

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

JS-6

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

AMNESIA INTERNATIONAL, LLC,

Plaintiff,

vs.

WEHO NIGHTLIFE GROUP, INC.;
SKWS ENTERPRISES, INC.; and
DOES 1 through 10, inclusive,

Defendants.

Case No.: CV 14-8010-DMG (AJWx)

**STIPULATED JUDGMENT,
INCLUDING PERMANENT
INJUNCTION [31]**

STIPULATED JUDGMENT, INCLUDING PERMANENT INJUNCTION

CASE NO.: CV-14-8010

1 Having considered the Stipulation For Entry Of Judgment, Including a
2 Permanent Injunction by and between Plaintiff Amnesia International, LLC
3 (“Plaintiff”), on the one hand, and Defendants Weho Nightlife Group, Inc. and
4 SKWS Enterprises, Inc. (“Defendants”), on the other hand, and good cause appearing
5 therefor,

6 IT IS ORDERED, ADJUDGED AND DECREED AS FOLLOWS:

7 1. The Stipulation shall be, and hereby is, approved;
8 2. Defendants, together with their affiliates, parents and subsidiaries,
9 principals, agents, shareholders, members, partners, directors, officers, employees,
10 attorneys and all other persons in active concert or participation with them, are each
11 immediately and permanently enjoined and restrained from doing any of the
12 following:

13 (a) Any and all use of Amnesia’s STORY Mark, Amnesia’s STORY
14 Logo Mark, any mark incorporating Amnesia’s STORY Mark, and any mark
15 confusingly similar to Amnesia’s STORY Mark and/or Amnesia’s STORY Logo
16 Mark, including but not limited to, “STORY SUNDAYS” and “STORY SUNDAY.”

17 (b) Any and all use of Amnesia’s STORY Mark, Amnesia’s STORY
18 Logo Mark, any mark incorporating Amnesia’s STORY Mark, and/or any mark
19 confusingly similar to Amnesia’s STORY Mark and/or Amnesia’s STORY Logo
20 Mark, including but not limited to, “STORY SUNDAYS” and “STORY SUNDAY,”
21 at any time in the future, or instruct, cause, assist, or encourage others to do so.

22 (c) Any and all use of any and all social media accounts with user
23 names containing Amnesia’s STORY Mark, including but not limited to, the
24 Facebook user name “storysundays,” the Twitter user name “storysundays” and the
25 Pinterest user name “story-Sundays.”

26 (d) Contesting, challenging the use of, opposing the registration or re-
27 registration of, or seeking cancellation, and assisting or cooperating in any way with
28 any contest to, challenge to the use of, opposition to the registration or re-registration

1 of, or any attempt to cancel, Amnesia's STORY Mark or Amnesia's STORY Logo
2 Mark, or any existing or future registrations or applications owned by Amnesia or its
3 affiliates for any mark consisting of or containing STORY, or assist or encourage
4 others in doing so, at any time in the future.

5 3. Defendants, together with their affiliates, parents and subsidiaries,
6 principals, agents, shareholders, members, partners, directors, officers, employees,
7 attorneys and all other persons in active concert or participation with them, shall, and
8 are hereby ordered to, immediately do all of the following:

9 (a) Recognize Amnesia's ownership of and exclusive rights in
10 Amnesia's STORY Mark and Amnesia's STORY Logo Mark.

11 (b) Destroy any and all materials in their possession or under their
12 control that bears Amnesia's STORY Mark, Amnesia's STORY Logo Mark, any mark
13 incorporating Amnesia's STORY Mark, or any mark confusingly similar to
14 Amnesia's STORY Mark and/or Amnesia's STORY Logo Mark, including but not
15 limited to "STORY SUNDAYS" and "STORY SUNDAY."

16 (c) Remove any and all uses of Amnesia's STORY Mark, Amnesia's
17 STORY Logo Mark, any mark incorporating Amnesia's STORY Mark, and/or any
18 mark confusingly similar to Amnesia's STORY Mark and/or Amnesia's STORY
19 Logo Mark, including but not limited to, "STORY SUNDAYS" and "STORY
20 SUNDAY" from any web pages and/or social media pages under the operation or
21 control of Weho, SKWS, or any of their officers, directors, shareholders and
22 employees.

23 (d) Remove and terminate any and all uses of any and all social media
24 accounts with user names containing Amnesia's STORY Mark, including but not
25 limited to the Facebook user name "storysundays," the Twitter user name
26 "storysundays," and the Pinterest user name "story-sundays."

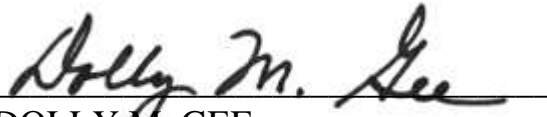
27 4. The terms of the foregoing injunction and orders shall immediately be in
28 effect and enforceable worldwide.

1 5. This Court shall, and hereby does, retain jurisdiction to the maximum
2 extent permitted by law to enforce the terms of this Judgment.

3 6. The order to show cause [Doc. # 30] is DISCHARGED.
4

5 IT IS SO ORDERED.

6
7 DATED: March 13, 2015


DOLLY M. GEE
UNITED STATES DISTRICT JUDGE

10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28