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

BEACHBODY, LLC, et al.,
Plaintiffs,
v.
AAF FREIGHT (LA) CORP., et al.,
Defendants.

Case No.: 2:15-cv-06452 FMO (PLAx)

**PERMANENT INJUNCTION
AGAINST DEFENDANTS AAF
FREIGHT (LA) CORP., GELS
LOGISTICS, INC., ALL ACCESS
EXPRESS, INC., AAE LAX, INC.,
BENSON WAI, XINDI “JOHN” HU,
TOM T. LU, AND JUAN XU AND
DISMISSAL OF ENTIRE ACTION**

Honorable Fernando M. Olguin

The Court, pursuant to the Stipulation for Entry of Permanent Injunction and Dismissal of Entire Action (the “Stipulation”), by and between Plaintiffs Beachbody, LLC (“Beachbody”) and Bose Corporation (“Bose”) (collectively, “Plaintiffs”), and Defendants AAF Freight (LA) Corp., GELS Logistics, Inc., All Access Express, Inc., AAE Lax, Inc., Benson Wai, Xindi “John” Hu, Tom T. Lu, and Juan Xu (collectively, “Defendants”), filed concurrently herewith, hereby

1 ORDERS that a Permanent Injunction shall be and hereby is entered against
2 Defendants in the above-referenced matter as follows:

3 **I. PERMANENT INJUNCTION.** IT IS HEREBY ORDERED that
4 Defendants, including any and all officers, directors, members, agents, servants,
5 employees, partners, corporation, limited liability company, parent company,
6 subsidiary, affiliates, successors, assignees, and any others over which Defendants
7 may exercise control, are hereby restrained and enjoined, pursuant to 15 U.S.C.
8 §1116(a) and 17 U.S.C. §501, from engaging in, directly or indirectly, or
9 authorizing or assisting any third party to engage in, any of the following activities
10 in the United States: copying, manufacturing, importing, exporting, purchasing,
11 marketing, advertising, offering for sale, selling, receiving, storing, packaging,
12 fulfilling, distributing or dealing in any product or service that uses, or otherwise
13 making any use of, any of Plaintiffs' intellectual properties, including but not
14 limited to, the BEACHBODY® (Reg. Nos. 2665151, 2853244, 2862904, and
15 2873866), FOCUS T25® (Reg. Nos. 4404411 and 4412310), PIYO® (Reg. Nos.
16 4549501 and 4629995), P90X® (Reg. Nos. 3444723 and 3669400), P90X3® (Reg.
17 No. 4503107), INSANITY® (Reg. Nos. 3696777 and 4049382), 21 DAY FIX®
18 (Reg. Nos. 4506354 and 4580177), and CIZE® (Reg. No. 4860840) word and
19 design marks, the BOSE® (Reg. Nos. 0829402 and 3863254), BETTER SOUND
20 THROUGH RESEARCH® (Reg. No. 1767324), Engineered for Exercise® (Reg.
21 No. 4262660), TRIPORT® (Reg. No. 3060458), STAYHEAR® (Reg. No.
22 3878139), interwoven white and black cord design mark (Reg. No. 3497786), and
23 contrasting two color swirl pattern cord design mark (Reg. No. 4370745) word and
24 design marks, and/or Beachbody's copyrights in its FOCUS T25 KIT (Reg. No.
25 PA0001935094), PIYO KIT (2014) (Reg. No. PA0001929038), P90X3 Kit (2013)
26 (Reg. No. PA0001902813), INSANITY MAX:30 (Reg. No. PA0001961905), 21
27 DAY FIX KIT (2014) (Reg. No. PA0001890353), and CIZE KIT (2015) (Reg. No.
28 PA0001979283) exercise kits and DVDs (collectively hereinafter "Plaintiffs'

1 Intellectual Properties”).

2 **II. FORFEITURE OF CURRENT INVENTORY.** IT IS FURTHER
3 ORDERED that Defendants, including any and all officers, directors, members,
4 agents, servants, employees, partners, corporation, limited liability company,
5 parent company, subsidiary, affiliates, successors, assignees, and any others over
6 which Defendants may exercise control, shall forfeit and deliver to Plaintiffs any
7 products in Defendants’ possession, custody, or control bearing or embodying
8 Plaintiffs’ Intellectual Properties. The items affected by this paragraph shall
9 include any accused exercise kits and DVDs and/or headphones currently in
10 Defendants’ possession, custody, or control or and any items which come into
11 Defendants’ possession after the effective date of this Permanent Injunction.

12 **III. ENTRY OF THIS PERMANENT INJUNCTION.** IT IS
13 FURTHER ORDERED that the Court finds there is no just reason for delay in
14 entering this Permanent Injunction against Defendants, and, the Court directs
15 immediate entry of this Permanent Injunction against Defendants. This Permanent
16 Injunction shall be deemed to have been served upon Defendants at the time of its
17 execution by the Court.

18 **IV. DISMISSAL OF ENTIRE ACTION.** IT IS FURTHER
19 ORDERED that upon entry of this Permanent Injunction against Defendants, this
20 case shall be dismissed by the Court in its entirety with the Parties bearing their
21 own attorney’s fees and costs.

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V. RETENTION OF JURISDICTION. IT IS FURTHER ORDERED
that this Court expressly retains jurisdiction over this matter to enforce any
violation of the terms of this Permanent Injunction by Defendants.

IT IS SO ORDERED this 8th day of December, 2016.

_____/s/_____
HON. FERNANDO M. OLGUIN
District Court Judge of the United States
Central District of California