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UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA, WESTERN DIVISION

WHOLE BODY RESEARCH, LLC, a  
California limited liability company;  
PROBIOTIC AMERICA, LLC a  
California limited liability company;  
PACIFIC HEALTH SUPPLEMENTS,  
LLC (d/b/a NUCIFIC), a California  
limited liability company; DSMB  
PARTNERS, LLC (d/b/a ACTIVATED  
YOU), a California limited liability  
company; AGOURA HEALTH  
PRODUCTS, LLC (d/b/a GUNDRY  
MD, LLC), a California limited liability  
company; and PRINCETON  
NUTRIENTS, LLC, a California  
limited liability company,

Plaintiffs,

vs.

DIGEST MD, LLC, a Wyoming limited  
liability company; UNITED  
PROBIOTICS, LLC, a Delaware  
limited liability company; SUNAINA  
KODURU, an individual; SUTHA  
SACHAR, an individual; ALAN  
KOFMAN, an individual; CHRISTIAN  
EDMONDS, an individual; and DOES  
1-10,

Defendants.

CASE NO. 2:18-cv-01233-JAK-JC

**JUDGMENT**

**JS-6**

1           The Plaintiffs Whole Body Research, LLC, Probiotic America, LLC, Pacific  
2 Health Supplements, LLC (d/b/a Nucific), DSMB Partners, LLC (d/b/a Activated  
3 You), Agoura Health Products, LLC (d/b/a Gundry MD, LLC) and Princeton  
4 Nutrients, LLC (together, the “Plaintiffs”) have entered into separate settlement  
5 agreements with: (1) Defendants Digest MD, LLC, Alan Kofman, Christian  
6 Edmonds and Sunaina Koduru (together, the “Digest MD Defendants”); and (2)  
7 Defendants United Probiotics, LLC (“United Probiotics”) and Dr. Sutha Sachar  
8 (together, the “United Probiotics Defendants”), without any admission of  
9 wrongdoing, fault, or liability by the United Probiotics Defendants or Digest MD  
10 Defendants. Based on those agreements,

11           IT IS HEREBY ORDERED, ADJUDGED AND DECREED that:

12           1.       Defendants Digest MD, LLC, Alan Kofman, Christian Edmonds and  
13 Sunaina Koduru are permanently enjoined, worldwide, from any further use of  
14 Digest MD’s “Five Fatal Foods” video sales letter at <http://fivefatalfoods.com> or  
15 anywhere else and from displaying, performing or otherwise using, in any media  
16 now known or hereafter devised, the trade dress and works identified in Plaintiffs’  
17 complaint in this action in Paragraph 30, and at Exhibits 3A, 5A, 7A, except as to  
18 content originating from the public domain or a source independent of any of the  
19 Plaintiffs;

20           2.       Defendants United Probiotics, LLC and Sutha Sachar are permanently  
21 enjoined, worldwide, from any further use of United Probiotics’ “3 Horrible Foods”  
22 video sales letter on the United Probiotics website or anywhere else and from  
23 displaying, performing or otherwise using, in any media now known or hereafter  
24 devised, the trade dress and works identified in Plaintiffs’ complaint in this action in  
25 Paragraph 30, and at Exhibits 6B and 7B thereto;

26           3.       Plaintiffs’ claims in this action against the United Probiotics  
27 Defendants are dismissed with prejudice, and that each of the Plaintiffs and United  
28 Probiotics Defendants shall bear her or its own attorneys’ fees and costs in

1 connection with Plaintiffs' claims against the United Probiotics Defendants and the  
2 dismissal thereof;

3 4. All of Plaintiffs' claims in this action against the Digest MD  
4 Defendants are dismissed with prejudice, and that each of the Plaintiffs and Digest  
5 MD Defendants shall bear his, her or its own attorney's fees and costs in connection  
6 with Plaintiffs' claims against the Digest MD Defendants and the dismissal thereof;

7 5. This Judgment shall become final as to the United Probiotics  
8 Defendants on the date set forth below; and

9 6. The Court shall retain jurisdiction until February 15, 2020, to enforce  
10 the settlement agreement between the Plaintiffs and Digest MD Defendants, at  
11 which point this Judgment shall become final as to the Digest MD Defendants,  
12 unless before that date a proposed consent judgment against the Digest MD  
13 Defendants is submitted to this Court.

14 IT IS SO ORDERED.

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16 Dated: October 9, 2018



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JOHN A. KRONSTADT  
UNITED STATES DISTRICT JUDGE

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