

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
CHARLOTTE DIVISION**

SOUTHERN STAIRCASE OF NORTH )  
 CAROLINA, INC., a Georgia corporation, )  
 )  
 Plaintiff, )  
 )  
 v. )  
 )  
 CHARLES P. BROWN and WILLIAM )  
 DAVIS, )  
 )  
 Defendants. )

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**Civil Action No.: 3:07-cv-00471**

**ORDER**

A consent order granting a temporary restraining order was entered by this Court on November 9, 2007 against Defendant Davis and Defendant Brown.

A hearing on Plaintiff’s motion for a preliminary injunction was thereafter scheduled on several occasions, most recently for August 27, 2008, but was cancelled when Plaintiff and Defendant Davis reached agreement as to the terms for a permanent injunction.

At this time, Defendant Brown’s whereabouts are unknown.

Having read the parties’ joint motion for an order granting a permanent injunction as to Defendant Davis and postponement of preliminary injunction hearing as to Defendant Brown, and the Court otherwise being fully advised, it is hereby ORDERED as follows:

Defendant Davis is hereby permanently enjoined for a period of two (2) years from the date of entry of this order from directly or indirectly:

- a. Working in any capacity (independent contractor or employee) for any stair company including but not limited to Element Stairs.
- b. Soliciting, inducing and/or encouraging any customer of stairs or stair installation services to purchase stairs or stair related services from any individual or entity.

- c. Manufacturing stairs or performing any stair installation services for any individual or entity.
- d. Soliciting or inducing any Southern Staircase employee to leave their employment with Southern Staircase.
- e. Divulging or utilizing any Southern Staircase trade secrets and/or confidential information including but not limited to stair design specifications, drawings and/or any information that was kept and/or maintained in Southern Staircase's plan books.
- f. Making any derogatory or negative comments about Southern Staircase, its officers or employees.

The Court retains jurisdiction over enforcement of this Order, the violation of which is punishable by a finding of contempt.

It is further ORDERED that a hearing on Plaintiff's motion for preliminary injunction as to Defendant Brown is postponed for a period of sixty (60) days. The conditions of the temporary restraining order entered against Brown by this Court remain in full force and effect until a preliminary injunction hearing is held or as otherwise ordered by this Court.

Signed: September 10, 2008



Graham C. Mullen  
United States District Judge

