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13 Attorneys for Defendants
 14 RIEVA LESONSKY d/b/a SMB
 15 CONNECTS, MARIA ANTON, and
 ALLBUSINESS.COM, INC.

16 UNITED STATES DISTRICT COURT
 17 CENTRAL DISTRICT OF CALIFORNIA
 18 SOUTHERN DIVISION
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20 ENTREPRENEUR MEDIA, INC., a
 21 California corporation,
 22 Plaintiff,

23 vs.

24 RIEVA LESONSKY d/b/a SMB
 25 CONNECTS, an individual, MARIA
 ANTON, an individual,
 26 ALLBUSINESS.COM, INC., a
 California corporation, and DOES 1
 through 10, inclusive,

27 Defendants.
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CASE NO. SACV 08-1066 DOC (ANx)

**STIPULATION FOR ENTRY OF
 CONSENT JUDGMENT AND
 PERMANENT INJUNCTION**

Judge: Hon. David O. Carter
 Courtroom: 9D

1 WHEREAS, in its Complaint, plaintiff Entrepreneur Media, Inc. (“EMI”)
2 alleges false designation of origin and trademark infringement under the Lanham
3 Act, trade secret misappropriation, unfair competition, intentional interference with
4 prospective business advantage, and breach of contract against defendants Rieva
5 Lesonsky d/b/a SMB Connects, Maria Anton, and AllBusiness.com, Inc.
6 (“Defendants”) arising out of Defendants’ alleged infringement of Plaintiff’s
7 Franchise 500[®] trademarks and misappropriation of EMI’s trade secrets;

8 WHEREAS, in their Answer to the Complaint, Defendants denied the
9 claims of false designation of origin, federal trademark infringement, trade secret
10 misappropriation, unfair competition, intentional interference with prospective
11 business advantage and breach of contract; and

12 WHEREAS, the parties have separately entered into a Confidential
13 Settlement Agreement of this lawsuit whereby, among other things, they have
14 agreed to the entry of a final judgment and permanent injunction.

15 NOW, THEREFORE, the parties, by and through their respective counsel of
16 record, hereby stipulate that the Court shall enter the Consent Judgment and
17 Permanent Injunction (“Consent Judgment”), attached hereto as Exhibit A.


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1 This Consent Judgment, if entered, shall be the final judgment on all matters
2 relating to the Lawsuit and is non-appealable.

3 IT IS SO STIPULATED.

4 Dated: December 10, 2008


Latham & Watkins LLP

5
6 By 

Mark A. Finkelstein
Attorneys for Plaintiff
ENTREPRENEUR MEDIA, INC.

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9 Dated: December 10, 2008

Pillsbury Winthrop Shaw Pittman LLP

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11 By 

12
13 Richard H. Zaitlen
Attorneys for Defendants
RIEVA LESONSKY d/b/a SMB
CONNECTS, MARIA ANTON, and
ALLBUSINESS.COM, INC.

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Exhibit A

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UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA
SOUTHERN DIVISION

ENTREPRENEUR MEDIA, INC., a
California corporation,

Plaintiff,

vs.

RIEVA LESONSKY d/b/a SMB
CONNECTS, an individual, MARIA
ANTON, an individual,
ALLBUSINESS.COM, INC., a
California corporation, and DOES 1
through 10, inclusive,

Defendants.

CASE NO. SACV 08-1066 DOC (ANx)

**CONSENT JUDGMENT AND
PERMANENT INJUNCTION**

Judge: Hon. David O. Carter
Courtroom: 9D

1 Plaintiff ENTREPRENEUR MEDIA, INC., (“EMI” or “Plaintiff”) and
2 Defendants RIEVA LESONSKY d/b/a SMB CONNECTS, MARIA ANTON, and
3 ALLBUSINESS.COM (collectively “Defendants”) having stipulated and agreed to
4 the entry of this Stipulated Consent Judgment as an Order of this Court:

5 IT IS HEREBY ORDERED THAT:

6 1. Jurisdiction over the subject matter exists in this Court pursuant to 28
7 U.S.C. §§ 1331, 1338(a), and 1367.

8 2. This Court has personal jurisdiction over the parties and will retain
9 jurisdiction over the parties for the purposes of enforcing this Consent Judgment,
10 and the related Confidential Settlement Agreement regarding the subject matter of
11 this action.

12 3. Plaintiff EMI is a corporation organized and existing under the laws
13 of the State of California and having a principal place of business at 2445 McCabe
14 Way, Suite 400, Irvine, California 92614.

15 4. Defendant Rieva Lesonsky d/b/a SMB CONNECTS is an individual
16 who currently does business at an office located at 17526 Von Karman Avenue,
17 Suite A, Irvine, California 92614.

18 5. Defendant Maria Anton is an individual who currently does business
19 at an office located at 17526 Von Karman Avenue, Suite A, Irvine, California
20 92614.

21 6. Defendant AllBusiness.com is a California corporation having its
22 principal place of business at 650 Townsend Street, Suite 675, San Francisco,
23 California 94103.

24 7. SMB Connects is a corporation controlled by Rieva Lesonsky, and
25 was incorrectly named as merely being a dba for Rieva Lesonsky.

26 8. EMI is the owner of U.S. Trademark Registration Nos. 2,158,096 and
27 2,029,722 for “FRANCHISE 500,” generally in connection with advertising and
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1 business services, and U.S. Trademark Registration No. 1,395,636 for
2 “FRANCHISE 500,” generally in connection with an annual magazine pertaining
3 to franchises and publications related thereto. EMI’s FRANCHISE 500® marks
4 are valid and enforceable.

5 9. Defendants and SMB Connects, their officers, agents, servants,
6 employees and attorneys, and those persons in active concert or participation with
7 them who receive actual notice of this injunction, are hereby permanently enjoined
8 from publishing a franchise list under, or otherwise using in commerce, the phrase
9 Franchise 300, or any phrase that is confusingly similar to EMI’s registered
10 trademarks FRANCHISE 500®.

11 10. Each party shall bear its own costs and attorneys’ fees.

12 11. This Consent Judgment represents the final Judgment in this case, as
13 to all causes of action.

14 SO ORDERED AND ENTERED this _____ day of _____, 2008.

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17 United States District Court Judge
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