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UNITED STATES DISTRICT COURT
FOR THE CENTRAL DISTRICT OF CALIFORNIA

B.A.S.A. TRADING, INC. dba Coral
Textiles, a California corporation.

Plaintiff,

v.

CLO APPAREL, INC. dba Cleo Casual, a
California corporation; DESIGN BY
NATURE, LLC dba ITEX, a California
limited liability company; S & J
APPAREL, INC., a California
corporation; NOVELTY FABRICS, INC.,
a California corporation; CHRISTIAN
PARK, an individual; and DOES 1
through 10, inclusive,

Defendants.

Case No.: CV 15-09954-AB (ASx)

[Assigned for all purposes to Hon.
André Birotte Jr., judge presiding]

**JUDGMENT AND PERMANENT
INJUNCTION**

Complaint Filed: December 29, 2015

1 Pursuant to this Court’s Order dated May 16, 2018 granting the Application
2 for Entry of Default Judgment filed by Plaintiff B.A.S.A. Trading, Inc.’s
3 (“Plaintiff”) against Defendants Design by Nature, LLC dba ITEX (“ITEX”) and
4 Novelty Fabrics, Inc. (“Novelty Fabrics”)(collectively “Defendants”), it is hereby
5 ORDERED, ADJUDGED, AND DECREED:

- 6 1. Defendant ITEX shall pay Plaintiff damages in the amount of
7 \$19,220.30;
- 8 2. Defendant Novelty Fabrics shall pay Plaintiff damages in the amount
9 of \$4,111.75; and
- 10 3. Plaintiff is entitled to post-judgment interest on the amount of the
11 Judgment from the date of entry of Judgment until the date the
12 Judgment is paid in full at the statutory rate pursuant to 28 U.S.C. §
13 1961(a).

14 It is further ORDERED, ADJUDGED, AND DECREED that Defendants,
15 along with their respective directors, officers, partners, associates, affiliates,
16 agents, servants, employees, shareholders, representatives, and assigns, and all
17 others under their control or in active concert or participation with them are
18 permanently restrained, enjoined, and prohibited from:

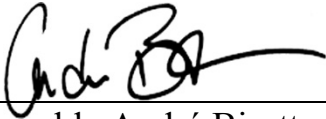
- 19 a. Creating, distributing, marketing, or using designs that are identical or
20 substantially similar to Plaintiff’s CPTD101 PRINT design bearing
21 United States Copyright Office Registration No. VA 1-924-489
22 (“Design”);
- 23 b. Manufacturing, distributing, marketing, or selling any unauthorized
24 products or goods (“Infringing Goods”) that bear Plaintiff’s Design or
25 any other designs that are substantially similar to Plaintiff’s Design;
- 26 c. Applying for or registering the Design or designs that are substantially
27 similar to Plaintiff’s Design with the United States Copyright Office;
- 28 d. Representing by any method, directly or indirectly, that any products,
goods, or actions of Defendants, or Defendants themselves, is

1 sponsored, endorsed, or authorized by, or affiliated with, Plaintiff; and
2 otherwise taking any action or engaging in any conduct that tends
3 falsely to represent, or is likely to confuse, mislead or deceive
4 purchasers, customers, and/or members of the public to believe that
5 any actions of Defendants, and products sold by Defendants, and/or
6 Defendants themselves is connected with Plaintiff, are sponsored,
7 approved or licensed by Plaintiff, and/or is affiliated with Plaintiff;
8 and

9 e. Assisting, aiding, or abetting any other person or business entity in
10 engaging in or performing any of the activities referred to in the above
11 paragraphs.

12 **IT IS SO ORDERED.**

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14 Dated: June 13, 2018


15 _____
16 Honorable André Birotte, Jr.
17 United States District Judge
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