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**Attorneys for Plaintiffs,  
Harajuku Lovers, LLC  
and Mrs. Me, Inc.**

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA**

HARAJUKU LOVERS, INC.  
AND MRS. ME, INC.,  
Plaintiffs,  
v.  
JOHN DOES 1-100, JANE DOES 1-100  
AND XYZ COMPANY,  
Defendants.  
Case No. 1:07-CV-0593 OWW SMS  
TEMPORARY RESTRAINING ORDER;  
ORDER OF SEIZURE; AND ORDER TO  
SHOW CAUSE WHY A PRELIMINARY  
INJUNCTION SHOULD NOT ISSUE

Based upon the complaint, memorandum of points and authorities, Declaration of Thomas Donnell and the Certificate of Counsel of Cara R. Burns and all other pleadings and proceedings heretofore had herein and good cause being shown:

**IT IS HEREBY ORDERED** that defendants, John Does 1-100, Jane Does 1-100 and XYZ Company their true identities being unknown (collectively "Defendants), show cause before the Honorable Oliver W. Wanger, United States District Court Judge, in Courtroom 3 of the United States District Court for the Eastern District of California, located at 2500 Tulare Street, Fresno, California at 9:00. a.m. on April 27, 2007 or as soon thereafter as counsel can be heard, why an order pursuant to Fed. R. Civ. P. Rule 65, the Lanham Act 15 U.S.C. § 1051 et. seq., and Local Rule 65, should not be entered granting to Plaintiffs Harajuku Lovers, LLC and Mrs. Me, Inc., a preliminary injunction to enjoin the Defendants from manufacturing, distributing, selling or

1 holding for sale, any clothing, jewelry, photographs, posters and other merchandise (collectively  
2 the "Infringing Merchandise") bearing the trademarks, servicemarks, likenesses, tradenames or  
3 tour logos of the artist known as "**GWEN STEFANI**" (collectively, the "Tradenames").

4 **AND IT APPEARING TO THE COURT** that Defendants are about to sell and distribute  
5 the Infringing Merchandise bearing any or all of the Tradenames as set forth in Plaintiffs'  
6 complaint and declarations, and will continue to carry out such acts unless restrained by order of  
7 the Court;

8 **AND IT APPEARING TO THE COURT** that immediate and irreparable injury, loss or  
9 damage will result to the Plaintiffs before Defendants can be identified and given notice and their  
10 attorneys can be heard in opposition to the granting of the temporary restraining order, in that the  
11 Defendants are preparing to manufacture, distribute and sell Infringing Merchandise as set forth in  
12 the Plaintiffs' complaint, and that, unless said Defendants are enjoined from said manufacture,  
13 distribution, and sale, the Plaintiffs will suffer immediate and irreparable injury and harm in the  
14 form of a loss of income, lessening and dilution of the value of the Tradenames, interference with  
15 Plaintiffs' ability to exploit, market and license its merchandising rights, confusion in the  
16 marketplace as to the duly authorized source of merchandise depicting the Tradenames, and  
17 impairment of the good will Plaintiffs and their licensees have in the said Tradenames;

18 **IT IS FURTHER ORDERED** that pending hearing and determination of this application,  
19 or the expiration of ten (10) court days from the date hereof, the Defendants, their agents, servants,  
20 employees, attorneys, successors and assigns and all persons, firms and corporations acting in  
21 concert with them, and each of them, be and hereby are temporarily restrained from  
22 manufacturing, distributing and selling Infringing Merchandise bearing the any or all of the  
23 Tradenames;

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1                   **AND IT IS FURTHER ORDERED** that pursuant to 1116 (a), the United States Marshal,  
2 for this District or any district in which Plaintiffs enforce this order, the state police, local police or  
3 local deputy sheriffs, off duty officers of the same, and any person acting under their supervision,  
4 are hereby authorized to seize and impound any and all Infringing Merchandise bearing any or all  
5 of the Tradenames of **GWEN STEFANI** which Defendants attempt to sell or are holding for sale,  
6 including any from any carton, container, vehicle, or other means of carriage in which the  
7 Infringing Merchandise is found from six (6) hours before to six (6) hours after any performance  
8 of the tour within a ten (10) mile vicinity of the halls, stadiums or arenas at which said Tour shall  
9 be performing, including but not limited to on April 24, 2007 at the Save Mart Center in Fresno,  
10 California;

12                   **AND IT IS FURTHER ORDERED** that this order be and is hereby conditioned upon  
13 Plaintiffs' filing with the Clerk of this Court an undertaking in the form of a bond, certified check,  
14 or cash in the amount of \$20,000.00 no later than April 23, 2007, to secure the payment of such  
15 costs and damages not to exceed such sum as may be suffered or sustained by any party who is  
16 found to be wrongfully restrained hereby;

18                   **AND IT IS FURTHER ORDERED** that this temporary restraining order is conditioned  
19 upon the Plaintiffs' advancing to the law enforcement officers such sum as is required by the same  
20 to cover the fees for their said services, in the event Plaintiffs seeks their services in this or any  
21 other district;

22                   **AND IT IS FURTHER ORDERED** that service of a copy of this order to show cause  
23 together with the complaint, be made upon the Defendants by the United States Marshal, state or  
24 local police, local deputy sheriffs or by any person over the age of eighteen (18) years not a party  
25 to this action selected for that purpose by the Plaintiffs, at the time of the seizure provided herein  
26 is effected and that such service shall be deemed good and sufficient;

1                   **AND IT IS FURTHER ORDERED** that the process server shall offer a receipt to each  
2 person from whom Infringing Merchandise is seized and that the Plaintiffs shall be deemed  
3 substitute custodian for all Infringing Merchandise seized;

4                   **AND IT IS FURTHER ORDERED** that each and every defendant served with a copy of  
5 this order promptly, courteously and peaceably identify himself or herself to the aforementioned  
6 process server and that the process server or agents for Plaintiffs be allowed to photograph, video  
7 tape or otherwise identify the Defendant;

8                   **AND IT IS FURTHER ORDERED** that Defendants' responsive papers, if any, shall be  
9 filed with the Clerk of this Court and served upon the attorneys for Plaintiffs by delivering copies  
10 to its counsel on or before April 26, 2007. No reply shall be filed by the Plaintiffs (OWW).  
11 Plaintiffs are to provide copies of all other filed pleadings at the request of any identified  
12 defendant;

13                   **AND IT IS FURTHER ORDERED** that any defendant who is hereafter served with a  
14 copy of this order who objects to the provisions hereof may submit his or her objections to this  
15 Court or otherwise move for relief from this Court according to the Federal Rules of Civil  
16 Procedure, but no such objection shall serve to suspend this Order or stay the terms herein unless  
17 otherwise ordered by this Court.

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1                   **AND IT IS FURTHER ORDERED** that pursuant to Local Rule 65-231 and F.R.C.P.  
2 Rule 65 (d), any defendant can apply to this Court for modification/dissolution of this Order on 2  
3 days notice or shorter notice as this Court may allow.

4                   **IT IS SO ORDERED.**

5                   Dated: April 19, 2007  
6                   At: 3:30 p.m.

7                   /s/ Oliver W. Wanger  
8                   UNITED STATES DISTRICT COURT JUDGE

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