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 THEOFANIS PAPADAS

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 15 **UNITED STATES DISTRICT COURT**  
 16 **NORTHERN DISTRICT OF CALIFORNIA, OAKLAND DIVISION**  
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18 GIANNI VERSACE, S.P.A. AND VERSACE  
 19 USA, INC.,  
 20 Plaintiffs,  
 21 vs.  
 22 VERSACE 19.69 ABBIGLIAMENTO  
 SPORTIVO, S.R.L, THEOFANIS PAPADAS,  
 23 SUSAN VALERO, VALERO  
 ENTERPRISES, INC., BRILLIANCE NEW  
 24 YORK LLC, V1969 BH LLC, V1969  
 VERSACE SMO LLC, V1969 VERSACE HG  
 25 LLC, AND V1969 USA LLC,  
 26 Defendants.

Case No. 4:16-cv-03617-HSG (LB)

**STIPULATION AND ORDER  
 REGARDING PROCESS FOR  
 RESOLUTION OF PROVISIONS OF  
 PERMANENT INJUNCTION AND  
 REVISED TRIAL DATE**

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1 Plaintiffs Gianni Versace, S.p.A. and Versace USA, Inc. (“Versace”) and Defendants  
2 Versace 19.69 Abbigliamento Sportivo, S.r.l. and Theofanis Papadas (“VAS Defendants,” and  
3 collectively, the “Parties”), through their respective counsel of record, hereby stipulate and agree  
4 as follows:

5 WHEREAS, on July 24, 2018, the Court issued a Memorandum Opinion and Order in the  
6 above-captioned action, granting Plaintiff’s motion for summary judgment, finding that a  
7 permanent injunction is warranted, and setting a case management conference “to discuss: (1) the  
8 particular provisions to be included in the permanent injunction; and (2) a schedule for a bench  
9 trial regarding the amount of money appropriately awarded in the form of infringer’s profits,”  
10 (ECF No. 261 at 32);

11 WHEREAS, on August 14, 2018, the Court held a case management conference, in which  
12 the Court ordered the parties to meet and confer regarding potential modifications to the proposed  
13 permanent injunction, and to submit by August 24, 2018, a “proposal for resolution of any  
14 remaining issues and a stipulation and proposed order regarding a revised trial date,” (ECF No.  
15 264);

16 NOW, THEREFORE, the Parties agree to the following, subject to the Court’s approval:

- 17 1. The Parties shall continue to meet and confer regarding the proposed permanent  
18 injunction;
- 19 2. If the Parties are unable to resolve any dispute regarding specific provisions of the  
20 permanent injunction, they shall submit briefing to the Court regarding the dispute according the  
21 following schedule:
  - 22 a. Versace’s Opening Brief: October 8, 2018;
  - 23 b. VAS Defendants’ Responsive Brief: October 29, 2018;
  - 24 c. Versace’s Reply Brief: November 19, 2018.
- 25 3. If the Court finds it appropriate, the Court shall hold a hearing to discuss the  
26 Parties’ respective positions;
- 27 4. The bench trial regarding the amount of money appropriately awarded in the form  
28 of infringer’s profits shall commence on February 25, 2019.



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**ECF ATTESTATION**

I, Zachary Briers, am the ECF user whose account is being used to file this document. In accordance with Civil Local Rule 5-1(i)(2), I attest that concurrence in the filing of this document has been obtained from all signatories.

DATED: August 24, 2018

MUNGER, TOLLES & OLSON LLP

By:           /s/ ZACHARY M. BRIERS

1 **ORDER**

2 Pursuant to the foregoing stipulation between Plaintiffs Gianni Versace, S.p.A. and  
3 Versace USA, Inc. (“Versace”) and Defendants Versace 19.69 Abbigliamento Sportivo, S.r.l. and  
4 Theofanis Papadas (“VAS Defendants,” collectively, the “Parties”), and good cause appearing, the  
5 Court hereby ORDERS:

6 1. The Parties shall continue to meet and confer regarding potential modifications to  
7 the proposed permanent injunction;

8 2. If the Parties are unable to resolve any dispute regarding specific provisions of the  
9 permanent injunction, they shall submit briefing to the Court regarding the dispute according the  
10 following schedule:

11 a. Versace’s Opening Brief: October 8, 2018;


12 b. VAS Defendants’ Responsive Brief: October 29, 2018;

13 c. Versace’s Reply Brief: November 19, 2018;

14 3. The bench trial regarding the amount of money appropriately awarded in the form  
15 of infringer’s profits shall commence on February 25, 2019.

16  
17 IT IS SO ORDERED.

18 DATED: August 27, 2018

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20 \_\_\_\_\_  
21 Honorable Haywood S. Gilliam Jr.  
22 United States District Judge  
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