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UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

DECKERS OUTDOOR CORPORATION,)
a Delaware Corporation,)

Plaintiff,)

vs.)

STREET MODA, LLC, an Iowa Limited)
Liability Company; and DOES 1-10,)
inclusive,)

Defendants.)

CASE NO.: 2:18-cv-01228-SVW-SS
**ORDER GRANTING
STIPULATION TO ENTRY OF
PERMANENT INJUNCTION AND
DISMISSAL OF ACTION WITH
PREJUDICE**

Hon. Stephen V. Wilson

Plaintiff Deckers Outdoor Corporation (“Deckers” or “Plaintiff”) having filed a Complaint in this action charging **Defendant Street Moda, LLC** (“Defendant” or “Street Moda”) with Federal Trademark Infringement, Federal Trade Dress Infringement, Patent Infringement, and related claims under California state and common law arising from Defendant’s manufacture, distribution, advertising, marketing, offering for sale, and sale of certain footwear identified by Style Names “Moda Essentials Short Button Women’s Faux Sheepskin Winter Boots” and “Moda Essentials Tall Button Women’s Faux Sheepskin Winter Boots” (depicted below and

1 hereinafter referred to as “Accused Products”) that Deckers has alleged infringe upon
2 or otherwise violate Deckers’ rights in the UGG® Sun Mark, Bailey Button Boot
3 Trade Dress, D599,999 Patent (“ ‘999 Patent”), and D594,638 Patent (“ ‘638 Patent”):



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16 *Defendant’s Accused Products*

17 **WHEREAS**, the parties herein have simultaneously entered into a confidential
18 Settlement Agreement and Mutual Release;

19 **WHEREAS** the parties have stipulated to the following terms of a permanent
20 injunction:

21 1. Defendant and its agents, servants, successors and assigns are hereby
22 immediately and permanently restrained and enjoined from:

23 (a) Manufacturing, purchasing, producing, distributing, circulating,
24 selling, offering for sale, importing, exporting, advertising, promoting, displaying,
25 shipping, marketing and/or incorporating in advertising or marketing the Accused
26 Products and/or any other products which infringe upon the UGG® Sun Mark, Bailey
27 Button Boot Trade Dress, ‘999 Patent, and/or ‘638 Patent;

28 (b) Challenging the validity, enforceability, or Deckers’ ownership of

1 the UGG® Sun Mark, Bailey Button Boot Trade Dress, ‘999 Patent, and/or ‘638 Patent
2 in any future proceedings;

3 (c) Knowingly assisting, aiding or attempting to assist or aid any other
4 person or entity in performing any of the prohibited activities referred to in Paragraphs
5 1(a) through 1(b) above.

6 **WHEREAS** the parties further stipulated to the following:

7 2. This Court has jurisdiction over the parties herein and has jurisdiction
8 over the subject matter hereof pursuant to 15 U.S.C. § 1121.

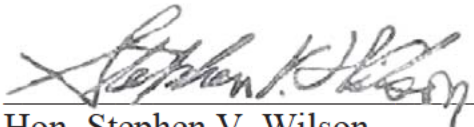
9 3. The execution of this stipulation shall serve to bind and obligate the
10 parties hereto. However, dismissal with prejudice of this action shall not have
11 preclusive effect on those who are not a party to this action or who are not specifically
12 released in the parties’ written settlement agreement, all claims against whom Plaintiff
13 expressly reserves.

14 4. Plaintiff and Defendant shall bear their own costs and attorneys’ fees
15 associated with this action.

16 5. The jurisdiction of this Court is retained for the purpose of making any
17 further orders necessary or proper for the construction or modification of this Order as
18 well as the parties’ confidential settlement agreement in connection with this action.

19 6. Except as otherwise provided herein, this action is fully resolve and
20 dismissed with prejudice.

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23 DATED: May 23, 2018


24 Hon. Stephen V. Wilson
25 **United States District Judge**
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