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JS-6

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

THE RAG PLACE, INC., a
California Corporation

Plaintiff,

vs.

CANVAS GRIP, INC., a California
Corporation, a California corporation

Defendant,

CASE NO. 2:19-cv-04323-RGK-AS

**STIPULATED [~~PROPOSED~~]
PERMANENT INJUNCTION AND
DISMISSAL WITH PREJUDICE**

Pretrial Conference: TBD
Trial Date: TBD

1 BASED UPON THE PARTIES' STIPULATION AND FOR GOOD CAUSE
2 SHOWN, IT IS HEREBY ORDERED AND ADJUDGED:

3 1. This Court has jurisdiction over Defendant Canvas Grip, Inc. ("Canvas
4 Grip") and the subject matter of this action under 28 U.S.C §§ 1331 and 1338(a).
5 Venue is proper in this Court pursuant to 28 U.S.C §§ 1391(b) and (c).

6 2. Plaintiff The Rag Place, Inc. ("TRP") is the owner of all rights, titles,
7 and interests in and to the ULTRABOUNCE® trademark (collectively "Trademark-
8 at-Issue").

9 3. Canvas Grip agrees not to contest the validity and enforceability of the
10 Trademark-at-Issue.

11 4. Effective as of the date this Stipulated Permanent Injunction and
12 Dismissal with Prejudice ("Stipulated Consent Judgment") is entered by the Court,
13 Canvas Grip and its subsidiaries, affiliates, officers, directors, agents, servants,
14 employees, successors and assigns, and all other persons and organizations in active
15 concert or participation with any of the foregoing, are hereby permanently enjoined
16 and restrained from engaging in any of the following activities:

17 (a) importing, exporting, manufacturing, marketing, advertising,
18 offering for sale or rent, selling, and renting out any product that infringes the
19 Trademark-at-Issue;

20 (b) otherwise infringing any the Trademark-at-Issue; and

21 (c) assisting, aiding, or abetting any other person or business entity
22 in engaging in or performing any of the activities referred to in subparagraphs (a)
23 and (b) above.

24 5. TRP and Canvas Grip shall bear their own costs and attorney fees.

25 6. This Stipulated Consent Judgment constitutes a final judgment
26 concerning the subject matter of this action as between TRP and Canvas Grip.

27 7. TRP and Canvas Grip waive any right to appeal from this Stipulated
28 Consent Judgment.


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8. Upon entry of this Stipulated Consent Judgment, *Case No. 2:19-cv-04323-RGK-AS* is dismissed with prejudice, provided, however, that this Court shall retain jurisdiction to enforce the terms and provisions of this Stipulated Consent Judgment and the terms of the parties' Settlement Agreement.

9. The Court dismisses the matter with prejudice; however, upon application by either party, the Court may reopen the matter for the limited purpose of enforcing the parties' Settlement Agreement.

SO ORDERED AND ADJUDGED:

Dated: October 7, 2019



Honorable R. Gary Klausner
United States District Judge