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22 **UNITED STATES DISTRICT COURT**  
23 **CENTRAL DISTRICT OF CALIFORNIA**  
24 **WESTERN DIVISION**

25 CACHET FINANCIAL SERVICES,  
26 formerly known as CACHET BANQ  
27 and sometimes doing business as  
28 CACHET BANQ, a California  
corporation,

Plaintiff,

vs.

CACHET FINANCIAL SOLUTIONS,  
INC., a Minnesota corporation,

Defendants.

Case No: 2:13-CV-01546-FMO-JC

Hon. Fernando M. Olguin

**AMENDED JUDGMENT AND  
PERMANENT INJUNCTION**

1 Pursuant to: (1) the Court's Order of September 21, 2015; (2) the Court's  
2 Order of September 30, 2016 (Dkt. 81); and (3) the parties' Joint Stipulation filed on  
3 October 27, 2016; IT IS ADJUDGED that:  
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5 1. Judgment is entered in favor of Plaintiff Cachet Financial Services and  
6 against Defendant Cachet Financial Solutions. Each party shall bear its own fees  
7 and costs.  
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9 2. Defendant Cachet Financial Solutions, Inc., and its officer, directors,  
10 agents, servants, employees, and attorneys and all persons in active concert or  
11 participation with any of the foregoing, are hereby:  
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13 a. enjoined from using any mark, name, symbol, logo, or other  
14 indicia that incorporates or is confusingly similar to the term "CACHET" in  
15 any way that related to financial services, except for the "Excepted Use," as  
16 defined below;  
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18 b. enjoined from offering for sale, soliciting sales, promoting,  
19 distributing, importing, advertising, or selling any products or services, in any  
20 medium, including without limitation the internet, under any mark, name,  
21 symbol, logo, or other indicia that incorporates or is confusingly similar to the  
22 term "CACHET" which in any way relate to financial services, except for the  
23 "Excepted Use," as defined below;  
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25 c. ordered to destroy or discard all signs, products, advertisements,  
26 packaging, literature, business cards, and any other promotional material,  
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1 which feature the term “CACHET” or a term confusingly similar thereto, both  
2 physical and electronic (*e.g.*, website), which are in any way related to  
3 financial services, except for the “Excepted Use,” as defined below.  
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5 3. “Excepted Use.” Defendant shall complete its transition to the yet to be  
6 determined new company name by no later than April 15, 2017. Defendant  
7 is permitted to reference its old company name (*i.e.*, Cachet Financial Solutions) in  
8 an explanatory fashion on signs, products, advertisements, packaging, literature,  
9 business cards, and any other promotional material to introduce the new company  
10 by stating “(New Company Name) is the Minnesota based company formerly  
11 known as Cachet Financial Solutions,” in a font-size no greater than one-third the  
12 font-size of the New Company Name as it appears elsewhere on the document or  
13 electronic image. The Excepted Use provision terminates on June 30, 2017 by  
14 which date Defendant shall cease from using the explanatory statement in any  
15 manner and destroy or discard all materials featuring same.  
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20 4. Except as set forth in paragraph 3, Defendant shall comply with all of  
21 the requirements set forth above no later than April 15, 2017.  
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23 5. Defendant shall, no later than July 12, 2017, file a declaration under  
24 penalty of perjury setting forth in detail the manner and form in which it has  
25 complied with this injunction.  
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6. The Defendant shall take all steps necessary to file documents with the PTO sufficient to (i) cancel Reg. No. 4,403,498 and (ii) abandon Ser. No. 77/950,367, within 10 business days of the entry of this injunction.

7. This Amended Judgment and Permanent Injunction supersedes the Judgment and Permanent Injunction (Dkt. 82) entered on September 30, 2016.

Date: October 28, 2016

/s/  
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Fernando M. Olguin  
United States District Judge