 Corporation; SOON BOK YANG, an
 23 individual; DOREMI TRADING, INC., a
 24 California Corporation; JU SANG
 25 CHANG, an individual; GALAXY TOYS,
 26 INC., a California Corporation; IRENE
 27 LY, an individual; J.N. TRADING, INC., a
 28 California Corporation; NANCY LU, an
 individual; MULTITOY, INC., a
 California Corporation; YUAN-LAN LIU,
 an individual; N P TRADING
 CORPORATION, a California
 Corporation; PHU NAN, an individual; EC
 TOYS, INC., a California Corporation;
 ERIC CHAN, an individual; TOP GOODS
 TRADING, INC., a California
 Corporation; JIANQIN TANG, an
 individual; and DOES 1-10, inclusive,

Defendants.

CASE NO. CV 10-7610 CAS (PLAx)

**PRELIMINARY INJUNCTION
 ORDER**

1 TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

2 PLEASE TAKE NOTICE that after consideration of the pleadings, declarations
3 and other evidence in this matter, and having heard the arguments of the parties in
4 support and opposition hereto, the Court issues the following Order for Preliminary
5 Injunction pursuant to Federal Rule of Civil Procedure 65 and the Lanham Act in the
6 above entitled matter:

7 Whereas Plaintiff General Motors, LLC (“**GM**”) is the worldwide owner of the
8 trademarks GENERAL MOTORS® and various composite trademarks comprising the
9 GM mark and assorted design components, including but not limited to the Cadillac
10 Crest Mark (U.S. Reg. Nos. 783,126 and 2,547,867), the Escalade Marks (U.S. Reg.
11 Nos. 3,766,008 and 3,741,739), the 2,550,170 (U.S. Reg. No. 2,550,170), and the
12 Hummer Marks (U.S. Reg. Nos. 2,926,350; 3,079,033; 2,659,456; and 1,959,544)
13 (hereinafter collectively “**GM Marks**”).

14 Plaintiff, having shown that it is likely to succeed in showing that Defendants
15 HYK Enterprises, LLC, Bonito Toys, Inc., Wan Tung Trading, Inc. dba W.T. Toys,
16 Inc., ESK Trading, Inc., Doremi Trading, Inc., Galaxy Toys, Inc., J.N. Trading, Inc.,
17 Multitoy, Inc., N P Trading Corporation, EC Toys, Inc., and Top Goods Trading, Inc.
18 (“**Defendants**”) have used and are continuing to use counterfeits or infringements of
19 the GM Marks in connection with the manufacture, importation, distribution, offer for
20 sale and/or sale of merchandise.

21 IT IS HEREBY ORDERED that Defendants, their officers, agents, servants and
22 employees and any persons in active concert or participation with Defendants are
23 ENJOINED from the following conduct:

24 (a) Using the GM Marks or any reproduction, counterfeit, copy
25 or colorable imitation of the GM Marks in connection with the manufacture,
26 importation, purchase, distribution, marketing, advertisement, offer for sale and/or sale
27 of goods that are not the genuine products of Plaintiff;

1 (b) Passing off, or inducing or enabling others to sell or pass off, any products
2 that are not Plaintiff's genuine GM merchandise;

3 (c) Committing any other acts calculated to cause purchasers to believe that
4 Defendants' products are Plaintiff's genuine GM merchandise, unless they are such,
5 and/or any acts calculated to cause purchasers to believe that Defendants' products are
6 connected with Plaintiff or Plaintiff's genuine merchandise bearing the GM Marks;

7 (d) Shipping, delivering, holding for sale, distributing, transferring or
8 otherwise moving, storing, concealing, or disposing of in any manner goods falsely
9 bearing the GM Marks, or any reproduction, counterfeit, copy or colorable imitation of
10 the GM Marks;

11 (e) Moving, destroying, concealing, or otherwise disposing of any products,
12 labels, merchandise, documents or other items used for reproducing the GM Marks or
13 any reproduction, counterfeit, copy or colorable imitation thereof;

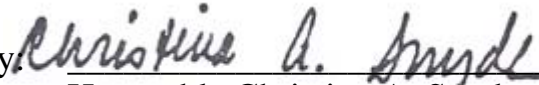
14 (f) Removing, destroying, concealing, or otherwise disposing of any 1)
15 computer programs, software, data, disks or other media; 2) business records or
16 documents; and/or 3) any other evidence relating to the manufacture, purchase,
17 distribution, marketing, advertisement, offer for sale and/or sale of goods falsely
18 bearing the GM Marks or any reproduction, counterfeit, copy or colorable imitation of
19 same; and

20 (g) Transferring to any other individual or entity the domain names owned by
21 Defendants in whole or in part that relate to the sale and/or offer for sale of goods
22 falsely bearing the GM Marks or any reproduction, counterfeit, copy or colorable
23 imitation of same;

24 IT IS FURTHER ORDERED that during the pendency of this action,
25 Defendants' counterfeit GM products and other related items, including, without
26 limitation, molds, labels, patches, printing devices, advertising, packaging and other
27 materials and merchandise seized pursuant to this Court's Order dated
28

1 October 12, 2010, shall be impounded in the custody or control of Plaintiff or
2 Plaintiff's agents as substitute custodian pending further order of this Court and shall
3 be made available for inventory or inspection by the party from which it was seized or
4 its counsel during normal business hours.

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6 DATED: October 27, 2010

By: 
Honorable Christine A. Snyder
United States District Judge

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