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

16 RED STAR TRADERS, LLC D/B/A RST
 17 BRANDS, a Utah limited liability company;
 18 Plaintiff,

19 v.

20 ABBYSON LIVING CORPORATION, a
 21 Nevada Corporation; ABBYSON LIVING
 22 LLC, a Delaware limited liability company;
 23 ABBYSON CORPORATION, a California
 24 corporation; and ABBYSON HOME
 25 CORPORATION, a California corporation.

26 Defendants.

Case No. 2:16-cv-02781-AB-KS

27 **FINAL ORDER AND**
 28 **ISSUANCE OF PERMANENT**
INJUNCTION

Judge Andre Birotte Jr.

1 WHEREAS, plaintiff Red Star Traders, LLC (“RST”), commenced this
2 action against defendant Abbyson Living Corporation (“Abbyson”) by filing a
3 complaint on April 22, 2016 (the “Action”), alleging *inter alia*, that Abbyson has
4 infringed on RST’s unregistered trade dress in connection with its PORTOFINO™
5 outdoor furniture products through its manufacturing and selling of an outdoor
6 furniture set under the name “Montecito” as described and depicted in RST’s
7 complaint filed in the Action (the “Montecito Products”);

8 WHEREAS, the parties have agreed to enter into a separate Settlement
9 Agreement and Mutual Release;

10 WHEREAS, the parties agree to the entry of a permanent injunction; and

11 WHEREAS, this Court having reviewed the stipulation of the parties for
12 entry of a Permanent Injunction, being fully advised in the premises, and for good
13 cause shown, the Court hereby issues the following orders:

14 A. IT IS HEREBY ORDERED, that Abbyson and its subsidiaries,
15 agents, affiliates and divisions, and all other persons or entities acting in concert or
16 participation with Abbyson, shall be and hereby are permanently enjoined and
17 restrained from manufacturing, selling, and/or marketing the Montecito Products
18 (described and depicted in the Litigation) while RST, or its subsidiaries, affiliates,
19 divisions, successors in interest, or assigns, remains in business and while it sells
20 and markets its PORTOFINO™ outdoor furniture products.

21 B. IT IS FURTHER ORDERED that this lawsuit is dismissed without
22 prejudice; and

23 C. IT IS FURTHER ORDERED that this Court shall retain jurisdiction
24 to enforce any violation of this Final Order and Issuance of Permanent Injunction.

25 DATED this 28th day of June, 2017.

26 BY THE COURT:

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Hon. Judge André Birotte Jr.