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UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

YURMAN STUDIO, INC. and  
YURMAN DESIGN, INC.,

Plaintiffs,

- against -

PATTIANNE MITCHELL d/b/a  
ELEGANT ALTERNATIVES a/k/a  
ELEGANTALTERNATIVES.COM, ABC  
CORPORATIONS 1-10, and JOHN DOES 1-10,

Defendants.

Civil Action No.  
06 CV 1201 (SHS)

PERMANENT INJUNCTION AND  
FINAL JUDGMENT ON  
CONSENT

WHEREAS, plaintiffs Yurman Studio, Inc. and Yurman Design, Inc. (collectively "Yurman") commenced this action against Pattianne Mitchell d/b/a Elegant Alternatives a/k/a elegantalternatives.com (collectively "Mitchell") by filing a Complaint on February 15, 2006, alleging, inter alia, that Mitchell (1) infringed Yurman's copyrights in the following Yurman jewelry individual jewelry designs and collections of designs in violation of §501 of the Copyright Act, 17 U.S.C. § 501 — "Albion Collection"; the "Albion Collection Small Earrings"; the "Capri Collection"; the "Color Classic Collection Enhancer"; the "Crossover Collection 2003"; the "David Yurman 1993 Collection"; the "Elongated Albion Bracelet 2003"; the "Hampton Collection Enhancer"; the "Hampton Collection"; the "Quatrefoil Collection — Blue Ice"; the "Quatrefoil Collection — Pink Tourmaline Diamond"; the "Quatrefoil Collection Earring"; the "Tahitian Bijoux Collection 2003"; the "Confetti Collection II 2005"; the "Mosaic Collection 2005"; the "Pave Albion Collection 2005"; the "Renaissance Collection 2005"; the "Albion Collection 2003"; the "Black & White Albion 2003"; the "Buckle Collection 2003"; the "Carved Cable Collection"; and the "Curb Chain Collection 2003" (collectively the "Yurman

Designs”) (a chart listing the individuals products Yurman alleged to be infringing is attached hereto as Exhibit A); and 2) infringed Yurman's trademark rights in Yurman's following federally-registered trademarks in violation of §§ 32 and 43(a) of the Lanham Act, 15 U.S.C. §§ 1114, 1125(a) — DAVID YURMAN (U.S. Trademark Reg. Nos. 1,725,487 and 2,460,107); D.Y. (U.S. Trademark Reg. No. 1,568,254); HAMPTON CABLE COLLECTION (U.S. Trademark Reg. No. 2,223,237); THE CABLE COLLECTION (U.S. Trademark Reg. No. 1,658,160); THE THOROUGHbred COLLECTION (U.S. Trademark Reg. No. 2,010,326); THE CROSSOVER COLLECTION (U.S. Trademark Reg. No. 3,051,831); SILVER ICE (U.S. Trademark Reg. No. 2,214,335); MIDNIGHT ICE (U.S. Trademark Reg. No. 2,732,463); QUATREFOIL (U.S. Trademark Reg. No. 2,918,700) and ALBION (U.S. Trademark Reg. No. 2,959,204) (collectively the “Yurman Trademarks”); and

WHEREAS, the parties wish to settle the claims made in the Complaint;

IT IS HEREBY ORDERED, that Mitchell, her agents, servants, employees, related companies, affiliates and all persons or entities acting in concert or participation with her, are permanently enjoined and restrained from:

1. Using or displaying the Yurman Designs or the Yurman Trademarks on any website, unless such use or display is expressly authorized by Yurman;
2. Infringing Yurman's copyrights in the Yurman Designs;
3. Infringing Yurman's rights in the Yurman Trademarks;
4. Performing any acts calculated or likely to infringe Yurman rights in the Yurman Designs or Yurman Trademarks;

IT IS FURTHER ORDERED that this Court shall retain jurisdiction for the purpose of enforcing the provisions of this Permanent Injunction and Final Judgment on Consent by way of

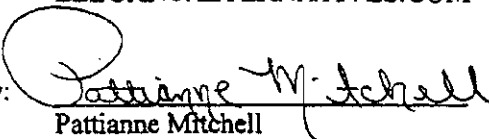
contempt or otherwise. Mitchell agrees not to contest the validity of the Yurman Copyrights in any such proceeding.

The parties waive appeal of this Permanent Injunction and Final Judgment on Consent.

This Permanent Injunction and Final Judgment on Consent shall operate as the Final Judgment in this action.


Dated: New York, New York  
July 27, 2006

PATTIANNE MITCHELL d/b/a  
ELEGANT ALTERNATIVES a/k/a  
ELEGANTALTERNATIVES.COM

By:   
Pattianne Mitchell  
5 Birch Street  
West Brookfield, Massachusetts 01585

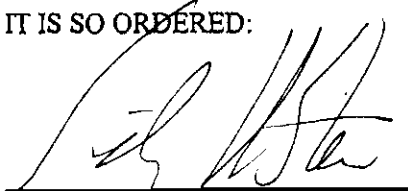
Pro Se

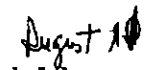
TORYS LLP

By:   
Louis S. Ederer  
John Maltbie  
237 Park Avenue  
New York, New York 10017

Attorneys for Plaintiffs

IT IS SO ORDERED:

  
\_\_\_\_\_  
HONORABLE SIDNEY H. STEIN  
UNITED STATES DISTRICT JUDGE

  
Dated: ~~July~~ August 10, 2006