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LODGED
CLERK, U.S. DISTRICT COURT
MAY 13 2005
CENTRAL DISTRICT OF CALIFORNIA
DEPUTY

FILED
CLERK, U.S. DISTRICT COURT
MAY 20 2005
CENTRAL DISTRICT OF CALIFORNIA
DEPUTY

ENTERED
CLERK, U.S. DISTRICT COURT
MAY 20 2005
CENTRAL DISTRICT OF CALIFORNIA
DEPUTY

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA
SOUTHERN DIVISION

DIRECTV, INC., a California corporation,

Plaintiff,

v.

VICTOR M. CARRILLO, ROBERTO S. MARTINEZ and JOHN DOES 1-10,

Defendants.

CASE NO. SACV-03-1427-JVS (ANx)
[PROPOSED] JUDGMENT AND PERMANENT INJUNCTION AGAINST DEFENDANT VICTOR CARRILLO
Judge: Hon. James V. Selna
Courtroom: 10C

On May 6, 2005, this Court entered Summary Judgment in favor of Plaintiff DIRECTV, Inc. on plaintiff's claims 2, 3, 4 and 5 against defendant Victor Carrillo for illegally distributing, trafficking and/or selling in interstate commerce equipment designed for stealing DIRECTV's satellite television programming in violation of 47 U.S.C. § 605(e)(4), 17 U.S.C. § 1201(a)(2), (b)(2) and 18 U.S.C. § 2511(a). The Court awarded statutory damages in the amount of \$607,500 in favor of DIRECTV. The Court also awarded DIRECTV attorney's fees and costs and asked DIRECTV to submit information as to the appropriate amount of this award.

THIS CONSTITUTES NOTICE OF ENTRY AS REQUIRED BY FRCP, RULE 77(d).

100

1 In addition, pursuant to 47 U.S.C. § 605(e)(3)(B)(i) the Court held
2 that Carrillo is ordered to comply with a permanent injunction enjoining Carrillo
3 from further violations of 47 U.S.C. § 605(e)(4).

4 At the hearing on May 6, 2005, DIRECTV orally moved to dismiss
5 without prejudice pursuant to Fed. R. Civ. P. 41(a)(2) the remaining claims (1, 6-
6 10) set forth in the Complaint which had not been the subject of the motion for
7 summary judgment. On May 6, 2005, the Court granted the oral motion and
8 dismissed the remaining claims without prejudice.

9
10 NOW THEREFORE, IT IS HEREBY ORDERED AND ADJUDGED
11 AS FOLLOWS:

12 1. Judgment is entered against defendant Victor Carrillo on
13 DIRECTV, Inc.'s claims under 47 U.S.C. § 605(e)(4), 17 U.S.C. § 1201(a)(2),
14 (b)(2) and 18 U.S.C. § 2511(a).

15 2. Defendant Victor Carrillo is ordered to pay plaintiff DIRECTV,
16 Inc. the sum of \$607,500 in statutory damages.

17 3. Defendant Victor Carrillo is ordered to pay plaintiff DIRECTV,
18 Inc. the sum of \$_____ in attorney's fees and costs.

19 4. Defendant Victor Carrillo is ordered to pay plaintiff DIRECTV,
20 Inc. the sum of \$10,005 in attorneys fees and costs pursuant to the Court's Order
21 dated August 11, ²⁰⁰⁴ ~~2005~~ _{JVS}

22 5. Defendant Victor Carrillo is ordered to pay plaintiff DIRECTV,
23 Inc. the sum of \$1,062 in sanctions pursuant to Magistrate Nakazato's Order dated
24 June 28, 2004.

25 6. Defendant Victor Carrillo is ordered to pay plaintiff DIRECTV,
26 Inc. the sum of \$3,000 in sanctions pursuant to Magistrate Nakazato's Order dated
27 March 4, 2005.

28

1 7. Pursuant to 47 U.S.C. § 605(e)(3)(B)(i), defendant Victor
2 Carrillo, and any persons or entities controlled directly or indirectly by him, is
3 hereby enjoined from:

4 (1) intercepting, receiving or assisting others in receiving
5 DIRECTV's satellite transmissions of television programming without
6 authorization by and payment to DIRECTV;

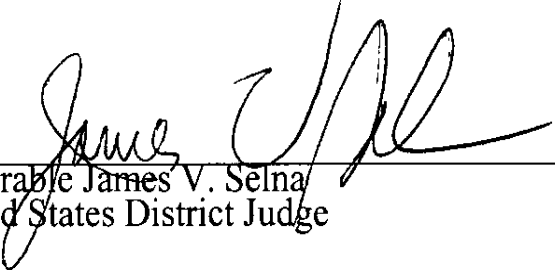
7 (2) manufacturing, assembling, modifying, importing,
8 exporting, distributing, possessing, or selling bootloaders, unloopers, emulators
9 and any other devices designed or intended to facilitate the receptions and
10 decryption of DIRECTV's satellite transmissions of televisions and programming
11 by persons not authorized to receive such programming; and

12 (3) advertising the sale of bootloaders, unloopers, emulators
13 and any other devices designed or intended to facilitate the reception and
14 decryption of DIRECTV's satellite transmissions of television and programming
15 by persons not authorized to receive such programming or from advertising or
16 providing information or technical services in support thereof.

17 8. DIRECTV is entitled to interest calculated at the statutory rate.

18
19 IT IS SO ORDERED.

20
21 DATED: 5.19, 2005

22 
23 Honorable James V. Selna
United States District Judge

24 Prepared by:

25 QUINN EMANUEL URQUHART
26 OLIVER & HEDGES, LLP

27 By 
28 Michael E. Williams
Attorneys for Plaintiff, DIRECTV, Inc.

PROOF OF SERVICE

1013A(3) CCP Revised 5/1/88

1
2 **STATE OF CALIFORNIA)**
COUNTY OF LOS ANGELES)

3 I am employed in the county of Los Angeles State of California. I am over the age of 18
4 and not a party to the within action; my business address is: 865 South Figueroa Street, 10th Floor,
Los Angeles, CA 90012.

5 On **May 13, 2005**, I served the foregoing document described as

6 **[PROPOSED] JUDGMENT AND PERMANENT INJUNCTION AGAINST**
7 **DEFENDANT VICTOR CARRILLO**

8 on all interested parties in this action.

9 **Victor Carrillo**
2720 Birch Street
Alhambra, CA 91801

10
11 **By placing** [] the original [] true copies thereof enclosed in sealed envelopes addressed
as follows:

12 **BY MAIL:** I deposited such envelope in the mail at Los Angeles, California. The
13 envelope was mailed with postage thereon fully prepaid. As follows: I am "readily familiar"
14 with the firm's practice of collection and processing correspondence for mailing. Under that
15 practice it would be deposited with U.S. postal service on that same day with postage thereon
fully prepaid at Los Angeles, California in the ordinary course of business. I am aware that
on motion of the party served, service is presumed invalid if postal cancellation date or
postage meter date is more than one day after date of deposit for mailing in affidavit.

16 **BY TELECOPIER** By transmitting the above listed document(s) to the fax number(s)
set forth above on this date.

17 **BY OVERNIGHT COURIER** I caused each envelope with postage prepaid to be sent
18 by Federal Express.

19 **BY PERSONAL SERVICE** I caused to be delivered such envelope by hand to the
addressee.

20 Executed on May 13, 2005, at Los Angeles, California.

21 (State) I declare under penalty of perjury under the laws of the State of California that the
22 above is true and correct.

23 (Federal) I declare that I am employed in the office of a member of the bar of this court at
whose direction the service was made.

24
25 Rita Patel
26 Type or Print Name


Signature

27
28