

1 attorney Darren J. Quinn of the Law Offices of Darren J. Quinn; and
2 defendant DIANE DUNAWAY appeared by her attorney Anthony J. Passante
3 of Martin & Passante.

4 The parties introduced oral and documentary evidence and the
5 cause was argued and submitted for decision. The court, having
6 considered the evidence and heard the arguments of counsel, makes the
7 following judgment.

8 IT IS ORDERED, ADJUDGED AND DECREED:

9 1. Plaintiff TCA shall mean and include The Traditional Cat
10 Association, Inc. (Club), a Washington Corporation (UBI number 601 775
11 694 incorporated on or about March 10, 1997) and The Traditional Cat
12 Association, Inc. (Registry), a Washington Corporation (UBA number 601
13 775 693 incorporated on or about March 10, 1997). This Judgment
14 amends and corrects plaintiffs' complaint to reflect the true names
15 of plaintiff TCA.

16 2. Plaintiff TCA's request for an injunction pursuant to its
17 First Cause of Action under *California Business & Professions Code*
18 §17200 is granted, in part, and an injunction shall issue as follows:

19 A. Defendant TCCI (and any officer, director or other
20 person authorized to act on TCCI's behalf) is enjoined
21 from representing to the public in any communication
22 or advertisement that it is the "original" TCA or
23 Traditional Cat Association, that it was founded in
24 1987, or has been in business since 1987. With
25 reference to TCCI's website, this order includes
26 removal of identifying its cat shows or cat reviews as
27 the "Sixteenth Annual", "Fifteenth Annual" etc. If
28 that is the format TCCI intends to use to describe its

1 cat shows or cat reviews, TCCI shall start counting
2 from September 1, 1998.

3 B. With reference to the TCCI website, defendant TCCI
4 shall within 15 days after notice of entry of this
5 judgment remove from its website all newsletters which
6 predate September 1, 1998. Any newsletter on TCCI's
7 website which post-date September 1, 1998 shall
8 indicate that it is a newsletter from TCCI and not
9 TCA.

10 C. Defendant TCCI and plaintiff TCA shall each mutually
11 exchange their registry records for the time period
12 January 1, 1998 to January 31, 2001 by exchanging the
13 following information:

14 (1) a photocopy, or a computer printout, of the
15 information contained on the most recent
16 certificate issued for each registration form
17 (e.g. cat, cattery or litter), for any of the
18 following breeds recognized by both plaintiff TCA
19 and Defendant TCCI:

- 20 (a) Bengal
21 (b) Classic Balinese
22 (c) Classic Balinese
23 (d) Classic Burmese
24 (e) Classic Colorpoint Balinese
25 (f) Classic Colorpoint Shorthair
26 (g) Classic Siamese
27 (h) Himalayan
28 (i) Nebelung

- (j) Traditional (Doll Face) Persian
- (k) Traditional Balinese
- (l) Traditional Burmese
- (m) Traditional Colorpoint Shorthair
- (n) Traditional Siamese
- (o) Chantilly/Tiffany

(2) the registration number assigned. A photocopy of the original registration form with the registration number written on it, and any revisions to the original registration, is sufficient.

(3) An electronic version of the source data in CSV format

(4) The exchange will take place within 15 days after notice of entry of judgment or such other date as may be agreed upon by the parties.

2. Plaintiff TCA shall recover nothing against defendant TCCI under its Second Cause of Action for Common Law Unfair Competition and its Fourth Cause of Action for Conversion.

3. Plaintiff TCA shall recover nothing from defendants LAURA GILBREATH, LEE ZIMMERMAN, RANDI BRIGGS, JOHN HEROLD and DIANE DUNAWAY.

4. The Court finds that neither plaintiff TCA nor defendant TCCI is a prevailing party and that both parties bear their own costs and attorney fees.

5. The Court finds that LAURA GILBREATH, LEE ZIMMERMAN, RANDI BRIGGS, JOHN HEROLD and DIANE DUNAWAY are prevailing parties in this action.

A. Defendant DIANE DUNAWAY shall recover costs in the

1 amount of _____.

2 B. Defendants LAURA GILBREATH, LEE ZIMMERMAN, RANDI
3 BRIGGS and JOHN HEROLD shall recover costs in the
4 amount of _____.

5 6. Plaintiff DIANA L. FINERAN shall recover nothing against
6 defendants as she stipulated she had no claims to be tried.


7 7. By order dated September 3, 2004, defendants LAURA
8 GILBREATH, LEE ZIMMERMAN, RANDI BRIGGS, JOHN HEROLD, and TCCI shall
9 have and recover from plaintiffs TCA and DIANA L. FINERAN the sum of
10 \$20,247.28 for attorney's fees and costs pursuant to *California Code*
11 *of Civil Procedure* §425.16(e).

12
13 Dated: MAR 6 2006

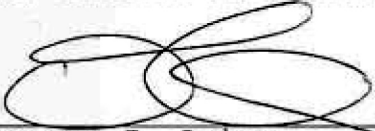
14 JOHN S. MEYER
15 JUDGE OF THE SUPERIOR COURT

16 **APPROVED AS TO FORM:**

17 Dated: August 20, 2005
18 GOODE, HEMME, PETERSON & SAYLER

19
20 By 
21 Jerry D. Hemme
22 Attorneys for Plaintiffs
DIANA L. FINERAN and THE
TRADITIONAL CAT ASSOCIATION, INC.

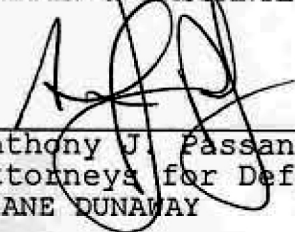
23 Dated: August 23, 2005
24 LAW OFFICES OF DARREN J. QUINN

25
26 By 
27 Darren J. Quinn
28 Attorneys for Defendant LAURA
GILBREATH, LEE ZIMMERMAN, RANDI
BRIGGS, JOHN HEROLD, AND
TRADITIONAL CAT ASSOCIATION

1
2 Dated: August 25 2005
3

MARTIN & PASSANTE

4
5 By


Anthony J. Passante, Jr.
Attorneys for Defendants
DIANE DUNAWAY

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