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13 **Attorneys for Plaintiff 3M COMPANY**

14 IN THE UNITED STATES DISTRICT COURT
15 FOR THE CENTRAL DISTRICT OF CALIFORNIA

16 3M COMPANY,

17 Plaintiff,

18 v.

19 KM BROTHERS INC., KMJ
20 TRADING INC., SUPREME
21 SUNRISE, INC., MAO YU, and DOES
22 1-10,

23 Defendants.

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Attorneys for Defendants
KM BROTHERS INC., KMJ
TRADING INC., SUPREME SUNRISE,
INC., and MAO YU

Case No. 2:20-cv-05049 MWF-JC

**JOINT NOTICE OF
SETTLEMENT AND
STIPULATION FOR ENTRY OF
CONSENT JUDGMENT AND
PERMANENT INJUNCTION**

Complaint Filed: June 8, 2020
Am. Compl. Filed: June 9, 2020

Jury Trial Demanded

Scheduling Conf: Sept. 14, 2020
Time: 11:00 a.m.
Courtroom: 5A

24 The undersigned counsel for Plaintiff 3M Company (“Plaintiff” or “3M”) and
25 Defendants KM Brothers Inc., KMJ Trading Inc., Supreme Sunrise, Inc., and Mao
26 Yu (together, “Defendants”) (collectively, the “Stipulating Parties”), in the above-

1 captioned action, hereby notify the Court that they have reached a settlement in
2 above-captioned case and further stipulate and agree that:

3 WHEREAS, 3M filed the above-captioned case against the Defendants in the
4 Central District of California, Western Division, on June 8, 2020 (the “Lawsuit”);
5 and

6 WHEREAS, 3M filed its First Amended Complaint on June 9, 2020 (Dkt. 14)
7 seeking injunctive relief and monetary damages against Defendants for infringement
8 of 3M’s famous federally-registered 3M trademark under Section 32(1) of the
9 Lanham Act, 15 U.S.C. § 1114(1), for unfair competition and false designation of
10 origin under Section 43(a) of the Lanham Act, 15 U.S.C. § 1125(a), for dilution under
11 Section 43(c) of the Lanham Act, 15 U.S.C. § 1125(c), and for substantial and related
12 claims under California Business & Professions Code, §§ 17200 et seq. and 17500 et
13 seq., as well as claims under the statutory and common laws of the State of California;

14 WHEREAS, Defendants state that they no longer market or sell 3M products,
15 and have no intention of marketing or selling 3M products, now or in the future;

16 WHEREAS, on or about August 12, 2020, 3M, Defendants and third-party
17 Zhiju USA, Inc. (“Zhiju”) entered into a Settlement and Mutual Release Agreement
18 (the “Settlement Agreement”) wherein Defendants, inter alia, agreed to pay to 3M or
19 3M’s chosen charity a total of \$192,615.69, and further agreed to the entry of the
20 Consent Judgment and Permanent Injunction filed herewith;

21 WHEREAS, Defendants state that they are stipulating to the entry of this
22 Consent Judgment and Permanent Injunction in order to avoid the uncertainties and
23 costs of litigation; and

24 WHEREAS, Defendants and 3M have stipulated to entry of this Consent
25 Judgment and Permanent Injunction without trial or adjudication of any issue of law
26 or fact herein and without the Defendants admitting liability for any of the violations
27 3M alleged in the First Amended Complaint.
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NOW, THEREFORE, Defendants and 3M hereby stipulate to and respectfully request the Court to enter the attached Consent Judgment and Permanent Injunction.

IT IS SO STIPULATED.

Dated: August 13, 2020

KEVIN C. MEYER
SAUL PERLOFF
CHRISTOPHER WEIMER

By: s/Saul Perloff
Saul Perloff
Attorneys for Plaintiff
3M COMPANY

Dated: August 13, 2020

MANDOUR & ASSOCIATES, APC.

By: s/Ben T. Lila
Ben T. Lila
Attorneys for Defendants
KM BROTHERS INC., KMJ TRADING
INC., SUPREME SUNRISE, INC., MAO
YU, and DOES 1-10

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SIGNATURE ATTESTATION

Pursuant to Local Rule 5-4.3.4, the undersigned hereby attests that concurrence in the filing of this **JOINT NOTICE OF SETTLEMENT AND STIPULATION FOR ENTRY OF CONSENT JUDGMENT AND PERMANENT INJUNCTION** has been obtained from counsel for Defendants and is electronically signed with the express permission of Defendants' counsel.

Dated: August 13, 2020

KEVIN C. MEYER
SAUL H. PERLOFF
CHRISTOPHER WEIMER

By: s/Saul Perloff
Saul Perloff
Attorneys for Plaintiff
3M COMPANY

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CERTIFICATE OF SERVICE

I hereby certify that I caused the foregoing document to be electronically filed with the Clerk of the Court using the ECF-system for the Central District of California and that the ECF-system will send a Notice of Electronic Filing to the CM/ECF participant(s) on this the 13th day of August, 2020.

Dated: August 13, 2020

Norton Rose Fulbright

By: s/Saul Perloff

Saul Perloff

Attorneys for Plaintiff

3M COMPANY