

1 JAY M. COGGAN, State Bar No. 86107
2 LAW OFFICES OF JAY M. COGGAN
3 9454 Wilshire Boulevard, Suite 600
4 Beverly Hills, California 90212
5 (310) 724-5661

COPY

5 Attorneys for Plaintiff Far Out Productions,
6 and All Defendants and Counter-Defendants with
7 the exception of Navarre Corporation,

ENTERED
CLERK, U.S. DISTRICT COURT

JUN 14 1999

FILED
CLERK, U.S. DISTRICT COURT

LODGED
CLERK, U.S. DISTRICT COURT

MAY 14 1999

JUN 10 1999

CENTRAL DISTRICT OF CALIFORNIA
BY DEPUTY

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA
BY DEPUTY

11 FAR OUT PRODUCTIONS, INC., A)
12 California corporation,)
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Plaintiff,

v.

HOWARD SCOTT; LEE OSCAR; MORRIS
DICKERSON; BRAN AITCHISON; and)
BRUCE SOLAR, individually and doing)
business as ABSOLUTE ARTISTS,)

Defendants.

No. 96-1382 WDK (JGx)

(Consolidated w/ Case No. 96-3479
WDK (JGx))

~~PROPOSED~~
PERMANENT INJUNCTION

AND RELATED CASE:

HAROLD BROWN,

Plaintiff,

v.

JERRY GOLDSTEIN, et al.,

Defendants.

I HEREBY CERTIFY THAT THIS DOCUMENT WAS SERVED BY
FIRST CLASS MAIL, POSTAGE PREPAID, TO ALL COUNTEES
(OR PARTIES) AT THEIR RESPECTIVE, MOST RECENT, ADDRESS OF
RECORD IN THIS ACTION, ON THIS DATE.

DATE: JUN 14 1999
TRINA WASHINGTON
DEPUTY CLERK

THIS CONSTITUTES NOTICE OF ENTRY
AS REQUIRED BY FRCP, RULE 77(d).

DOCKETED

MLD COPY PTYS

MLD NOTICE PTYS

JS-6

1 After the hearing of Plaintiff, FAR OUT PRODUCTIONS, INC.'s Motion for Summary
2 Judgment on March 16 & 17, 1999, and having considered the papers and arguments submitted by
3 counsel, and good cause appearing, and the court having found that Far Out Productions, Inc. is
4 the sole owner of the registered U.S. Service Mark "WAR," and is entitled to protection of said
5 mark.

6 IT IS HEREBY ORDERED:

7 1. Defendants, Howard Scott, Harold Brown, Lee Oskar, Morris Dickerson, Bran
8 Aitchison, and Bruce Solar, individually and doing business as Absolute Artists, and each of them,
9 their officers, directors, employees, agents, servants, and all persons, firms, corporations, and
10 associations in active concern or participation with them are hereby permanently enjoined from:

11 (a) Infringing Plaintiff's registered service mark, Registration Number 1,169,651;

12 (b) Using "WAR" or any word which is similar to Plaintiff's trade name and service
13 mark "WAR," alone or together with any other word or words, trade mark, service mark, trade
14 name, or other business of commercial designation, in connection with the sale, offering for sale,
15 advertising, performance, ^(with the exception of the bona fide use of a resume) or promotion of entertainment services, or in connection with the sale
16 of any goods or merchandise, ^(with the exception of the sale of a legitimate biography)

17 (c) Representing by words or conduct that any entertainment service or any goods
18 or merchandise offered for sale, sold, or promoted or advertised by Defendants as being authorized,
19 sponsored, or endorsed by or otherwise connected with Plaintiff.

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DATED: 6/10/99

WILLIAM D. KELLER

U.S. DISTRICT COURT JUDGE

Presented by
LAW OFFICES OF JAY M. COGGAN

By: Jay M. Coggan
Jay M. Coggan
Attorneys for Plaintiff

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PROOF OF SERVICE

STATE OF CALIFORNIA)
) SS:
COUNTY OF LOS ANGELES)

I am employed in the County of Los Angeles, State of California. I am over the age of 18 and not a party to the within action; my business address is: **9454 Wilshire Boulevard, Suite 600, Beverly Hills, California 90212.**

On **May 14, 1999**, I served the foregoing document described as **[PROPOSED] PERMANENT INJUNCTION**, on all interested parties in this action by placing true copies thereof, enclosed in sealed envelopes, and addressed as follows:


SEE ATTACHED SERVICE LIST

(XX) BY MAIL. I caused such envelopes to be deposited in the mail. I am "readily familiar" with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with U.S. postal service on the same day with postage thereon, fully prepaid, at Los Angeles, California in the ordinary course of business.

() BY ELECTRONIC TRANSFER. I caused all of the pages of the above-entitled documents to be sent to noted receipts on the attached service list via electronic transfer (FAX) at the respective FAX numbers.

I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.

Executed on this 14th day of **May, 1999**, at Beverly Hills, California.



FELICIA BALL

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SERVICE LIST

Bran Aitchison
6245 Woodman Avenue #204
Van Nuys, California 91401

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