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

CAPBRAN HOLDINGS, LLC, a
California LLC, and NUTRIBULLET,
LLC, a California LLC,

Plaintiffs,

v.

FIREMALL LLC, a New York LLC,
and MITCHEL BERKOWITZ, an
individual,

Defendants.

AND RELATED
COUNTERCLAIM

CASE NO. 2:16-cv-02980-DSF(AFMx)

**AMENDED JUDGMENT FOR
TRADEMARK AND TRADE DRESS
INFRINGEMENT, COPYRIGHT
INFRINGEMENT, AND DESIGN
PATENT INFRINGEMENT**

The Hon. Judge Dale S. Fischer

1 The Parties having so stipulated and good cause appearing, the Court enters
2 an Amended Judgement in accordance with the following terms.

3
4 **AMENDED JUDGMENT**

5
6 IT IS HEREBY ORDERED, ADJUDGED, AND DECREED:

- 7 (1) The Judgement entered on September 25, 2017 (Dkt. #183) is
8 incorporated herein by reference in its entirety;
- 9 (2) All claims against Defendants Firemall, LLC (“Firemall”) and Mitchel
10 Berkowitz (“Berkowitz”) are hereby DISMISSED WITH
11 PREJUDICE;
- 12 (3) Firemall, Berkowitz, and other entities in which Berkowitz retains any
13 ownership interest, either directly or through his family or agents are
14 permanently enjoined from infringing any of Plaintiffs Capbran
15 Holdings, LLC and Nutribullet, LLC’s (collectively referred to as
16 “Capbran”) trademarks, trade dress, copyrights, and design patents,
17 including but not limited to any future sales of counterfeit products of
18 Capbran or its related entities; and
- 19 (4) Each Party shall bear its own costs and attorneys’ fees.

20
21 IT IS SO ORDERED.

22 

23 Dated: 3/6/18

24 _____
25 Hon. Dale S. Fischer
26 United States District Judge