

**UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF MICHIGAN**

JOHN T. UNGER,

Plaintiff,

v.

Hon. Paul L. Maloney

Case No.: 1:13-cv-00854

OHIO FLAME, LLC, an Ohio
Limited Liability Company and MATT
SKILLMAN, an individual,

Defendants.

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CONSENT JUDGMENT AND ORDER

WHEREAS, Plaintiff John T. Unger, and Defendants Ohio Flame, LLC and Matt Skillman (collectively the “parties”), have settled this matter pursuant to a Settlement Agreement (“Settlement Agreement”), the terms of which provide for the substance of this Judgment and Order, and the Court being otherwise fully advised in the premises;

WHEREAS, the parties have stipulated to this Consent Judgment and Order and to the Settlement Agreement in such a matter as to effectuate the mutual release of all claims that were or could have been brought in this litigation, whether known or unknown.

It is **ORDERED** that the Parties acknowledge the validity and enforceability of Plaintiff's copyright and trade dress rights in Plaintiff's "The Great Bowl O' Fire" fire bowl.

It is **ORDERED** that Defendants shall be permanently enjoined from making, marketing, or selling the fire bowl at issue in this litigation and previously referred to by Defendants' as the "Ring of Fire" fire bowl; from reproducing, preparing derivative works, distributing copies, or displaying publicly any work substantially similar to Plaintiff's "The Great Bowl O' Fire" fire bowl; and from making, marketing, or selling any item that results in a likelihood of confusion with "The Great Bowl O' Fire" fire bowl.

This is a final judgment that resolves all outstanding claims. This Court retains jurisdiction to adjudicate any other dispute arising out of, or in connection with, the Settlement Agreement or this Judgment and Order.

IT IS SO ORDERED

Date: June 27, 2014

/s/ Paul L. Maloney

Hon. Paul L. Maloney
U.S. District Court Judge

The preceding Judgment and Order is Agreed to in form and substance

Respectfully submitted,

Date: June 25, 2014

/s/ JAD
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Date: June 25, 2014

/s/ JMS
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