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7 Attorneys for Plaintiff
 Walton International Group (USA), Inc.

8 **UNITED STATES DISTRICT COURT**
 9 **NORTHERN DISTRICT OF CALIFORNIA**
 10 **SAN JOSE DIVISION**

12 Walton International Group (USA), Inc.,
 13 Plaintiff,
 14 v.
 15 Elizabeth Arden, and Does 1-20,
 16 Defendants.

Case No. C09-04721-JF
 Hon. Jeremy Fogel

**[PROPOSED] ORDER GRANTING
 PLAINTIFF'S MOTION FOR DEFAULT
 JUDGMENT**

Action Filed: October 2, 2009

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ADORNO YOSS ALVARADO & SMITH
 ATTORNEYS AT LAW
 LOS ANGELES

1 Plaintiff Walton International Group (USA), Inc. filed a motion for default judgment on
2 February 19, 2010. After full consideration of the evidence, having reviewed the papers in support of
3 the motion, and having heard and considered the arguments of counsel at the February 26, 2010
4 hearing on the Application for Default Judgment, as well as the memoranda, evidence and other
5 papers submitted by Plaintiff, including the default entered against Defendant Elizabeth Arden by the
6 clerk on January 11, 2010, and good cause appearing,

7 **IT IS ORDERED, ADJUDGED AND DECREED** that default judgment be granted in
8 Plaintiff's favor in this matter.

9 **IT IS FURTHER ORDERED, ADJUDGED AND DECREED** that the statements
10 appearing on Complaintsboard.com, as identified in Exhibits F and G to the Complaint in this action,
11 that Plaintiff's business (a) is a "scam"; (b) operates as a "Ponzi scheme;" (c) uses "doctored numbers"
12 to solicit investments; (d) operates in a way designed to avoid the scrutiny of regulators, or (e) uses
13 intimidation and threats against anyone who seeks to complain about it, are false and defamatory
14 under California law.

15 **IT IS FURTHER ORDERED, ADJUDGED AND DECREED** that Defendant Elizabeth
16 Arden, aka "Mark Shultz," doing business on the Internet under the domain name
17 "COMPLAINTSBOARD.COM" (hereafter, "Defendant") is ordered to pay Plaintiff civil damages in
18 the amount of \$29,939.73, as established by Plaintiff by declaration.

19 **IT IS FURTHER ORDERED, ADJUDGED AND DECREED** that Defendant and any of
20 Defendant's employees, representatives, agents, successors-in-interest, affiliates, and all other
21 persons, firms, or entities acting in concert or participating with them, directly or indirectly, are
22 hereby permanently enjoined, directly or indirectly, from publishing, hosting or retransmitting
23 statements that Plaintiff's business (a) is a "scam"; (b) operates as a "Ponzi scheme;" (c) uses
24 "doctored numbers" to solicit investments; (d) operates in a way designed to avoid the scrutiny of
25 regulators, or (e) uses intimidation and threats against anyone who seeks to complain about it.

26 This specifically includes statements appearing on the Internet at the following uniform
27 resource locators ("URLs"): <http://www.complaintsboard.com/complaints/walton-international->
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1 c105252.html and <http://www.complaintsboard.com/complaints/walton-international-c85297.html>
2 and <http://www.complaintsboard.com/bycompany/walton-international-a47298.html>.

3 **IT IS FURTHER ORDERED, ADJUDGED AND DECREED** that in order to ensure
4 compliance with this Order, Plaintiff shall present a copy of this Order to Melbourne IT, the domain
5 name registrar of record for COMPLAINTSBOARD.COM, which has offices at 636 Ellis Street,
6 Mountain View, California, CA, 94043, within this judicial district. Upon receipt of this Order,
7 Melbourne IT shall place the domain name COMPLAINTSBOARD.COM on registrar lock to
8 prevent its transfer to another registrar outside this judicial district.

9 **IT IS FURTHER ORDERED, ADJUDGED AND DECREED** that if Defendant has not
10 complied with the terms of this Order within ten (10) days, Plaintiff shall so inform Melbourne IT of
11 Defendant's non-compliance, at which time Melbourne IT shall delete all DNS records of the domain
12 name COMPLAINTSBOARD.COM. If Melbourne IT is required to delete Defendant's DNS
13 records under this Paragraph, Defendant shall be entitled to have those records restored only after
14 Defendant has paid its judgment in full and provided written assurances to Plaintiff that it will not
15 repost the defamatory statements identified above.

16 **IT IS FURTHER ORDERED, ADJUDGED AND DECREED** that Melbourne IT shall
17 keep the domain name COMPLAINTSBOARD.COM on registrar lock for a period of one (1) year
18 following the date of this Order. If Walton has reasonable cause to believe that Defendant's
19 continued compliance with this Order is in doubt, it may petition the Court at any time for a
20 continuation of the registrar lock provisions of this Paragraph.

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1 **IT IS FURTHER ORDERED, ADJUDGED AND DECREED** that immediately upon
2 receipt of this signed Order, Plaintiff is to provide notice of this Order to Defendant by all the means
3 for notice set forth in this Court's Order Granting Plaintiff's Ex Parte Application for an Order
4 Authorizing Alternative Service (Docket No. 12), filed November 23, 2009.

5 ***IT IS SO ORDERED.***

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7 DATED: 2/26/10

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HON. JEREMY FOGEL
JUDGE OF THE U.S. DISTRICT COURT