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

COLONIAL LIFE & ACCIDENT
INSURANCE COMPANY, a South
Carolina Corporation,

Plaintiff,

vs.

STENTORIANS - L.A. COUNTY
BLACK FIRE FIGHTERS, a California
Corporation; HUMANA, INC., a
Delaware Corporation; SWETT &
CRAWFORD, a California Corporation;
and DOES 1-10, inclusive,

Defendants.

AND RELATED COUNTERCLAIMS.

Case No. 13-cv-09235-CAS (FFMx)

**ORDER RE PERMANENT
INJUNCTION**

1 Based upon the stipulation of the parties, and for good cause shown,
2 IT IS HEREBY ORDERED that the Preliminary Injunction entered by the
3 Court on January 15, 2014 (Docket No. 48) shall become a Permanent Injunction
4 effective as of the date of this Order. A copy of the Preliminary Injunction which is
5 made permanent by this Order is attached hereto as Exhibit 1.

6 IT IS SO ORDERED.

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8 Dated: Sept. 3, 2014

Christina A. Snyder

Hon. Christina A. Snyder
United States District Court Judge

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EXHIBIT 1

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

COLONIAL LIFE & ACCIDENT
INSURANCE COMPANY, a South
Carolina Corporation,

Plaintiff,

vs.

STENTORIANS - L.A. COUNTY
BLACK FIRE FIGHTERS, a California
Corporation; HUMANA, INC., a
Delaware Corporation; SWETT &
CRAWFORD, a California Corporation;
TRANSAMERICA LIFE INSURANCE
COMPANY, an Iowa Corporation; and
DOES 1-10, inclusive,

Defendants.

2:13-cv-9235-CAS(FFMx)

**ORDER GRANTING PLAINTIFF
COLONIAL LIFE AND
ACCIDENT INSURANCE
COMPANY'S APPLICATION FOR
PRELIMINARY INJUNCTION**

Order and Preliminary Injunction:

In accordance with the Court's Findings of Fact and Conclusions of Law dated
January 10, 2014, Defendants STENTORIANS - L.A. COUNTY BLACK
FIREFIGHTERS ("STENTORIANS"), SWETT & CRAWFORD ("SWETT"),
ANDHUMANA, INC. ("HUMANA") are hereby ordered and enjoined as follows:

1 1. Stentorians is enjoined from using the following information regarding
2 individual Policyholders of Colonial Life that Stentorians received through its
3 contractual relationship with Colonial Life: billing control numbers (“BCNs”), Social
4 Security numbers, employee numbers, names (including employees, spouses and
5 dependents), Colonial Life policy numbers and types of Colonial Life coverage,
6 premium amounts, effective dates of premiums and coverage, and application
7 signature date (collectively referred to herein as the “Proprietary Information”), and
8 the payroll deduction cards, for any purpose other than the performance of the
9 contract between Colonial Life and Stentorians;

10 2. To effectuate the provision contained in Item 1 above, the parties are
11 ordered to do the following:

12 (a) Stentorians is ordered to provide all completed Payroll Deduction
13 Cards, and all copies thereof, pertaining to Colonial Life individual
14 Policyholders to Colonial Life’s counsel no later than January 20, 2014;

15 (b) Stentorians, Swett, and Humana are ordered to deliver documents,
16 whether maintained in paper form or electronically stored, that contain the
17 Proprietary Information, and all copies thereof that pertain to Colonial Life’s
18 individual Policyholders to Colonial Life’s counsel no later than January 20,
19 2014; and

20 (c) Stentorians, Swett, and Humana are ordered to deliver the dates
21 of birth and addresses of Colonial Life individual Policyholders used and/or
22 generated as part of Stentorians’ contractual relationship with Colonial Life, to
23 Colonial Life’s counsel no later than January 20, 2014.

24 3. Stentorians, Swett, and Humana are enjoined from using the dates of
25 birth and addresses of Colonial Life individual Policyholders derived and/or
26 generated from the Proprietary Information for any purpose other than the
27 performance of the contract between Colonial Life and Stentorians;

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1 4. Stentorians, Swett, and Humana are enjoined from using the Proprietary
2 Information, as well as the dates of birth and addresses generated therefrom, to solicit
3 Colonial Life individual Policyholders to select insurance with companies other than
4 Colonial Life;

5 5. Stentorians is ordered to advise Los Angeles County no later than
6 January 16, 2014, that Stentorians is no longer providing a payroll deduction slot for
7 the deduction of policy premiums on behalf of Colonial Life;

8 6. To the extent that Stentorians is in possession of any Colonial Life
9 policy premiums from the December 31, 2013 and January 15, 2014 payroll
10 deductions, Stentorians is ordered to remit such premiums to Colonial Life on or by
11 February 10, 2014;

12 7. To the extent that any of the Proprietary Information or dates of birth
13 and addresses of Colonial Life Policyholders is stored in electronic format, such
14 information shall be delivered to Colonial Life in electronic format and thereafter not
15 used for any purpose by Stentorians, Swett, or Humana; and

16 8. In light of the speculative nature of any damages resulting from this
17 Injunction, the Court finds that a nominal bond in the amount of \$10,000 is
18 appropriate. This Injunction shall be effective immediately. Colonial Life shall have
19 fourteen (14) days from the effective date of this Injunction to post the bond set forth
20 herein.

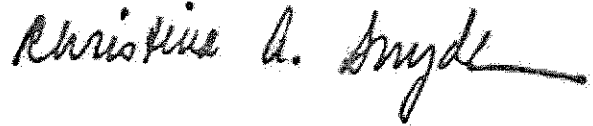
21 Nothing contained in this Order and Injunction is intended to prevent
22 Stentorians (1) from entering into agreements with other insurers regarding the use of
23 Stentorians' payroll deduction slot for the benefit of such insurers, (2) from
24 performing any vendor agreements, and (3) from marketing to, offering, selling and
25 servicing insurance to (i) all L.A. County employees; (ii) the actual 400 members of
26 the Stentorians - L.A. County Black Firefighters Association; and (iii) other bona
27 fide recognized County employee associations or organizations, so long as the
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1 solicitation does not utilize or is not otherwise based on the Proprietary Information
2 that is the subject of this Injunction.

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4 **IT IS SO ORDERED**

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6 Dated: January 15, 2014

By:



The Honorable Christina A. Snyder
United States District Judge

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