1 2 3 4 5	DOUGLAS E. MIRELL (State Bar No. 09 JEFFREY I. ABRAMS (State Bar No. 16 SARAH E. LUPPEN (State Bar No. 2585 HARDER MIRELL & ABRAMS LLP 1925 Century Park East, Suite 800 Los Angeles, California 90067 Telephone: (424) 203-1600 Facsimile: (424) 203-1601	94169) 2735) 59)				
6	Attorneys for Plaintiff HALLE BERRY	• 6				
7						
8	UNITED STATES DISTRICT COURT					
9	CENTRAL DISTRICT OF CALIFORNIA, WESTERN DIVISION					
10						
11	HALLE BERRY, an individual,	Case No. CV13-05428-JAK(CWx)				
12	Plaintiff,	(PROPOSED) ORDER ON IOINT				
13	Plaintiff, v.	[PROPOSED] ORDER ON JOINT STIPULATION OF DISMISSAL WITH PREJUDICE				
14	· · · · · · · · · · · · · · · · · · ·	(Lodged Concurrently with [Proposed]				
15	TOYWATCH S.p.A., an Italian corporation; TRIBOO DIGITALE	Permanent Injunction)				
16	USA, INC., a Delaware corporation; TRIBOO DIGITALE S.r.l., an Italian	Assigned for All Purposes to the				
17	limited liability company; WE'RE WITH THE BRAND, LLC d/b/a	Hon. John A. Kronstadt				
18	"Capobianco & Associates," a California limited liability company;	Action Filed May 30, 2013				
19 20	CINDY CAPOBIANCO, an individual; and DOES 3-10, inclusive,	Action Removed: July 26, 2013 Trial Date: Nov. 4, 2014				
21	Defendants.					
22	Defendants.					
\ <u>23</u>	The parties to this action, Plaintiff Halle Berry ("Plaintiff") and Defendants					
24	ToyWatch S.p.A, Triboo Digitale USA, Inc., Triboo Digitale S.r.l., We're With The					
25	Brand, LLC d/b/a "Capobianco & Associates" and Cindy Capobianco (collectively					
26	"Defendants"), having stipulated to dismiss the action with prejudice, and good					
27	cause appearing therefor:					
28	///					
	-1-					
	[PROPOSED] ORDER ON JOINT STIPULATION OF DISMISSAL WITH PREJUDICE					

[PROPOSED] ORDER ON JOINT STIPULATION OF DISMISSAL WITH PREJUDICE

Case 2:13-cv-05428-JAK-CW Document 86-1 Filed 11/17/4 Page 2 of 2 Page ID #:951

EXHIBIT A

\* AleudasmineBRAMD Con

A H. OURSMITH OBRAMS COM 1 2 3 4 5 6 7 8 UNITED STATES DISTRICT COURT 9 CENTRAL DISTRICT OF CALIFORNIA, WESTERN DIVISION 10 11 HALLE BERRY, an individual, Case No. CV13-05428-JAK(CWx) 12 Plaintiff, 13 [PROPOSED] PERMANENT INJUNCTION v. 14 15 TOYWATCH S.p.A., an Italian corporation; TRIBOÓ DIGITALE 16 USA, INC., a Delaware corporation; TRIBOO DIGITALE S.r.l., an Italian Assigned for All Purposes to the Hon John A. Kronstadt 17 limited liability company; WE'RE WITH THE BRAND, LLC d/b/a "Capobianco & Associates," a 18 Action Filed: May 30, 2013 California limited liability company; Action Removed: July 26, 2013 19 CINDY CAPOBIANCO, an individual; Trial Date: Nov. 4, 2014 and DOES 3-10, inclusive, Defendants. 24 Pursuant to Rule 65 of the Federal Rules of Civil Procedure ("FRCP") and the 25 Stipulation for Entry of Permanent Injunction (the "Stipulation") between Plaintiff Halle 26 Berry ("Paintiff") and Defendant ToyWatch S.p.A., and finding good cause to enter a 27 permanent injunction against ToyWatch pursuant to the terms set forth in the Stipulation,

[PROPOSED] PERMANENT INJUNCTION

28

IT IS HEREBY ORDERED that:

28

- ToyWatch S.p.A. and its officers, agents, servants, employees and attorneys, 1. as well as all other persons who are in active concert or participation therewith (collectively "ToyWatch") shall not use Plaintiff's name, photograph, likeness, image, voice, sound-alike voice, signature, identity, trademarks, trade dress, slogan or any other intellectual property rights arising from any aspects of Plaintiff's persona to sell, advertise, market or promote ToyWatch's goods or services without first acquiring Plaintiff's express written permission. This injunction has no effect on any persons not bound pursuant to FRCP 65(d)(2).
- . The Co.
  nent Injunction.
  IT IS SO ORDERED.

  Hon. J.
  UNITED S. The Court shall retain jurisdiction to construe, enforce and implement this Permanent Injunction

Dated: _	 ` کـ		
	~	1	

Hon. John A. Kronstadt UNITED STATES DISTRICT JUDGE

[PROPOSED] PERMANENT INJUNCTION