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Attorneys for Plaintiff CHANEL, INC.

8 THE UNITED STATES DISTRICT COURT
 9 FOR THE NORTHERN DISTRICT OF CALIFORNIA

11 CHANEL, INC.,)	Case No. C-13-02645 RS
)	
12 Plaintiff,)	[PROPOSED] ORDER GRANTING
)	PLAINTIFF’S MOTION FOR FINAL
13 v.)	DEFAULT JUDGMENT;
)	
14 THE PARTNERSHIPS OR)	[PROPOSED] JUDGMENT AND
15 UNINCORPORATED ASSOCIATIONS)	PERMANENT INJUNCTION
16 IDENTIFIED ON SCHEDULE “A” and)	
17 DOES 1-100,)	
)	
17 Defendants.)	

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19 THIS MATTER having come before the Court upon motion by Plaintiff, Chanel, Inc.
 20 (Chanel”) for entry of a final default judgment of its claims against Defendants
 21 glamorme.storenvy.com (Defendant 4) and lccboutique.storenvy.com (Defendant 6), partnerships or
 22 unincorporated associations (collectively “Defendants”) pursuant to Rule 55(b)(2) of the Federal
 23 Rules of Civil Procedure; and the Court having considered the moving papers and there being no
 24 opposition thereto;

25 IT IS HEREBY ORDERED that Chanel’s Motion for Final Default Judgment is
 26 **GRANTED**, and judgment is hereby entered in favor of Plaintiff, Chanel, Inc., a New York
 27 corporation, with its principal place of business in the United States located at Nine West 57th Street,
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1 New York, New York, 10019, and against Defendants glamorme.storenvy.com and
2 lccboutique.storenvy.com on all Counts of the Complaint as follows:

3 (1) Permanent Injunctive Relief:

4 Defendants and their respective officers, agents, servants, employees and attorneys, and all
5 persons acting in concert and participation with Defendants are hereby permanently restrained and
6 enjoined from:

- 7 (a) manufacturing or causing to be manufactured, importing, advertising, or
8 promoting, distributing, selling or offering to sell counterfeit and infringing
9 goods bearing Chanel’s trademarks identified in Paragraph 15 of the
10 Complaint (the “Chanel Marks”) (ECF 1);
- 11 (b) using the Chanel Marks in connection with the sale of any unauthorized
12 goods;
- 13 (c) using any logo, and/or layout which may be calculated to falsely advertise the
14 services or products of Defendants offered for sale or sold via the e-stores
15 identified on Schedule “A” hereto (collectively the “Subject E-Store Names”) and/or
16 any other website or business, as being sponsored by, authorized by,
17 endorsed by, or in any way associated with Chanel;
- 18 (d) falsely representing themselves as being connected with Chanel, through
19 sponsorship or association;
- 20 (e) engaging in any act which is likely to falsely cause members of the trade
21 and/or of the purchasing public to believe any goods or services of Defendants
22 offered for sale or sold via the Subject E-Store Names, and/or any other
23 website, e-store, or business are in any way endorsed by, approved by, and/or
24 associated with Chanel;
- 25 (f) using any reproduction, counterfeit, copy, or colorable imitation of the Chanel
26 Marks in connection with the publicity, promotion, sale, or advertising of any
27 goods sold by Defendants via the Subject E-Store Names, and/or any other
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1 website, e-store, or business, including, without limitation, cases for
2 telephones and protective covers for portable electronic devices, including cell
3 phones, bearing the Chanel Marks;

4 (g) affixing, applying, annexing or using in connection with the sale of any goods,
5 a false description or representation, including words or other symbols tending
6 to falsely describe or represent goods offered for sale or sold by Defendants
7 via the Subject E-Store Names, and/or any other website, e-store, or business,
8 as being those of Chanel or in any way endorsed by Chanel;

9 (h) otherwise unfairly competing with Chanel;

10 (i) effecting assignments or transfers, forming new entities or associations or
11 utilizing any other device for the purpose of circumventing or otherwise
12 avoiding the prohibitions set forth above; and

13 (j) using of the Chanel Marks, or any confusingly similar trademarks, within
14 domain name extensions, metatags or other markers within website source
15 code, from use on any webpage (including as the title of any web page), any
16 advertising links to other websites, from search engines' databases or cache
17 memory, and any other form of use of such terms which is visible to a
18 computer user or serves to direct computer searches to websites and e-stores
19 registered by, owned, or operated by Defendants, including the Internet
20 commercial e-stores operating under all of the Subject E-Store Names.

21 (2) Statutory Damages pursuant to 15 U.S.C. § 1117(c) against Defendant
22 glamorme.storenvy.com: \$12,000.00

23 (3) Statutory Damages pursuant to 15 U.S.C. § 1117(c) against Defendant
24 lccboutique.storenvy.com: \$12,000.00

25 (4) Costs of Suit against Defendants, jointly and severally: \$505.00

26 (5) All funds currently restrained by PayPal, Inc. ("PayPal") pursuant to the temporary
27 restraining order (ECF 18) and preliminary injunction (ECF 25) in this action for
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Defendants glamorme.storenvy.com and lccboutique.storenvy.com, are to be immediately (within 5 business days) transferred to Chanel in partial satisfaction of the monetary judgment entered herein. PayPal shall provide to Chanel at the time the funds are released, a breakdown reflecting the (i) total funds restrained in this matter; (ii) the total chargebacks, refunds, and/or transaction reversals deducted from the funds restrained prior to release; and (iii) the total funds released to the Chanel.

(6) The bond posted by Chanel in the amount of \$10,000.00 is ORDERED to be released by the Clerk.

(7) Interest from the date this action was filed shall accrue at the legal rate.

IT IS SO ORDERED

DATED: 1/24/14


UNITED STATES DISTRICT JUDGE
THE HONORABLE RICHARD SEEBORG

SCHEDULE "A"
DEFENDANTS BY NUMBER AND SUBJECT E-STORE NAMES

Defendant Number	Defendant/Subject E-Store Name
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6	lccboutique.storenvy.com

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