

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ARIZONA**

Arizona Board of Regents for and on
behalf of Arizona State University, an
Arizona body corporate,

Plaintiff,

v.

Digital Dream Media, Inc., a corporation;
Brent Townsend, an individual; Raymond
(Eddie) Coates, an individual; Millenium
Vision Productions, a company; Sun Devil
Angels, Inc., a corporation; Martin Slezak,
an individual; Taryn It Up Entertainment,
Inc., a corporation,

Defendants.

Case No. 2:13-CV-00398-PHX-SRB

**FINAL JUDGMENT AND
PERMANENT INJUNCTION
AGAINST DEFENDANTS
TOWNSEND AND COATES AND
DISMISSAL WITHOUT PREJUDICE
AS TO OTHER NAMED
DEFENDANTS**

Upon stipulation by Plaintiff Arizona Board of Regents for and on behalf of Arizona State University (“ASU”), and Defendants Brent Townsend (“Townsend”) and Raymond (Eddie) Coates (“Coates”) (collectively, “Defendants”), and good cause appearing therefore, the Court hereby finds as follows:

1 1. ASU filed a Complaint with this Court against Townsend and Coates,
2 among other named defendants, on February 25, 2013, asserting claims for
3 cybersquatting, 15 U.S.C. § 1125(d); trademark infringement, 15 U.S.C. § 1114;
4 trademark dilution, 15 U.S.C. § 1125(c); and unfair competition and false designation of
5 origin, 15 U.S.C. § 1125(a) (collectively, the “Claims”).

6 2. This Court has jurisdiction over Defendants, and over the Claims, pursuant
7 to 15 U.S.C. § 1121, and 28 U.S.C. §§ 1331 and 1338; venue is proper in this Court,
8 pursuant to 28 U.S.C. § 1391. Defendants have waived service of process.

9 3. ASU is the owner of multiple federally registered marks and common law
10 marks for or incorporating SUN DEVIL (collectively, the “Sun Devil® Marks”).

11 4. ASU has used one or more of the Sun Devil® Marks since at least 1947.
12 As a result of ASU’s longstanding and widespread use of the Sun Devil® Marks, those
13 marks have become famous.

14 5. ASU also owns common law rights in marks for or incorporating SUN
15 ANGEL™ (the “Sun Angel™ Mark”). (Collectively, the Sun Devil® Marks and the Sun
16 Angel™ Mark shall be referred to as the “ASU Marks.”).

17 6. Defendants and those acting in concert with them registered and used domain
18 names and marks incorporating the ASU Marks, without permission from Plaintiff, in
19 connection with an adult pornographic website called Sun Devil Angels.

20 7. Defendants’ unauthorized use of the ASU Marks constitutes
21 cybersquatting, trademark infringement, trademark dilution, and unfair competition.

22 Therefore, upon stipulation of ASU and Defendants, and good cause appearing
23 therefore, IT IS HEREBY ORDERED AND ADJUDGED as follows:

24 8. Judgment shall be, and hereby is, entered in favor of ASU and against
25 Defendants on all of the Claims.


26 9. With respect to the other named defendants for which no proof or waiver of
service has been filed, the Claims are hereby dismissed without prejudice.

11. After May 20, 2013, Defendants and all those acting in concert with Defendants shall be permanently enjoined from using and from registering any name or mark incorporating any of the ASU Marks and any other name, mark, or indicia (i.e. colors, pitchfork, or mascots) of ASU.

13. Defendants have stipulated and agreed to entry of this Final Judgment and Permanent Injunction freely and without coercion.

15. ASU and Defendants have stipulated that this Final Judgment and Permanent Injunction is not an admission of any intentional wrongdoing.

Dated this 22nd day of April, 2013.


Susan R. Bolton
United States District Judge

