UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

DD IP HOLDER LLC,

Plaintiff,

-v-

1169 KNOLLWOOD ROAD #2 LLC, et al.,

Defendants.

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No. 09 Civ. 7141 (SCR) <u>ORDER</u>

RICHARD J. SULLIVAN, District Judge:

On August 17, 2009, the Court held a hearing in connection with Plaintiff's motion for a temporary restraining order in the above-captioned matter. As stated on the record, the parties stipulated to an injunction to be entered by the Court as follows:

Defendants shall remove from their premises any signage bearing the Dunkin' Donuts name or mark no later than August 17, 2009.

Defendants shall refrain from selling bags of Dunkin' Donuts coffee beans or ground coffee.

Defendants shall refrain from storing or otherwise displaying bags of Dunkin' Donuts coffee in view of the general public.

This stipulation is without prejudice to the parties' rights going forward in this action.

SO ORDERED.

Dated:

August 17, 2009

New York, New York

RICHAKO J. SULLIVAN

UNITED STATES DISTRICT JUDGE, PART I