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**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK**

LEVI STRAUSS & CO.,

Plaintiff,

v.

FRANKLIN SHOES INTERNATIONAL INC.;
FRANKLIN SHOES USA INC; GUANG
CHENG ZHANG; WEI CAO; "JOHN DOES"
2-10; and UNKNOWN ENTITIES 1-10,

Defendants.

CASE NO. 1:19-cv-00329 (LDH)(RLM)

**FINAL JUDGMENT AND
PERMANENT INJUNCTION UPON
CONSENT**

Plaintiff Levi Strauss & Co. ("Plaintiff") and defendants Franklin Shoes International Inc., Franklin Shoes USA Inc., Guang Cheng Zhang, and Wei Cao (hereinafter collectively referred to as "Defendants") having agreed that a Final Judgment and Permanent Injunction Upon Consent ("Final Judgment") should be entered between them and good cause appearing therefore:

1. Plaintiff asserted this action for trademark counterfeiting, 15 U.S.C. § 1114; trademark infringement, 15 U.S.C. § 1114; unfair competition, false designation of origin and false description, 15 U.S.C. § 1125(a); unlawful importation of goods bearing infringing marks, 15 U.S.C. § 1124; and unlawful importation of goods bearing registered United States Trademarks, 19 U.S.C. § 1526(a). The Court further has continuing jurisdiction to enforce the terms and provision of this Final Judgment.

2. Plaintiff is a corporation duly organized and existing under the laws of the State of Delaware, and having its principal place of business located at Levi's Plaza, 1155 Battery Street, San Francisco, California 94111.





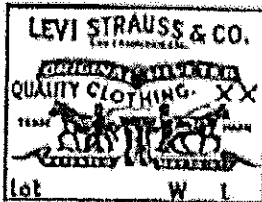
3. Defendant Franklin Shoes International Inc. ("Franklin Shoes International") is a corporation duly organized and existing under the laws of the State of New York and having its principal place of business located at 4128 Main Street 1A, Flushing, New York 11355.


4. Defendant Franklin Shoes USA Inc. ("Franklin Shoes USA") is a corporation duly organized and existing under the laws of the State of New York and having its principal place of business located at 1708 Flushing Ave, Ridgewood, New York 11385.






5. Defendant Guang Cheng Zhang ("Zhang") is an individual residing at 15406 64th Ave, Flushing, New York 11367 and is an owner of Franklin Shoes International and Franklin Shoes USA and therefore has the right and ability to control the actions of the corporate defendant.


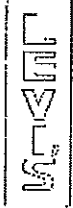
6. Defendant Wei Cao ("Cao") is an individual residing at 154-06 64th Ave, Kew Gardens Hills, New York 11367 and is an owner of Franklin Shoes International and Franklin Shoes USA and therefore has the right and ability to control the actions of the corporate defendant. Cao is also directly involved with the sale and distribution of infringing products.

7. Plaintiff is the owner of various trademarks registered with the United States Patent and Trademark Office and has filed copies of and recorded the certificates of registration for many of these trademarks with the Secretary of the United States Bureau of Customs and Border Protection in accordance with Section 526(a) of the Tariff Act, 19 U.S.C. § 1526(a), and Section 42 of the Lanham Act, 15 U.S.C. § 1124. Such trademarks include, but are not limited to the following, among others:

Trademark	USPTO Registration Number	Registration Date	Goods	Customs Recordation Number (if applicable)
	4,576,208	7/29/2014	IC 025. US 022 039. G & S: Jackets; jeans; pants; t-shirts; vests.	TMK 14-01145
	1,044,246	7/20/1976	IC 025. US 039. G & S: Shoes.	TMK 10-01187
	0,523,665	4/11/1950	IC 010 025 026. US 039. G & S: Men's, Women's, Boys', and Girls' Blouses, Overalls, Jumpers, Trousers, Shirts, Coats, Vests, and Workingmen's Aprons.	
	1,140,853	10/28/1980	IC 025. US 039. G & S: Garments- Namely, Pants, Jackets, Overalls and Shoes.	TMK 10-01183
	1,030,033	1/13/1976	IC 018. US 001 002 003 022 041. G & S: Wallets and Luggage- namely, Tote Bags and Duffle Bags.	TMK 14-00361

	1,095,986	7/11/1978	<p>IC 018. US 001 002 003 022 041. G & S: Luggage-namely, Back Packs, Brief Cases, Travel Kits, Shoulder Bags, and Purses.</p> <p>IC 025. US 022 039. G & S: Caps and Visors.</p>	TMK 10-01236
LEVI'S	1,124,018	8/14/1979	<p>IC 018. US 001 002 003 022 041. G & S: purses, denim shopping bags, back packs, duffle bags, briefcase portfolios, key cases and wallets.</p> <p>IC 025. US 039. G & S: belts, hats, caps, visors, and shoes.</p>	TMK 10-01176
LEVI'S	0,250,265	12/4/1928	IC 025. US 039. G & S: Overalls; Jeans.	TMK 14-00340
501	1,552,985	8/22/1989	IC 025. US 022 039. G & S: Jeans.	TMK 14-00407
505	1,313,554	1/8/1985	IC 025. US 039. G & S: Pants.	
517	1,319,462	2/12/1985	IC 025. US 039. G & S: Pants.	
550	4,053,137	11/8/2011	IC 025. US 022 039. G & S: Jeans; Pants; Shorts.	

569	2,503,976	11/6/2001	IC 025. US 022 039. G & S: Jeans and pants.	
	0,849,437	5/21/1968	IC 010 025 026. US 039. G & S: Trousers, Jackets, Shorts, Shirts, Skirts, and Vests.	TMK 10-01217
	2,259,153	7/6/1999	IC 035. US 100 101 102. G & S: Retail store services in the field of clothing.	
	4,653,689	12/9/2014	IC 041. US 100 101 107. G & S: Providing stadium facilities for sporting and entertainment events; providing information relating to sporting and entertainment events via the internet.	
	1,135,196	5/13/1980	IC 025. US 022 039. G & S: Garments- namely, pants and shoes.	TMK 14-00308
	2,620,144	9/17/2002	IC 035. US 100 101 102. G & S: Retail store services in the field of clothing.	

	2,320,789	2/22/2000	IC 025. US 022 039. G & S: Clothing, Namely, Men's, Women's and Children's Pants, Slacks, Trousers, Jeans, Shorts, Overalls, Shirts, T-Shirts, Blouses, Vests, Skirts, Jackets, Coats, Sport Coats, Sweaters, Sweatshirts, Sweatpants, Hats and Shoes.	
	0,516,561	10/18/1949	IC 025. US 039. G & S: Men's, Women's and Children's Jeans and Jackets.	

(hereinafter collectively referred to as the "Plaintiff's Registered Trademarks").

8. Defendants agree that the jurisdiction of this Court is retained for the purpose of making any further orders necessary or proper for the construction, implementation or modification of this Final Judgment, the enforcement and the punishment of any violations thereof.

IT IS ORDERED, ADJUDGED AND DECREED

9. The Final Judgment shall be binding upon and shall inure to the benefit of the parties and their respective heirs, successors and assigns, and acquiring companies.

10. Judgment is entered in favor of Plaintiff and against Defendants in the amount of One Million Dollars (\$1,000,000.00).

11. Defendants, their agents, servants, employees, attorneys and all persons acting in concert and participation with them, and their successors and assigns, jointly and severally be and hereby are, permanent restrained and enjoined from:

- a) using any counterfeit or infringement of Plaintiff's Registered Trademarks, including but not limited to "Red Joe Jeans," to identify any goods not authorized by Plaintiff;
- b) counterfeiting or infringing Plaintiff's Registered Trademarks, including by not limited to "Red Joe Jeans," by importing, manufacturing, distributing, selling, offering for sale, advertising, promoting, displaying any products bearing any simulation, reproduction, counterfeit, or copy of Plaintiff's Registered Trademarks;
- c) using any simulation, reproduction, counterfeit, or copy of Plaintiff's Registered Trademarks, including but not limited to "Red Joe Jeans," in connection with the importation, promotion, advertisement, display, sale, offering for sale, manufacture, production, circulation or distribution of any unauthorized products in such fashion as to relate or connect, or tend to relate or connect, such products in any way to Plaintiff, or to any goods sold, manufactured, sponsored or approved by, or connected with Plaintiff;
- d) making any statement or representation whatsoever, or using any false designation of origin or false description, or performing any act, which can or is likely to lead the trade or public, or individual members thereof, to believe that any services provided, products manufactured, distributed, sold or offered for sale, or rented by Defendants are in any way associated or connected with Plaintiff;
- e) engaging in any other conduct constituting an infringement of Plaintiff's Registered Trademarks, including but not limited to "Red Joe Jeans," of Plaintiff's rights in, or to use or to exploit, said trademark, or constituting any weakening of Plaintiff's name, reputation and goodwill.

12. It is further ORDERED that in the event that Defendants are ever found by a court of competent jurisdiction to be in violation of this Final Judgment the parties agree that (a) Plaintiff will be entitled to all normal relief which it may request from the Court; and (b) Plaintiff will be entitled to recover any and all future and additional damages, fees, and costs incurred by Plaintiff due to Defendants' violation of this Final Judgment, and judgment shall be entered against Defendants in that full amount.

13. That any act by the Defendants in violation of the terms or conditions of this Final Judgment may be considered and prosecuted as contempt of this Court.

14. That jurisdiction of this Court is retained for the purpose of making any further orders necessary or proper for the construction, implementation, or modification of this Final Judgment, the enforcement thereof, and the punishment of any violations thereof.

15. This Final Judgment shall be deemed served upon the Defendants at the time of the execution by the Court.

16. This action against defendants "John Does" 1-10 and Unknown Entities 1-10 is hereby dismissed without prejudice.

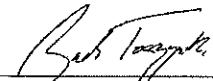
17. This action against Defendants is hereby dismissed with prejudice.

CONSENTED TO BY THE PARTIES:

The undersigned hereby consent to the entry of the Final Judgment in the form annexed hereto or in such other form as the Court may approve.

Dated: 6/22, 2019

LEVI STRAUSS & CO

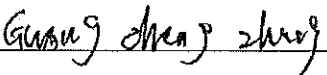
By: 

Name: Zachary N. Toczynski

Title: Director, Global Brand Enforcement

Dated: 06.20, 2019

FRANKLIN SHOES INTERNATIONAL INC

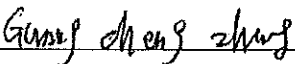
By: 

Name: Guang Cheng Zhang

Title: _____

Dated: _____, 2019

FRANKLIN SHOES USA INC

By: 

Name: Guang Cheng Zhang

Dated: _____, 2019

GUANG CHENG ZHANG

By: Guang Cheng Zhang

Dated: _____, 2019

WEI CAO

By: Wei Cao

SO ORDERED:

July 3, 2019

s/ LDH

LDH
United States District Court Judge