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JS-6

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA, WESTERN DIVISION

AMERICAN INTERNATIONAL
INDUSTRIES, a California general
partnership,

Plaintiff,

v.

DARA INC. a California corporation;
and DOES 1 to 10, inclusive,

Defendant.

CASE No. 2:16-cv-08116 CAS(AJWx)

~~PROPOSED~~ STIPULATED FINAL
JUDGMENT AND PERMANENT
INJUNCTION

Hon. Christina A. Snyder,
Presiding Judge

Hon. Andrew J. Wistrich,
Magistrate Judge

Complaint filed: November 1, 2016
Trial Date: March 27, 2018

1 Based upon the Stipulation signed by counsel for Plaintiff American
2 International Industries (“AII” or “Plaintiff”) and counsel for Defendant Dara Inc.
3 (“Defendant”) for a Final Judgment in this action, the Court enters this Final Judgment
4 including a Permanent Injunction prohibiting the Defendant from transacting products
5 bearing the name, or any name substantially similar to “American International
6 Industries,” “AII,” any of Plaintiff’s brands, or any products that purport to be
7 manufactured by or otherwise associated with Plaintiff or Plaintiff’s brands as part of a
8 comprehensive settlement.

9
10 Therefore, IT IS ORDERED that:

11 1. Defendant Dara Inc., its affiliates, owners, officers, agents, servants, employees,
12 attorneys, suppliers, distributors, and all those in active concert or participation
13 with any of them are permanently restrained and enjoined from doing any of the
14 following anywhere in the world:

15
16 (a) Acquiring, purchasing, manufacturing, marketing, storing, transporting,
17 distributing, dealing in, transferring, hypothecating, offering for sale, selling, or
18 otherwise transacting in, directly or indirectly, any AII product, including any
19 product bearing a name substantially similar to, “American International
20 Industries,” “AII,” or any AII brand, or any products that purport to be
21 manufactured by or otherwise associated with AII or an AII brand;

22
23 (b) Using or otherwise infringing any AII trademarks;

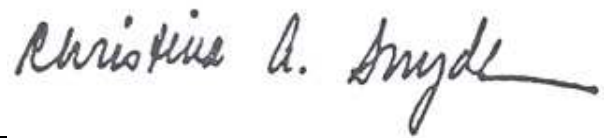
24
25 (c) Directly or indirectly causing, directing, soliciting, assisting, aiding, or
26 abetting any other person or entity to engage in or performing any of the
27 prohibited conduct referred to in the above paragraphs.
28

1 2. The Court shall retain jurisdiction to enforce the terms of the Settlement
2 Agreement of the Parties and the Permanent Injunction in this Judgment;

3
4 3. This Judgment shall constitute the One Final Judgment in the action and shall
5 therefore resolve the entire action; and

6
7 4. Final Judgment is hereby entered, with each party responsible for its own costs
8 and attorney's fees.

9
10 DATED: August 21, 2017



11
12
13 Honorable Christina A. Snyder
14 U.S. District Court Judge

15 Respectfully Submitted:

16 Dated: August 18, 2017

17
18 Mark D. Kremer
19 Evan Pitchford, members of
20 CONKLE, KREMER & ENGEL
21 Professional Law Corporation

22 /s/ Evan Pitchford
23 Evan Pitchford
24 Attorneys for
25 American International Industries
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27
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