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7 **UNITED STATES DISTRICT COURT**  
8 **CENTRAL DISTRICT OF CALIFORNIA**

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10 CITGO PETROLEUM  
CORPORATION,

11 Plaintiff,

12 v.

13 TRIMEN OIL SALES, INC.

14 Defendant.  
15  
16

Case No. CV 12-4485 DSF (FFMx)

**ORDER TO SHOW CAUSE RE  
PRELIMINARY INJUNCTION**

17 TO DEFENDANT TRIMEN OIL SALES, INC.:

18 YOU ARE HEREBY ORDERED TO SHOW CAUSE at 1:30 p.m. on June 4,  
19 2012 or as soon thereafter as counsel may be heard in the courtroom of the Honorable  
20 Dale S. Fischer, located at 255 East Temple Street in Los Angeles, California in  
21 Courtroom 840, why you, your officers, agents, servants, employees and attorneys and  
22 those in active concert or participation with you or them, should not be retained and  
23 enjoined pending trial of this action from  
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- 26 i. Selling or offering for sale any lubricant products in 5-gallon  
27 buckets or 55-gallon drums bearing a label with any CITGO  
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1 trademark, including the MileMaster trademark or the CITGO or  
2 MileMaster name;

- 3  
4 ii. Using CITGO's Marks, including the MileMaster marks, or any  
5 other name or mark likely to cause confusion with CITGO's Marks,  
6 in connection with the sale of any lubricants products sold in 5-  
7 gallon buckets or 55-gallon drums;  
8  
9 iii. Doing any other act or thing likely to confuse, mislead or deceive  
10 others into believing that Trimen's non-CITGO products emanate  
11 from, or are connected with, sponsored by or approved by CITGO;  
12  
13 iv. Destroy any false advertisements or counterfeit or infringing goods,  
14 labels, signs, prints, packages, wrappers, receptacles, advertisements  
15 or other printed materials bearing the CITGO Marks or any  
16 reproduction, counterfeit, copy or colorable imitation of them; and  
17  
18 v. Assisting, aiding, or abetting any person or entity in engaging in any  
19 of the activities prohibited in paragraphs (i) through (iv).

20 FURTHER, YOU ARE HEREBY ORDERED TO SHOW CAUSE why you,  
21 your officers, agents, servants, employees and attorneys and those in active concert or  
22 participation with you or them, should not be required to:  
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- 24 i. Quarantine all counterfeit and infringing products, and goods,  
25 labels, signs, prints, packages, wrappers, receptacles, advertisements  
26 or other printed materials in Trimen's possession bearing the  
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1 CITGO Mark or any reproduction, counterfeit, copy or colorable  
2 imitation of them.

- 3
- 4 ii. Quarantine any labels bearing CITGO's Marks that it has obtained  
5 from CITGO or a third-party vendor.
- 6 iii. Quarantine any lubricants re-packaged into 5-gallon buckets or 55-  
7 gallon drums that currently bear CITGO's Marks.
- 8
- 9 iv. File with this Court and serve on CITGO a report in writing under  
10 oath setting forth in detail the manner and form in which they have  
11 complied with the terms of any injunction entered by this Court, in  
12 accordance with 15 U.S.C. § 1116(a).
- 13

14 This Order to Show Cause and supporting papers must be served on Defendant  
15 no later than May 25, 2012, and proof of service shall be filed no later than May 29,  
16 2012. Any response or opposition to this Order to Show Cause must be filed and  
17 personally served on Plaintiff's counsel no later than May 30, 2012.

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20 DATED: May 25, 2012

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ENTERED:

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UNITED STATES DISTRICT JUDGE

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