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KINSELLA WEITZMAN ISER KUMP & ALDISERT LLP 1 **HOWARD WEITZMAN (SBN 38723)** hweitzman@kwikalaw.com 2 SUANN C. MACISAAC (SBN 205659) 3 smacisaac@kwikalaw.com 808 Wilshire Boulevard, 3rd Floor Santa Monica, California 90401 4 Telephone: 310.566.9800 5 Facsimile: 310.566.9850 JONATHAN D. DAVIS, P.C. JONATHAN D. DAVIS jdd@jddavispc.com 99 Park Avenue, Suite 1600 New York, New York 10016 8 Telephone: 212.687.5464 Facsimile: 212.557.0565 **10** Attorneys for Plaintiff Christopher Brown 11 UNITED STATES DISTRICT COURT 12 13 CENTRAL DISTRICT OF CALIFORNIA, WESTERN DIVISION 14 CHRISTOPHER BROWN, 15 Plaintiff, **16 17** VS. 18 SHINSACHI PHARMACEUTICAL 19 INC., f/k/a SHINSACHI MEDIA INC., 20 SEUNGWOO SHIN and SELLIAH SACHCHITHANANTHAM,

Defendants.

Case No. 2:12-cv-08963-CAS-E

JS-6

ORDER FOR DEFAULT JUDGMENT AND PERMANENT INJUNCTION

Plaintiff Christopher Brown commenced this action on October 17, 2012, by filing the Summons and Complaint, which he properly served upon Defendants Shinsachi Pharmaceutical Inc. f/k/a Shinsachi ("Shinsachi Media Inc. Pharmaceutical") and Seungwoo Shin ("Shin") on January 23, 2013. Plaintiff filed proofs of service with this Court on February 1, 2013. Defendants Shinsachi

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Pharmaceutical and Shin have not answered the Complaint and their time for doing so has expired.

Accordingly, it is ORDERED that Plaintiff's motion for a default judgment and a permanent injunction shall be, and hereby is, GRANTED and JUDGMENT be entered in favor of Plaintiff on all counts of the Complaint, and it is further

ORDERED that JUDGMENT be ENTERED for damages in the amount of \$400,000, plus reasonable attorneys' fees of \$11,600, plus statutory costs and interest, and it is further

ORDERED that Defendants, their employees, agents, servants, successors, and assigns shall be permanently enjoined and restrained from the following:

- (a) using or displaying Plaintiff's name, image, likeness, or voice in any way and for any purpose, including the advertising or promotion of the Dr. Numb brand topical anesthetic cream or any other product manufactured, sold or distributed by one or more of the Defendants now or in the future;
- (b) using or displaying Plaintiff's name, image, likeness, or voice on any website or webpage or using any other method to distribute information, including but not limited to, the following sites: (1) www.drnumb.com, (3) www.drnumb.net, (2) www.drnumb.co, (4) www.drnumb.co.za/, (5) www.drnumb.ca/, (6)www.drnumb.fr, **(7)** www.drnumb.ph, (8)and www.drnumb.co.uk; and

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(c) engaging in any other activity constituting a violation of Plaintiff's rights; and it is further

ORDERED, the interest shall accrue from the date this action was filed.

Dated: September 9, 2013

HON. CHRISTINA A. SNYDER United States District Judge