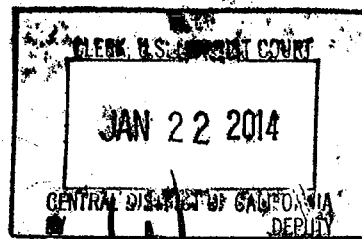


1 Kathyleen A. O'Brien (SBN 94218)
 kobrien@reedsmith.com
 2 Michael A. Garabed (SBN 223511)
 mgarabed@reedsmith.com
 3 REED SMITH LLP
 1901 Avenue of the Stars, Suite 700
 4 Los Angeles, CA 90067-6078
 Telephone: 310.734.5200
 5 Facsimile: 310.734.5299

6 Attorneys for Plaintiff
 SWEET PEOPLE APPAREL, INC.
 7 d/b/a MISS ME



8 UNITED STATES DISTRICT COURT
 9 CENTRAL DISTRICT OF CALIFORNIA

10
 11 SWEET PEOPLE APPAREL, INC. d/b/a
 MISS ME, a California corporation,

12 Plaintiff,

13 vs.

14 CLASSIC BLUE JEANS, INC. and GMF
 15 JEANS, INC.,

16 Defendants.

No.: 12-CV-05322 R (PJWx)

**FINAL JUDGMENT AND
 PERMANENT INJUNCTION**

Honorable Manuel Real

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1 The Court, having considered all papers and pleadings on file in this action,
2 including the Parties' Stipulation Re Settlement of Action and For Entry of Final
3 Judgment and Permanent Injunction, and having determined that the parties have
4 stipulated to the entry of final judgment in the above-entitled action based on the
5 following material representations and warranties of Defendant GMF Jeans, Inc.
6 ("GMF"):

7
8 1. That apart from the approximately 1,800 units of Infringing Clothing
9 identified in the Parties' settlement agreement, GMF has not procured, manufactured,
10 caused to be manufactured, distributed, offered for sale or sold any Infringing
11 Clothing.

12
13 2. That the only Infringing Clothing which GMF has ever procured, sold,
14 distributed or otherwise provided to any person or entity is the approximately 1,800
15 units of Infringing Clothing identified in the Parties' settlement agreement.

16
17 3. That GMF does not have in its custody, possession and/or control any
18 units of Infringing Clothing.

19
20 4. That the only person or entity which has ever manufactured Infringing
21 Clothing or supplied Infringing Clothing that GMF is aware of is Yutailong Garment
22 Co., LTD., 332 Zhonghe Lu Nanshan Development District Guangzhou PR China.

23
24 IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED as follows:

25
26 1. Defendant GMF Jeans, Inc., and all of its agents, shareholders,
27 employees, affiliates, officers, representatives and all other persons acting in concert
28 or participation with them or at GMF's direction, and each of them (hereinafter,

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1 individually and collectively, “GMF” or “the GMF Defendants”), are permanently
2 enjoined from ever doing, attempting, or causing to be done, whether directly or
3 indirectly, by any means, method, or device whatsoever, the following:

4
5 (a) The import, export, manufacture, reproduction, assembly,
6 acquisition, purchase, offer, sale, transfer, brokerage, consignment, distribution,
7 storage, shipment, marketing, advertising or promotion of any Sweet People
8 product, including, but not limited to, any Miss Me Branded Products,
9 (hereinafter “Sweet People Products”) unless GMF is first authorized to do so
10 in writing by an officer, director or managing agent of Sweet People Apparel,
11 Inc. d/b/a Miss Me (“Sweet People”), and/or any non-genuine reproduction,
12 counterfeit, copy or colorable imitation of any such product.

13
14 (b) The import, export, manufacture, reproduction, assembly,
15 acquisition, purchase, offer, sale, transfer, brokerage, consignment, distribution,
16 storage, shipment, marketing, advertising or promotion of any product which
17 infringes any of the Sweet People Designs identified in **Exhibit A** hereto or any
18 variants thereof and any designs that are substantially similar thereto;

19
20 (c) The unauthorized use, in any manner whatsoever, of any Sweet
21 People copyright including, but not limited to, the Sweet People Designs
22 identified in **Exhibit A** hereto, any variants, copies and/or simulations thereof
23 and/or any designs that are likely to be substantially similar thereto, including
24 specifically as follows:

- 25
26 (i) on or in conjunction with any unauthorized product; and
27 (ii) in, on or in conjunction with any unauthorized advertising,
28 promotional materials, labels, hangtags, packaging, websites
or other internet materials.

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1 (d) The import, export, manufacture, reproduction, assembly,
2 acquisition, purchase, offer, sale, transfer, brokerage, consignment, distribution,
3 storage, shipment, marketing, advertising or promotion of any product which
4 infringes any Sweet People trademark, trade dress and/or trade name including,
5 but not limited to, the Sweet People Trademarks identified in **Exhibit B** hereto
6 or any variants, colorable imitations, translations and/or simulations thereof
7 and/or any trademarks that are likely to be confusingly similar thereto;

8
9 (e) The unauthorized use, in any manner whatsoever, of any Sweet
10 People trademark, trade dress and/or trade name identified in **Exhibit B** hereto,
11 any variants, colorable imitations, translations and/or simulations thereof and/or
12 any trademarks, trade dress and/or trade name that are likely to be confusingly
13 similar thereto, including specifically, as follows:

14
15 (i) on or in conjunction with any product; and

16 (ii) in, on or in conjunction with any advertising, promotional
17 materials, labels, hangtags, packaging, websites or other internet
18 materials.

19 (f) Engaging in any activity which constitutes unfair competition with
20 Sweet People or acts and practices that deceive the public and/or the trade,
21 including, without limitation, the use of design elements and/or designations
22 associated with Sweet People and/or its products.

23
24 (g) Using, at any time, any internet domain name that includes
25 SWEET PEOPLE, MISS ME, or any variant thereof.

26
27 2. If GMF, or any of its agents, shareholders, employees, affiliates, officers,
28 representatives or other persons acting in concert or participation with them, or at

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A limited liability partnership formed in the State of Delaware

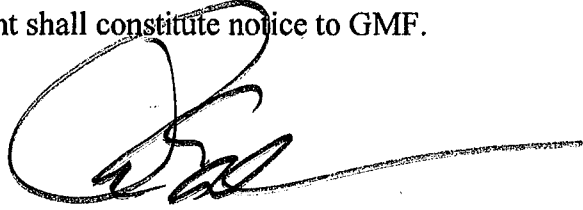
1 GMF's direction, breach any of the terms of this Final Judgment and Permanent
2 Injunction (the "Permanent Injunction"), Sweet People shall have the right to recover
3 sanctions against GMF including, but not limited to, sanctions for contempt of court.
4

5 3. Sweet People shall recover from GMF all costs and reasonable attorneys'
6 fees incurred in seeking enforcement of this Permanent Injunction and/or in seeking
7 any remedy based upon the failure of GMF to comply herewith.
8

9 4. This is a Final Judgment and is enforceable upon entry. The Parties have
10 waived findings of fact, conclusions of law, a statement of decision, and any right to
11 set aside this Judgment, appeal herefrom, seek a new trial, or otherwise contest the
12 validity of this Judgment in any way whatsoever.
13

14 5. Service on counsel for GMF or any then current member, manager or
15 officer of GMF of a copy of this Judgment shall constitute notice to GMF.
16

17
18 Dated: Jan. 22, 2014



HONORABLE MANUEL REAL
UNITED STATES DISTRICT COURT JUDGE

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EXHIBIT A

Certificate of Registration



This Certificate issued under the seal of the Copyright Office in accordance with title 17, United States Code, attests that registration has been made for the work identified below. The information on this certificate has been made a part of the Copyright Office records.

Marybeth Peters
 Register of Copyrights, United States of America

Form VA
 For a Work of the Visual Arts
 UNITED STATES COPYRIGHT OFFICE

VA 1-418-846



FORM VA (REV. 01/2007) (SEE INSTRUCTIONS)

Month *May* Day *23* Year *2007*

DO NOT WRITE ABOVE THIS LINE IF YOU NEED MORE SPACE, USE A SEPARATE CONTINUATION SHEET.

1

Title of This Work **JP 4369 BACK POCKET DESIGN** NATURE OF THIS WORK **Fabric Design**

Previous or Alternative Titles

Publication as a Contribution If this work was published as a contribution to a periodical, serial, or collection, give information about the collective work in which the contribution appeared. Title of Collective Work

If published in a periodical or serial give Volume Number Issue Date On Page

2

NAME OF AUTHOR **Sweet People Apparel, Inc.** DATES OF BIRTH AND DEATH
 Year Born Year Died

NOTE

Under the law, the "author" of a work made for hire is generally the employer, not the employee. See instructions for any part of this work that was made for hire. In the space provided, give the employer for whom the work was made for hire, and leave the space for dates of birth and death blank.

Was this contribution to the work a "work made for hire"? Yes No
 Author's Nationality or Domicile Name of Country **Citizen of** OR **Domiciled in**
 Was This Author's Contribution to the Work Anonymous? Yes No
 Pseudonymous? Yes No

Nature of Authorship Check appropriate boxes. See instructions.
 3-Dimensional sculpture Map Technical drawing
 2-Dimensional artwork Photograph Text
 Reproduction of work of art Jewelry design Architectural work

Name of Author **Sweet People Apparel, Inc.** Dates of Birth and Death Year Born Year Died

Was this contribution to the work a "work made for hire"? Yes No
 Author's Nationality or Domicile Name of Country **Citizen of** OR **Domiciled in**
 Was This Author's Contribution to the Work Anonymous? Yes No
 Pseudonymous? Yes No

Nature of Authorship Check appropriate boxes. See instructions.
 3-Dimensional sculpture Map Technical drawing
 2-Dimensional artwork Photograph Text
 Reproduction of work of art Jewelry design Architectural work

3

Year in which Creation of This Work Was Completed **2006** This Information Must Be Given ONLY if the work has been published. Date and Month of First Publication of This Particular Work **October 03 2006** **USA**

4

COPYRIGHT CLAIMANT(S) Name and address must be given (if the claimant is the same as the author given in space 2.)

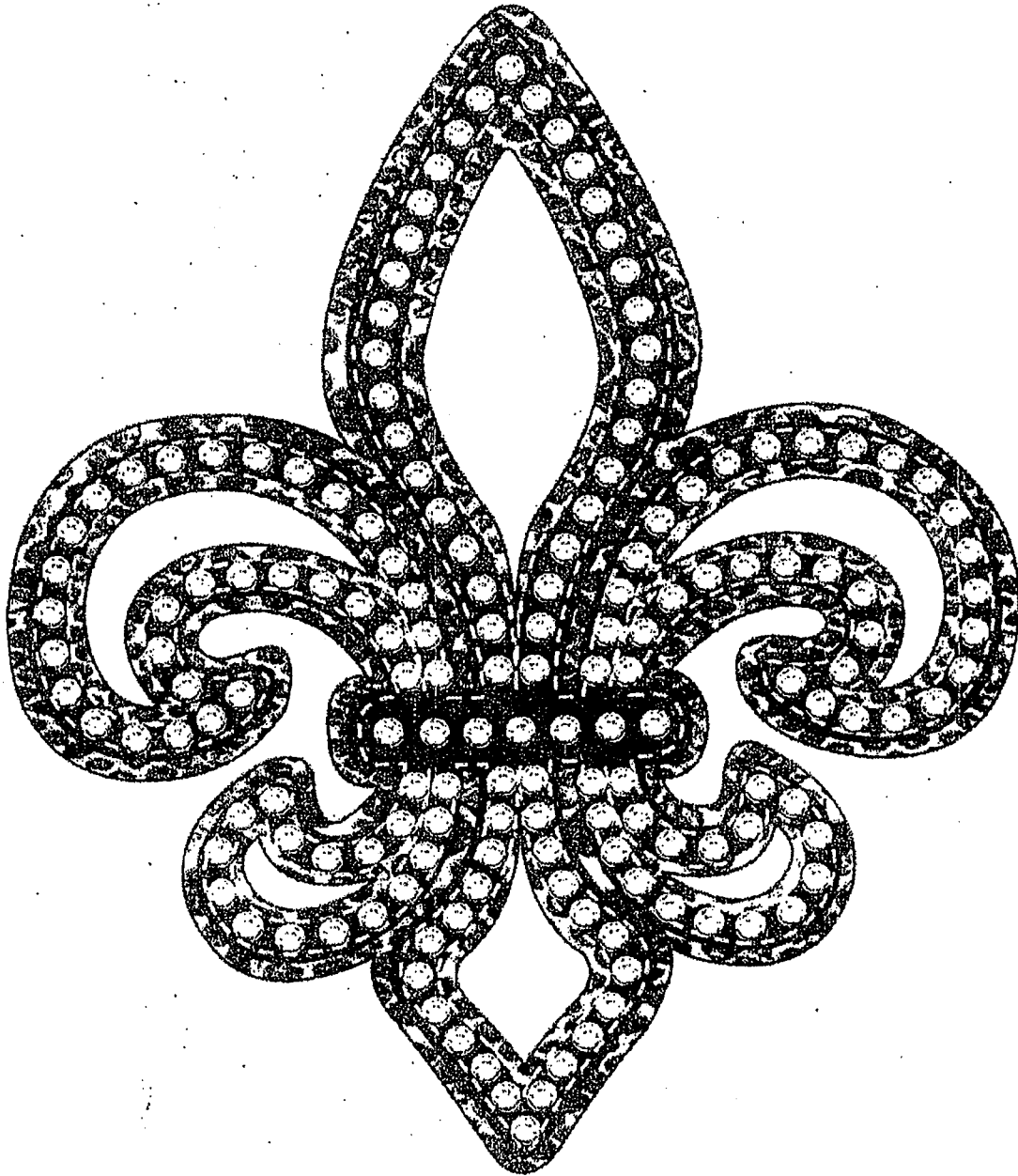
**Sweet People Apparel, Inc.
 4715 S. Alameda St., Los Angeles, CA 90038**

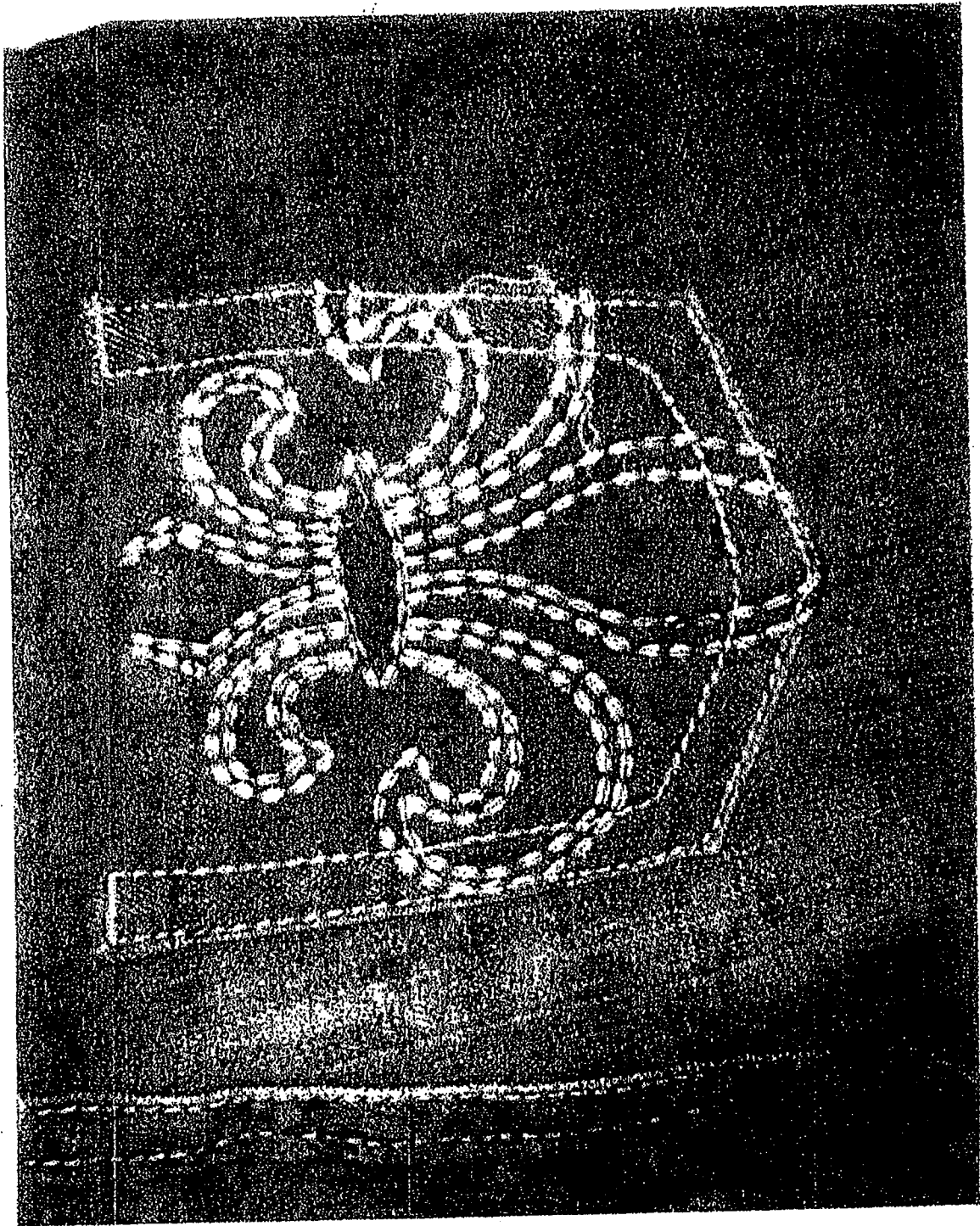
Transfer if the claimant(s) named here in space 4 is (are) different from the author(s) named in space 2, give a brief statement of how the claimant(s) obtained ownership of the copyright.

APPLICATION RECEIVED
 MAY 23 2007
 ONE DEPOSIT RECEIVED
 MAY 23 2007
 TWO DEPOSITS RECEIVED
 FUNDS RECEIVED

MORE ON BACK - Complete in appropriate spaces (numbers 5-9) on the reverse side of this page. See detailed instructions. Sign in space 8.

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 Page 1 of 2





Certificate of Registration



This Certificate issued under the seal of the Copyright Office in accordance with title 17, United States Code, attests that registration has been made for the work identified below. The information on this certificate has been made a part of the Copyright Office records.

Maria A. Pallante
Register of Copyrights, United States of America

Registration Number
VA-1-785-057

Effective date of
registration:
August 4, 2011

Title _____
 Title of Work: CrossRoads JP5072

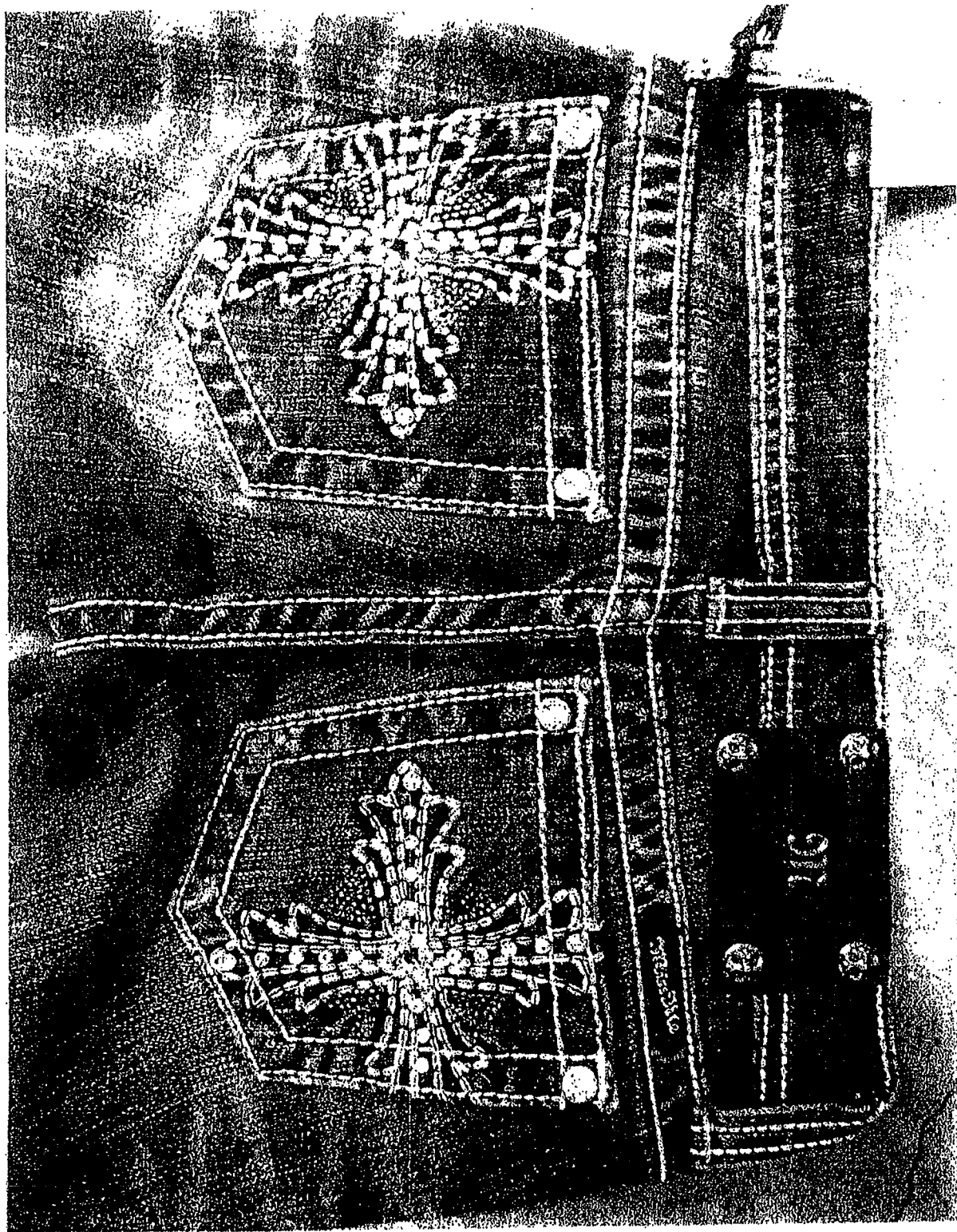
Completion/Publication _____
 Year of Completion: 2009
 Date of 1st Publication: October 27, 2009 Nation of 1st Publication: United States

Author _____
 Author: Sweet People Apparel, Inc.
 Author Created: Artwork Applied to Clothing
 Work made for hire: Yes
 Domiciled in: United States

Copyright claimant _____
 Copyright Claimant: Sweet People Apparel, Inc.
 4715 S. Alameda Street, Los Angeles, CA, 90058, United States

Rights and Permissions _____
 Organization Name: Sweet People Apparel, Inc.
 Address: 4715 S. Alameda Street
 Los Angeles, CA 90058 United States

Certification _____
 Name: Ann C. Veronick
 Date: August 4, 2011
 Applicant's Tracking Number: 21406.001



Certificate of Registration



This Certificate issued under the seal of the Copyright Office in accordance with Title 17, United States Code, attests that registration has been made for the work identified below. The information on this certificate has been made a part of the Copyright Office records.

Margbeth Peters
Registrar of Copyrights, United States of America

Registration Number
VA 1-716-852
Effective date of
Registration
May 26, 2010

Title _____
Title of Work: SPARKLE CROSS DESIGN

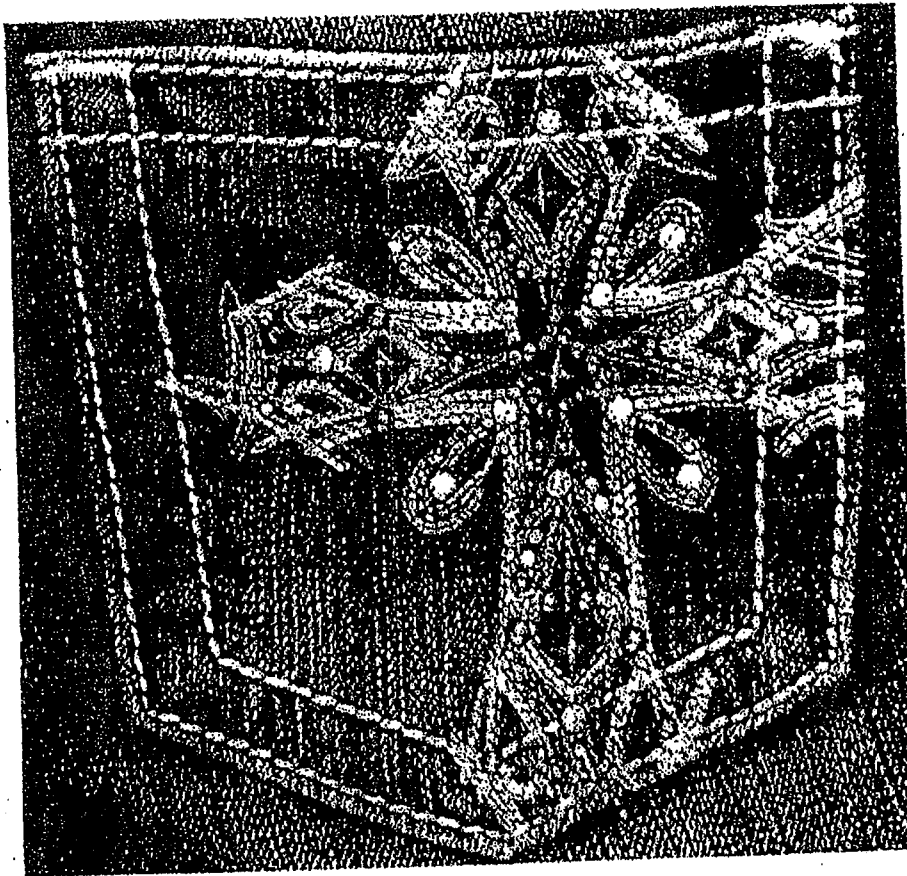
Completion/Publication _____
Year of Completion: 2008
Date of Publication: October 27, 2008
Nation of First Publication: United States

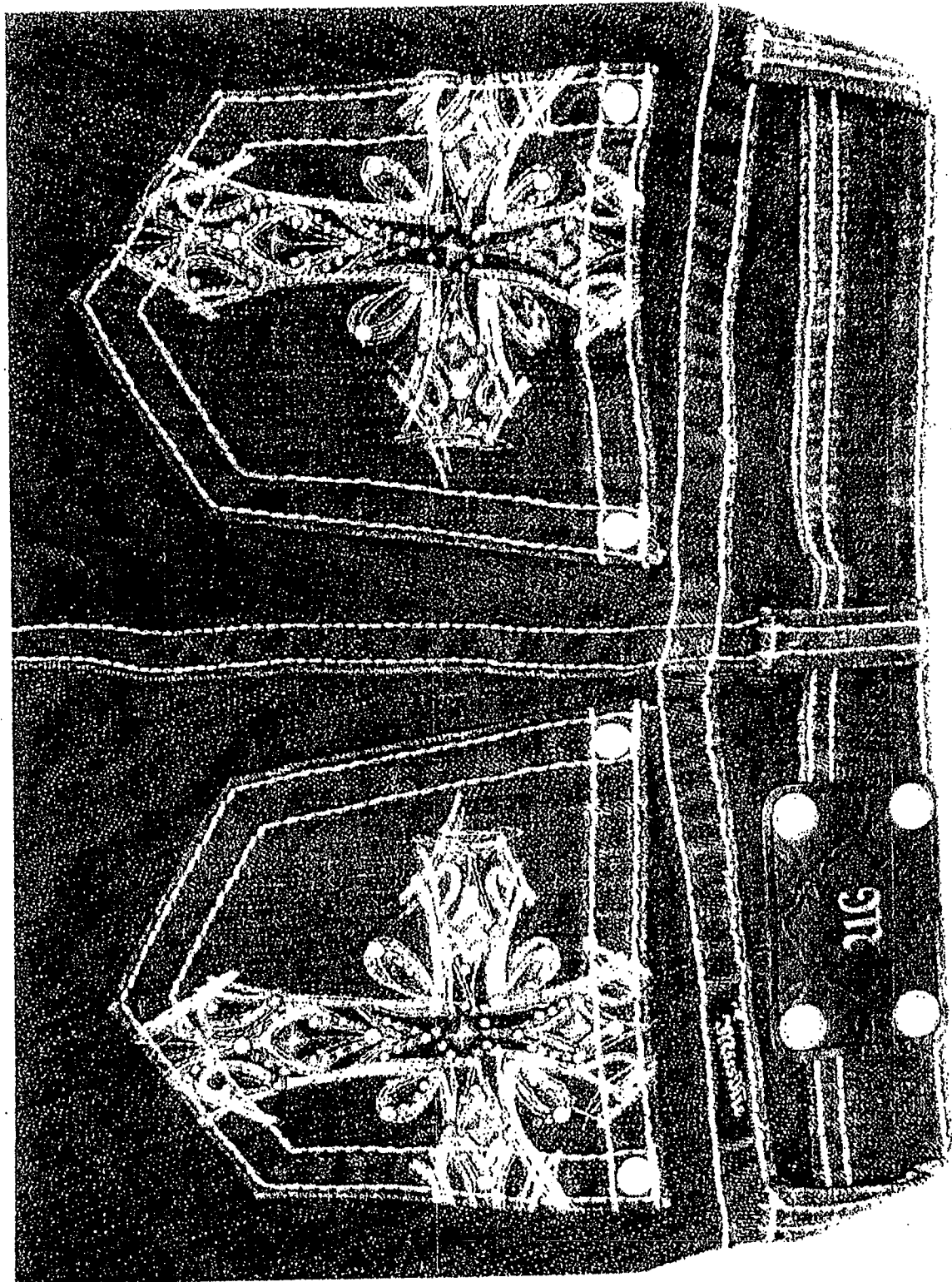
Author _____
Author: Sweet People Apparel, Inc.
Author Created: artwork applied to clothing
Work made for hire: Yes
Citizenship: United States

Copyright claimant _____
Copyright Claimant: Sweet People Apparel, Inc.
4715 S. Alameda Street, Los Angeles, CA 90038, United States

Rights and Permissions _____
Organization Name: Sweet People Apparel, Inc.
Address: 4715 S. Alameda Street
Los Angeles, CA 90038, United States

Certification _____
Name: Brent S. LaBerge
Date: May 26, 2010
Applicant's Tracking Number: 21406.001





Certificate of Registration



This Certificate issued under the seal of the Copyright Office in accordance with Title 17, United States Code, attests that registration has been made for the work identified below. The information on this certificate has been made a part of the Copyright Office records.

Maurice A. Pallante

Register of Copyrights, United States of America

Registration Number
VA 1-800-251

Effective date of
registration:
January 27, 2012

Title

Title of Work: Star Struck JW 6043

Completion/Publication

Year of Completion: 2008

Date of 1st Publication: August 8, 2008

Nation of 1st Publication: United States

Author

Author: Sweet People Apparel, Inc.

Author Created: Artwork Applied to Clothing

Work made for hire: Yes

Citizen of: United States

Domiciled in: United States

Copyright claimant

Copyright Claimant: Sweet People Apparel, Inc.

4715 S. Alameda St., Los Angeles, CA, 90058

Rights and Permissions

Organization Name: Sweet People Apparel, Inc.

Address: 4715 S. Alameda St.

Los Angeles, CA 90058

Certification

Name: Lilly Kim

Date: January 27, 2012

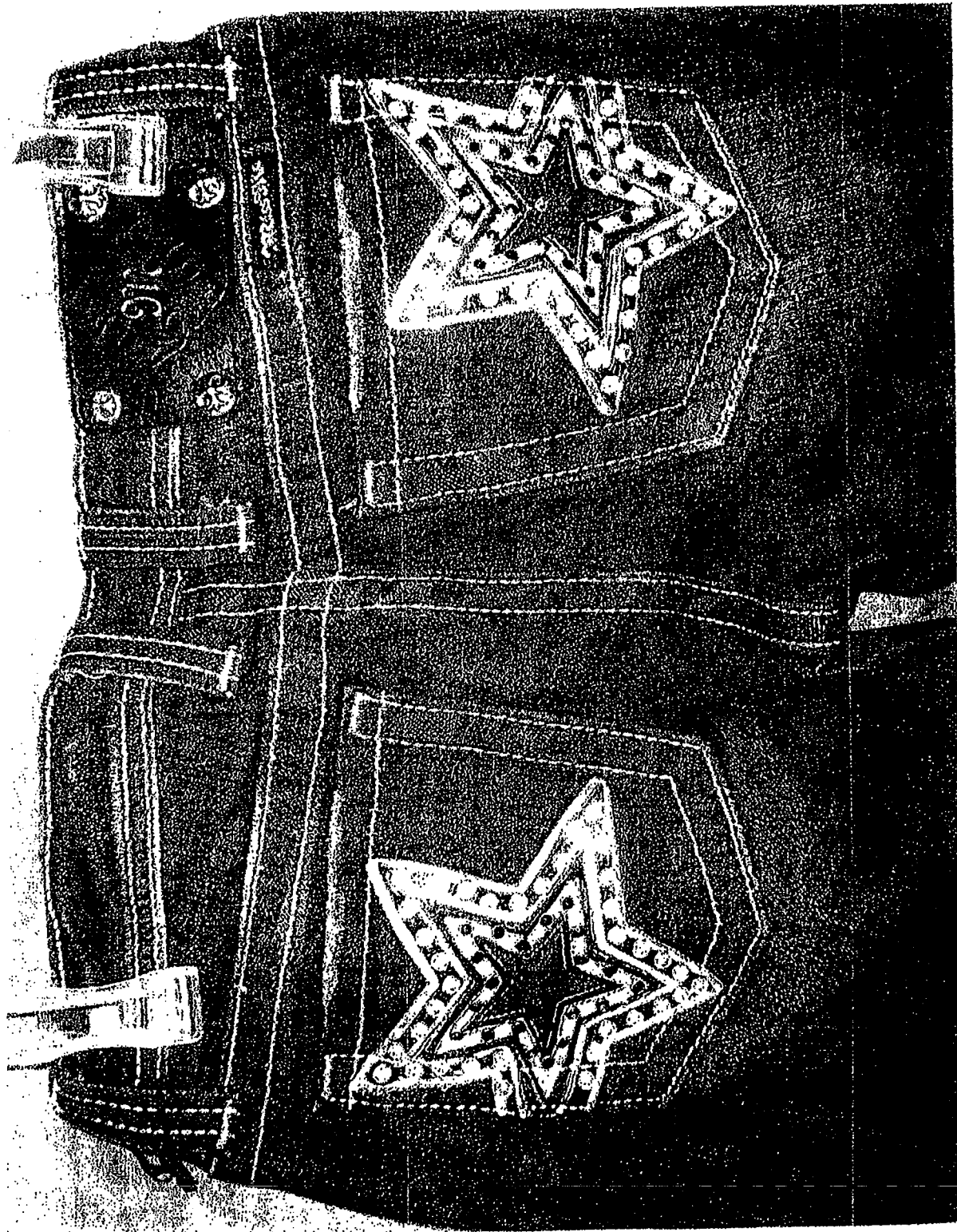
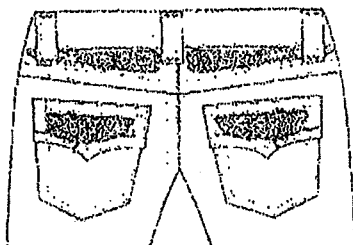


EXHIBIT B

United States of America

United States Patent and Trademark Office



Reg. No. 4,065,486
Registered Dec. 6, 2011
Int. Cl.: 25

TRADEMARK
PRINCIPAL REGISTER

SWEET PEOPLE APPAREL, INC. (CALIFORNIA CORPORATION)
4715 E. ALAMEDA ST.
LOS ANGELES, CA 90058

FOR APPAREL, NAMELY, JEANS AND PANTS, IN CLASS 25 (U.S. C.I.S. 25 AND 39)

FIRST USE 9-29-2005, IN COMMERCE 9-29-2005

OWNER OF U.S. REG. NO. 3,494,238

NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE THE SHAPES OF THE POCKETS OR THE POCKET FLAPS, OR THE STITCHING APPEARING ON THE POCKETS OR THE POCKET FLAPS, WHICH ARE INCLUDED ONLY TO SHOW THE PLACEMENT OF THE MARK ON THE GOODS, APART FROM THE MARK AS SHOWN.

THE MARK CONSISTS OF A FABRIC CUT-OUT DESIGN ON THE POCKET FLAP AND UNDER THE WAIST OF THE PANTS. THE AREA OF THE CUTOUT IS REPLACED WITH A FABRIC INSERT WHICH DIFFERS IN DESIGN FROM THE REMAINING PANTS FABRIC

SEC. 2(F)

SER. NO. 85-041,242, FILED 5-18-2011

SUZANNE BLANE, EXAMINING ATTORNEY



David J. K. [Signature]

Director of the United States Patent and Trademark Office

**REQUIREMENTS TO MAINTAIN YOUR FEDERAL
TRADEMARK REGISTRATION**

**WARNING: YOUR REGISTRATION WILL BE CANCELLED IF YOU DO NOT FILE THE
DOCUMENTS BELOW DURING THE SPECIFIED TIME PERIODS.**

**Requirements in the First Ten Years^a
What and When to File:**

First Filing Deadline: You must file a Declaration of Use (or Excusable Nonuse) between the 5th and 6th years after the registration date. See 15 U.S.C. §§1058, 1141k. If the declaration is accepted, the registration will continue in force for the remainder of the ten-year period, calculated from the registration date, unless cancelled by an order of the Commissioner for Trademarks or a federal court.

Second Filing Deadline: You must file a Declaration of Use (or Excusable Nonuse) and an Application for Renewal between the 9th and 10th years after the registration date.^a See 15 U.S.C. §1059.

**Requirements in Successive Ten-Year Periods^a
What and When to File:**

You must file a Declaration of Use (or Excusable Nonuse)^a and an Application for Renewal between every 9th and 10th-year period, calculated from the registration date.^a

Grace Period Filings^a

The above documents will be accepted as timely if filed within six months after the deadlines listed above with the payment of an additional fee.

The United States Patent and Trademark Office (USPTO) will NOT send you any future notice or reminder of these filing requirements.

***ATTENTION MADRID PROTOCOL REGISTRANTS:** The holder of an international registration with an extension of protection to the United States under the Madrid Protocol must timely file the Declarations of Use (or Excusable Nonuse) referenced above directly with the USPTO. The time periods for filing are based on the U.S. registration date (not the international registration date). The deadlines and grace periods for the Declarations of Use (or Excusable Nonuse) are identical to those for nationally issued registrations. See 15 U.S.C. §§1058, 1141k. However, owners of international registrations do not file renewal applications at the USPTO. Instead, the holder must file a renewal of the underlying international registration at the International Bureau of the World Intellectual Property Organization, under Article 7 of the Madrid Protocol, before the expiration of each ten-year term of protection, calculated from the date of the international registration. See 15 U.S.C. §1141j. For more information and renewal forms for the international registration, see <http://www.wipo.int/madrid/en/>.

NOTE: Fees and requirements for maintaining registrations are subject to change. Please check the USPTO website for further information. With the exception of renewal applications for registered extensions of protection, you can file the registration maintenance documents referenced above online at <http://www.uspto.gov>

