

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF MISSOURI**

**PERI HALL & ASSOCIATES, INC., et al.,** )  
 )  
**Plaintiffs,** )  
 )  
 v. )  
 )  
**ELLIOT INSTITUTE FOR SOCIAL** )  
**SCIENCES RESEARCH, et al.,** )  
 )  
**Defendants.** )

**Case No.: 4:06-00202-CV-W-GAF**

**UNCONTESTED MOTION FOR ENTRY OF FINAL JUDGMENT  
AND PERMANENT INJUNCTION**

Plaintiffs Peri Hall & Associates, Inc. (“Peri Hall”) and the Missouri Coalition for Lifesaving Cures (“MCLC”) (collectively “Plaintiffs”) move the Court for entry of Final Judgment and Permanent Injunction in the form attached as **Exhibit A**. For the Court’s convenience, a copy of the proposed Final Judgment and Permanent Injunction will also be e-mailed to Chambers in Word Perfect form. Defendants consent to entry of the attached Final Judgment and Permanent Injunction. Entry of the proposed Final Judgment and Permanent Injunction will resolve all of Plaintiffs’ claims brought in this lawsuit, all parties to bear their own costs.

WHEREFORE, Plaintiffs Peri Hall & Associates, Inc. and the Missouri Coalition for Lifesaving Cures respectfully request that the Court enter the Final Judgment and Permanent Injunction in the form attached as **Exhibit A**, as agreed to by Defendants.

Respectfully submitted,

POLSINELLI SHALTON WELTE SUELTHAUS PC



By: /s/ Robert J. Edwards

CATHY J. DEAN (#30401)

ROBERT J. EDWARDS (#48481)

LAUREN E. TUCKER MCCUBBIN (#55179)

700 West 47<sup>th</sup> Street, Suite 1000

Kansas City, Missouri 64112

(816) 753-1000

Fax No. (816) 753-1536

ATTORNEYS FOR PLAINTIFFS MISSOURI  
COALITION FOR LIFESAVING CURES INC. AND  
PERI HALL & ASSOCIATES, INC.

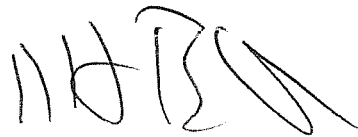
**CERTIFICATE OF SERVICE**

I hereby certify that on April 5, 2006, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which sent notification of such filing to the following:

Michael K. Whitehead  
WHITEHEAD LAWFIRM, LLC  
1100 Main Street, Suite 2600  
Kansas City, MO 64105

I further certify that copies of the foregoing document were sent via e-mail to the following non CM/ECF participants:

Mr. David C. Reardon  
29 Olde Westchester Court  
Saint Charles, MO 63304



/s/ Robert J. Edwards

**IN THE UNITED STATES DISTRICT COURT  
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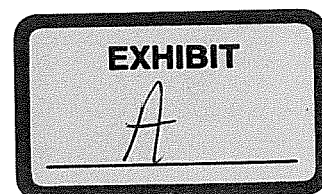
<b>PERI HALL &amp; ASSOCIATES, INC., et al.,</b>	)	
	)	
<b>Plaintiffs,</b>	)	
	)	
<b>v.</b>	)	<b>Case No.: 4:06-00202-CV-W-GAF</b>
	)	
<b>ELLIOT INSTITUTE FOR SOCIAL</b>	)	
<b>SCIENCES RESEARCH, et al.,</b>	)	
	)	
<b>Defendants.</b>	)	

**FINAL JUDGMENT AND PERMANENT INJUNCTION**<sup>1</sup>

On March 8, 2006, Plaintiffs Peri Hall & Associates, Inc. (“Peri Hall”) and the Missouri Coalition for Lifesaving Cures (“MCLC”) (collectively “Plaintiffs”) commenced this action by filing a Complaint against Defendants Elliot Institute for Social Sciences Research (“Elliot Institute”) and David Reardon (“Reardon”) (collectively “Defendants”) asserting violations of, among other things, the Copyright Act and the Lanham Act, including trademark and trade dress infringement and unfair competition. This matter is currently before the Court on Plaintiffs’ Uncontested Motion for Entry of Final Judgment and Permanent Injunction (“Uncontested Motion”). Defendants have consented to entry of this Final Judgment and Permanent Injunction. Having reviewed Plaintiffs’ Uncontested Motion, the Court finds that the Uncontested Motion should be and is hereby GRANTED and JUDGMENT is entered in favor of Plaintiffs.

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<sup>1</sup> On March 10, 2006, the Honorable Dean Whipple granted the Plaintiffs’ Motion for a Temporary Restraining Order. [ECF Doc. #7]. After a hearing on March 17, 2006, this Court granted Plaintiffs’ Motion for Preliminary Injunction. [ECF Doc. #18].



IT IS ORDERED that:

1. Defendants are permanently enjoined from using, directly or indirectly, Plaintiffs' trademarks, trade dress, graphic design, or any html or other source code used in Plaintiffs' website, [www.missouricures.com](http://www.missouricures.com), in Defendants' website, [www.elliottinstitute.org](http://www.elliottinstitute.org), or any other website maintained by Defendants. Defendants are thus prohibited from using the style sheet from Plaintiffs' website, and any html or other source code derived from the html or other source code used in Plaintiffs' website. This Order does not prohibit Defendants from maintaining the [www.elliottinstitute.org](http://www.elliottinstitute.org) website, or any other website, so long as any website maintained by Defendants does not infringe on Plaintiffs' [www.missouricures.com](http://www.missouricures.com) website in any fashion.

2. Each party shall pay their own court costs and attorneys fees. All of Plaintiffs' claims brought in this lawsuit are now fully disposed of.

**Motions**

4:06-cv-00202-GAF Peri Hall &amp; Associates Inc et al v. Elliot Institute for Social Sciences Research et al

**U.S. District Court****Western District of Missouri**

## Notice of Electronic Filing

The following transaction was received from Edwards, Robert J.E. entered on 4/5/2006 at 3:38 PM CDT and filed on 4/5/2006

**Case Name:** Peri Hall & Associates Inc et al v. Elliot Institute for Social Sciences Research et al

**Case Number:** 4:06-cv-202

**Filer:** Peri Hall & Associates Inc  
Missouri Coalittion for Lifesaving Cures Inc

**Document Number:** 29

**Docket Text:**

MOTION for permanent injunction /*Uncontested Motion for Entry of Final Judgment and Permanent Injunction* filed by Robert J.E. Edwards on behalf of Peri Hall & Associates Inc, Missouri Coalittion for Lifesaving Cures Inc suggestions in opposition/response due by 4/20/2006 unless otherwise directed by the court (Attachments: # (1) Exhibit A - Proposed Final Judgment and Permanent Injunction)(Edwards, Robert)

The following document(s) are associated with this transaction:

**Document description:**Main Document

**Original filename:**n/a

**Electronic document Stamp:**

STAMP MOWDStamp\_ID=875559776 [Date=4/5/2006] [FileNumber=1685617-0] [9b02483b7ec929a18488f12ddbceabe293d56039cb97e6beb73792cad6bce044cb19b2ea1b9ec8410631ea2a262ca16642944b37a908fac011ddb72e97ea]]

**Document description:**Exhibit A - Proposed Final Judgment and Permanent Injunction

**Original filename:**n/a

**Electronic document Stamp:**

STAMP MOWDStamp\_ID=875559776 [Date=4/5/2006] [FileNumber=1685617-1] [776367ef1a73789dabccf1aa525154cdbc6c6649f346f11e149a1a4efb665299e8fa621e6c35774303de0c35d5589c9f73e712c4f7e598a104e86bc22b4a54]]

**4:06-cv-202 Notice will be electronically mailed to:**

Cathy J. Dean cdean@pswslaw.com, kgargotto@pswslaw.com; docket@pswslaw.com; jlyons@pswslaw.com; zmijewski@pswslaw.com

Robert J.E. Edwards redwards@pswslaw.com, sdowney@pswslaw.com; docket@pswslaw.com

Lauren E. Tucker McCubbin ltucker@pswslaw.com, lstancer@pswslaw.com

Michael K. Whitehead mikewhitehead@hotmail.com,

**:06-cv-202 Notice will be delivered by other means to:**

David C Reardon  
9 Olde Westchester Court  
Saint Charles, MO 63304

## Sally Downey

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**From:** Sally Downey  
**Sent:** Wednesday, April 05, 2006 3:39 PM  
**To:** 'tracy\_diefenbach@mow.uscourts.gov'  
**Cc:** Robert Edwards; 'mikewhitehead@hotmail.com'  
**Subject:** Peri Hall & Associates, Inc., et al. v. Elliot Institute for Social Sciences Research, et al. (Case No. 4:06-00202-CV-W-GAF)  
**Attachments:** Final Judgment and Permanent Injunction.wpd

Attached please find the Word Perfect version of the Final Judgment and Permanent Injunction, which is attached as Exhibit A to ECF Doc. No. 29. If you have any questions or are unable to open the attachment, please let us know. Thank you.



**Sally L. Downey** 700 W. 47th Street  
*Secretary* Suite 1000  
Kansas City, MO 64112

sdowney@pswslaw.com tel: (816) 360-4282  
Add me to your address book... fax: (816) 753-1536

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2. Each party shall pay their own court costs and attorneys fees. All of Plaintiffs' claims brought in this lawsuit are now fully disposed of.

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GARY A. FENNER, JUDGE  
United States District Court

Dated: \_\_\_\_\_