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

BMW OF NORTH AMERICA, LLC, et al.

Plaintiffs,

v.

ARION EUTHENIA, LLC, et al.,

Defendants.

Case No: 2:17-cv-04969 FMO (JEMx)

**PERMANENT INJUNCTION
AGAINST DEFENDANTS ARION
EUTHENIA, LLC AND PAK TAO
NG A/K/A THOMAS NG AND
DISMISSAL, WITH PREJUDICE**

Hon. Fernando M. Olguin

The Court, pursuant to the Stipulation for Entry of Permanent Injunction and Dismissal (“Stipulation”), by and between Plaintiffs BMW of North America, LLC and Bayerische Motoren Werke AG (collectively “Plaintiffs”), and Defendants Arion Euthenia, LLC and Pak Tao Ng a/k/a Thomas Ng (collectively “Defendants”) filed concurrently herewith, hereby ORDERS, ADJUDICATES and DECREES that a permanent injunction shall be and hereby is entered against Defendants in the above-referenced matter as follows:

1. **PERMANENT INJUNCTION.** Defendants are hereby restrained and enjoined, pursuant to 15 United States Code (“U.S.C.”) §1116(a), from

1 engaging in, directly or indirectly, or authorizing or assisting any third party to
2 engage in, any of the following activities in the United States and throughout the
3 world:

4 i. copying, manufacturing, importing, exporting, purchasing,
5 marketing, advertising for sale, selling, offering for sale, distributing or dealing in
6 any product or service that uses, or otherwise making any unauthorized use of,
7 any of BMW's trademarks, including but not limited to the BMW®, M®, MINI®
8 and/or MINI COOPER® trademarks (collectively "BMW Trademarks"), and/or
9 any intellectual property that is confusingly or substantially similar to, or that
10 constitutes a colorable imitation of, any BMW Trademarks, whether such use is
11 as, on, in or in connection with any trademark, service mark, trade name, logo,
12 design, Internet use, website, domain name, metatags, advertising, promotions,
13 solicitations, commercial exploitation, television, web-based or any other
14 program, or any product or service, or otherwise;

15 ii. advertising or displaying images and/or photographs of non-
16 genuine BMW products using the BMW®, M®, MINI® and/or MINI COOPER®
17 marks;

18 iii. using BMW Trademarks, including but not limited to the
19 BMW®, M®, MINI® and MINI COOPER® trademarks in advertising to suggest
20 that non-genuine BMW products being advertised are sponsored by, endorsed by,
21 or are otherwise affiliated with BMW and/or advertising non-genuine BMW
22 automotive parts using descriptions that imply that the products are genuine BMW
23 products;

24 iv. performing or allowing others employed by Defendants or
25 under Defendants' control, to perform any act or thing which is likely to injure
26 Plaintiffs, any BMW Trademarks, and/or BMW's business reputation or goodwill.

27 vii. engaging in any acts of trademark infringement, false
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