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8 UNITED STATES DISTRICT COURT
 9 NORTHERN DISTRICT OF CALIFORNIA (SAN JOSE)

11	Louis Vuitton Malletier, S.A.,)	Case No. C 07 3952 JW
)	
12	Plaintiff,)	[PROPOSED] PERMANENT
	v.)	INJUNCTION
13)	
14	Akanoc Solutions, Inc., Managed Solutions)	
	Group, Inc., Steve Chen and Does 1 through 10,)	
15	inclusive,)	
)	
	Defendants.)	

16 WHEREAS a jury was empanelled and trial proceedings held in the matter of Louis Vuitton
 17 Malletier, S.A. v. Akanoc Solutions, Inc., et al. (the "Action") beginning August 18, 2009;

18 WHEREAS trial in Action concluded with entry of a verdict for Plaintiff Louis Vuitton
 19 Malletier, S.A. ("Plaintiff" or "Louis Vuitton") and against Defendants Akanoc Solutions, Inc.,
 20 Managed Solutions Group, Inc. and Steve Chen (collectively "Defendants") on Plaintiff's claims
 21 for contributory trademark infringement and contributory copyright infringement;

22 NOW, THEREFORE, the Court finds as follows:

23 1) This Court has jurisdiction over the parties to this action and over the subject matter hereof
 24 pursuant to the Lanham Act, 15 U.S.C. § 1051, et seq., the Copyright Act 17 U.S.C. § 101 *et seq.*,
 25 and 28 U.S.C. §§ 1331, 1338 and 1367. Service of process was properly made against the
 26 Defendants.

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1 2) Louis Vuitton owns the pertinent rights in and to the trademarks listed in Exhibit A attached
2 hereto and incorporated herein by this reference. The trademarks identified in Exhibit A are
3 collectively referred to herein as the “Louis Vuitton Trademarks.”

4 3) Louis Vuitton owns the pertinent rights in the copyrights listed in Exhibit B attached hereto
5 and incorporated herein by this reference. The copyrights identified in Exhibit B are collectively
6 referred to herein as the “Louis Vuitton Copyrights.” The Louis Vuitton Trademarks and Louis
7 Vuitton Copyrights are collectively referred to herein as the “Louis Vuitton Properties.”

8 4) Defendants have, with notice, unlawfully contributed to the infringement of the Louis
9 Vuitton Properties through the continued provision of Internet hosting and routing services to
10 direct infringers.

11 NOW, THEREFORE the Court ORDERS that the Defendants and their agents, servants,
12 employees and all persons in active concert and participation with them who receive actual notice
13 of the Injunction are hereby:

14 a) Restrained and enjoined from knowingly infringing the Louis Vuitton Properties,
15 either directly or contributorily, in any manner, including generally, but not limited to
16 manufacturing, importing, advertising, offering for sale, selling or distributing any
17 unauthorized product which features any of the Louis Vuitton Properties, copies of the
18 Louis Vuitton Properties or confusingly similar reproductions of the Louis Vuitton
19 Properties (“Unauthorized Products”) or, hosting websites that are engaged in the
20 manufacture, import, advertisement, offer for sale, sale or distribution of Unauthorized
21 Products;

22 b) Defendants will not be found in violation of paragraph (a) of this Injunction if they
23 strictly comply with paragraphs (i)-(v), and their applicable subparts, as follows:

24 (i) Defendants maintain accurate and up to date contact information for the purpose of
25 receiving notifications of intellectual property infringements (including but not
26 limited to current and valid email and physical addresses, telephone and facsimile
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1 numbers), which shall be published on their website(s) and timely recorded with the
2 United States Copyright Office; and

3 (ii) Defendants obtain and publish on their website(s) complete and accurate contact
4 information for the purpose of receiving notifications of intellectual property
5 infringements (including but not limited to name, current and valid email and
6 physical addresses, telephone and facsimile numbers if any) for their customers; and

7 (iii) Defendants publish terms of service on their website(s) and specifically notice that
8 infringement of the Louis Vuitton Properties or any of them, may be the subject of
9 action within the Defendants' discretion to terminate such infringement and to
10 insure that it is not resumed on servers or using facilities owned by Defendants or
11 services provided by Defendants; and

12 (iv) Upon receipt of any notice of infringement of the Louis Vuitton Properties or any of
13 them, Defendants:

- 14 1. promptly acknowledge receipt of such notice of Complaint;
- 15 2. assign a tracking number to be used in connection with correspondence
16 pertaining to said Complaint;
- 17 3. notify their customer(s) of the Complaint within twenty-four (24) hours of
18 receipt and, if activity complained of is still accessible on any server owned
19 by Defendants, or any of them, seventy-two (72) hours after customer
20 notification;

21 (a) disable access to the infringing content; and

22 (b) bar further access to the domain name on any server owned
23 by Defendant(s) or any of them; and

24 (v) Take such additional action as provided by Defendants' terms of service if activity
25 complained of resumes on any server owned by Defendant(s), or any of them, after
26 complying with paragraph (iv), including suspension or termination of the customer
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1 as may be required to accomplish a permanent stop to the complained of infringing
2 activity.

3 5) This Injunction shall be deemed to have been served upon the Defendants and each of them
4 at the time of its execution by the Court.

5 6) The Court finds there is no just reason for delay in entering this Injunction and, pursuant to
6 Rule 54(a) of the Federal Rules of Civil Procedure, the Court directs immediate entry of this
7 Injunction against the Defendants.

8 7) The Court shall retain jurisdiction of this action to entertain such further proceedings and to
9 enter such further orders as may be necessary or appropriate to implement and enforce the
10 provisions of this Injunction.

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12 DATED:

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Hon. James Ware
United States District Court Judge

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15 PRESENTED BY:

16 J. Andrew Coombs, A Prof. Corp.

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By: /s/ J. Andrew Coombs
J. Andrew Coombs
Annie S. Wang
Attorneys for Plaintiff Louis Vuitton Malletier, S.A.

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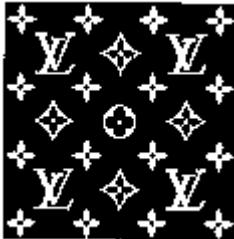



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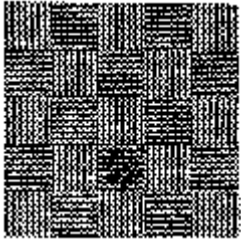
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EXHIBIT A

TRADEMARK	REGISTRATION NUMBER	TRADEMARK PICTURE	CLASS OF GOODS
Louis Vuitton (Interlocked Letters) in a Circle Design	286,345		18
Louis Vuitton (Interlocked Letters) and Monogram Canvas Design	297,594		18
LOUIS VUITTON	1,045,932	LOUIS VUITTON	18
Louis Vuitton (Interlocked Letters) Design	1,519,828		18
LOUIS VUITTON MALLETIER A PARIS in Rectangle Design	1,615,681		16, 18
Louis Vuitton (Interlocked Letters) on Epi Leather Design	1,655,564		18
Louis Vuitton (Interlocked Letters) and Monogram Canvas Pattern Design	1,770,131		25

TRADEMARK	REGISTRATION NUMBER	TRADEMARK PICTURE	CLASS OF GOODS
Louis Vuitton (Interlocked Letters) Design	1,794,905		16, 25
Louis Vuitton (Interlocked Letters) and Monogram Canvas Design	1,875,198		16
Louis Vuitton (Interlocked Letters)	1,938,808		14, 24
LOUIS VUITTON World Mark	1,990,760	LOUIS VUITTON	14, 16, 18, 24, 25
Louis Vuitton (Interlocked Letters) Design	2,291,907		34
LOUIS VUITTON	2,303,212	LOUIS VUITTON	34
Louis Vuitton (Interlocked Letters) Design	2,361,695		25

TRADEMARK	REGISTRATION NUMBER	TRADEMARK PICTURE	CLASS OF GOODS
LOUIS VUITTON PARIS and Damier (pattern design)	2,378,388		18

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EXHIBIT B

<u>Copyright</u>	<u>Reg. No.</u>	<u>Date Published</u>	<u>Date Registered</u>
Multicolor Monogram – Black Print	VA 1-250-121	12/18/02	06/24/04
Multicolor Monogram – White Print	VA 1-250-120	12/18/02	06/24/04