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13 *Attorneys for Defendant*
 Hidden Jeans, Inc. d/b/a Cello Jeans
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15 **UNITED STATES DISTRICT COURT**
 16 **CENTRAL DISTRICT OF CALIFORNIA**
 17 **WESTERN DIVISION**

18 RCRV, INC. d/b/a ROCK REVIVAL,
 19 a California corporation,

20 Plaintiffs,

21 v.

22 HIDDEN JEANS, INC. d/b/a CELLO
 JEANS, a California corporation,
 23 XYZ COMPANIES 1-10, and JOHN
 AND JANE DOES 1-10,

24 Defendants.
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Case No.: 2:15-cv-02083-TJH(ASx)
 Hon. Terry J. Hatter, Jr.

**ORDER GRANTING STIPULATION
 FOR ENTRY OF CONSENT
 PERMANENT INJUNCTION AND
 VOLUNTARY DISMISSAL OF
 ACTION WITH PREJUDICE [JS-6]**

1 WHEREAS, Plaintiff RCRV, Inc. d/b/a Rock Revival (“RCRV”) is the owner
2 of a federally registered design trademark used on and in connection with its ROCK
3 REVIVAL line of jeanswear products, namely, a distinctive inverted fleur-de-lis
4 pocket design (the “INVERTED FLEUR-DE-LIS DESIGN Trademark”), a copy of
5 the registration certificate for the INVERTED FLEUR-DE-LIS DESIGN Trademark,
6 as well as a photograph of such mark as used on ROCK REVIVAL jeanswear, being
7 attached hereto as Exhibit A; and

8 WHEREAS, on March 20, 2015, RCRV filed a complaint against Hidden
9 Jeans, Inc. d/b/a Cello Jeans (“Hidden Jeans”) in this action (the “Civil Action”),
10 seeking injunctive relief and damages for alleged acts of willful trademark
11 counterfeiting and/or infringement, false designation of origin and unfair competition,
12 arising out of Hidden Jeans’ design, creation, manufacture, importation, distribution,
13 promotion, advertising, marketing, offer for sale and/or sale of jeanswear under the
14 “Cello Jeans” brand name bearing designs (the “Accused Designs”) that, RCRV
15 alleges, infringe its rights in and to the INVERTED FLEUR-DE-LIS DESIGN
16 Trademark (the “Accused Products”), photographs of the Accused Products being
17 attached hereto as Exhibit B; and

18 WHEREAS, the parties entering into this Consent Permanent Injunction and
19 Voluntary Dismissal of Action With Prejudice (the “Consent Permanent Injunction”)
20 are RCRV and Hidden Jeans (each individually a “Party” and collectively the
21 “Parties”); and

22 WHEREAS, the Parties herein having entered into a Settlement Agreement;
23 and

24 WHEREAS, the Parties hereto desire to fully settle all of the claims in this
25 Civil Action among the Parties to this Consent Permanent Injunction without the
26 admission of liability on the part of any Party; and

27 WHEREAS, the Parties have submitted to the Court’s jurisdiction; and

28 WHEREAS, the Parties have been afforded the opportunity to consult with
attorneys of their own choice in connection with the settlement of this action; and

1 WHEREAS, the Parties have consented to the entry of this Consent Permanent
2 Injunction in full and final resolution of the Civil Action; and

3 WHEREAS, the Court having jurisdiction over the subject matter of this action
4 and over the Parties, and venue in this action being proper in this judicial district.

5 The Parties hereby stipulate to the entry by this Consent Permanent Injunction
6 ordering that:

7 1. Hidden Jeans, and its agents, affiliates, divisions, parents, subsidiaries,
8 related companies, officers, directors, shareholders, principals, employees, and all
9 natural or legal persons acting on their behalf, or in concert with any of them, shall be
10 PERMANENTLY ENJOINED and RESTRAINED from the date of this Consent
11 Permanent Injunction from attempting to do or causing to be done, directly or
12 indirectly, by any means, method, or device whatsoever, or by any person or persons
13 whomsoever, the following acts:

14 (a) creating, designing, manufacturing, importing, exporting,
15 distributing, supplying, advertising, marketing, promoting, purchasing, offering for
16 sale and/or selling any garments bearing any of the Accused Designs;

17 (b) creating, designing, manufacturing, importing, exporting,
18 distributing, supplying, advertising, marketing, promoting, purchasing, offering for
19 sale or selling any garments that contain any design or combination of design
20 elements that is confusingly similar to RCRV's INVERTED FLEUR-DE-LIS
21 DESIGN Trademark; and

22 (c) engaging in any activity constituting unfair competition with
23 RCRV, or acts and practices that deceive the public and/or the trade, including,
24 without limitation, the use of design elements and designations associated with
25 RCRV.

26 2. Except to the extent relief is granted on RCRV's Complaint through the
27 entry of this Consent Permanent Injunction, this action shall be deemed dismissed
28 with prejudice.

1 3. The Court retains jurisdiction of this action for the purpose of enforcing
2 the provisions of this Consent Permanent Injunction by way of contempt motion or
3 otherwise.

4 4. The Parties waive any right to appeal this Consent Permanent Injunction.

5 5. Each Party shall bear its own costs and attorneys' fees related to this
6 action.

7
8 IT IS SO ORDERED.

9 Dated: Nov. 30, 2015



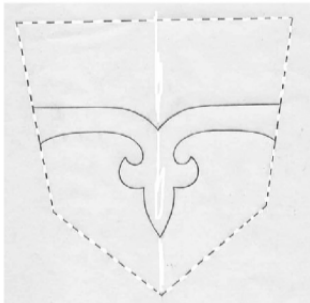
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The Honorable Terry J. Hatter, Jr.
United States District Judge

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EXHIBIT A

United States of America
United States Patent and Trademark Office



Reg. No. 4,248,371

RCRV, INC. (CALIFORNIA CORPORATION)
4715 S. ALAMEDA STREET
LOS ANGELES, CA 90058

Registered Nov. 27, 2012

Int. Cl.: 25

FOR: APPAREL, NAMELY, JEANS, SHORTS AND SKIRTS, IN CLASS 25 (U.S. CLS. 22 AND 39).

TRADEMARK

FIRST USE 11-23-2005; IN COMMERCE 3-17-2006.

PRINCIPAL REGISTER

THE MARK CONSISTS OF A THREE-DIMENSIONAL DESIGN FEATURE CONSISTING OF A STYLIZED INVERTED FLEUR DE LIS DESIGN STITCHED ON THE BACK POCKET OF A JEANS PRODUCT, DEPICTED IN THE DRAWING AS A SOLID BLACK LINE. THE DOTTED OUTLINE OF THE GOODS IS INTENDED TO SHOW THE POSITION OF THE MARK AND IS NOT PART OF THE MARK AS SHOWN.

SEC. 2(F).

SER. NO. 85-330,951, FILED 5-26-2011.

MARK SPARACINO, EXAMINING ATTORNEY



David J. Kypos

Director of the United States Patent and Trademark Office

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EXHIBIT B



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