

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF MICHIGAN

VIRGIN MOBILE USA, LLC,

Civil Action No. 2:07-cv-11056 (GCS)

Plaintiff,

v.

STIPULATED FINAL JUDGMENT AND
PERMANENT INJUNCTION ON
CONSENT

SP TRADING COMPANY and
STANISLAV PROSKUROVSKY,

Defendants.

Joseph Aviv (P30014)
Bruce L. Segal (P36703)
HONIGMAN MILLER SCHWARTZ
AND COHN LLP
38500 Woodward Avenue - Suite 100
Bloomfield Hills, Michigan 48304-5048
Tel: (248) 566-8402
Fax: (248) 566-8483
Attorneys for Plaintiff
Virgin Mobile USA, LLC

Plaintiff Virgin Mobile USA, LLC ("Virgin Mobile") and Defendants SP Trading Company and Stanislav Proskurovsky (collectively "Defendants"), having entered into a settlement and having resolved all issues in this lawsuit (the "Lawsuit"), and having as part of their settlement stipulated to the entry of this Permanent Injunction on Consent, the Court enters the following Order:

FINDINGS

1. Virgin Mobile commenced this Lawsuit against Defendants on March 12, 2007.
2. The parties have entered into a settlement agreement resolving all claims in this Lawsuit, pursuant to which agreement Defendants have agreed to refrain from the conduct challenged by Virgin Mobile.
3. This Court has jurisdiction over this Lawsuit and personal jurisdiction over defendant Stanislav Proskurovsky.

PERMANENT INJUNCTION

Defendant Stanislav Proskurovsky (and his businesses, managers, employees, servants, affiliates, agents, attorneys, representatives, and all others acting in concert or participation with him) is permanently enjoined from, directly, indirectly, or by participating in any scheme or plan involving, the following:

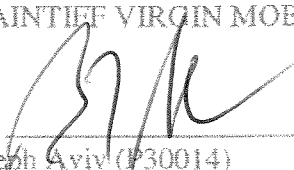
- (a) purchasing, offering to purchase, or otherwise acquiring Virgin Mobile handsets, or inducing purchasers of Virgin Mobile handsets to resell or otherwise convey those handsets;
- (b) exporting, repackaging, shipping, distributing, selling, reselling, or offering to resell Virgin Mobile handsets; and/or
- (c) hacking, reprogramming, disabling, or otherwise altering software on Virgin Mobile handsets, or inducing, facilitating, or assisting others to do so.

OTHER MATTERS

1. Each party shall bear its own costs and attorneys' fees.
2. This Permanent Injunction on Consent shall constitute the final judgment in this Lawsuit as against Defendant Stanislav Proskurovsky.
3. Pursuant to Rule 41 of the Federal Rules of Civil Procedure, the Court dismisses this Lawsuit without prejudice as to Defendant SP Trading Company.
4. This Lawsuit having been concluded in all respects, the Clerk is directed to mark this matter closed.
5. This Court retains jurisdiction to enforce this injunction.

CONSENTED TO BY THE FOLLOWING PARTIES:

PLAINTIFF VIRGIN MOBILE USA, LLC

By: 
Joseph Aviv (P30014)
Bruce L. Segal (P36703)
HONIGMAN MILLER SCHWARTZ
AND COHN LLP
38500 Woodward Avenue - Suite 100
Bloomfield Hills, Michigan 48304-5048
Tel: (248) 566-8402
Fax: (248) 566-8483
Attorneys for Plaintiff Virgin Mobile USA, LLC


STANISLAV "STAN"
PROSKUROVSKY

SO ORDERED:

The Honorable George C. Stech
United States District Judge

March _____, 2007