

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

USDC SDNY
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AMERICAN BROADCASTING COMPANIES,
INC., DISNEY ENTERPRISES, INC.,
TWENTIETH CENTURY FOX FILM
CORPORATION, CBS BROADCASTING INC.,
CBS STUDIOS INC., FOX TELEVISION
STATIONS, LLC, FOX BROADCASTING
COMPANY, LLC, NBCUNIVERSAL MEDIA,
LLC, UNIVERSAL TELEVISION LLC, AND
OPEN 4 BUSINESS PRODUCTIONS, LLC,

19 Civ. 7136 (LLS)

PERMANENT INJUNCTION
ORDER

Plaintiffs and Counterclaim
Defendants,

- against -

DAVID R. GOODFRIEND and SPORTS FANS
COALITION NY, INC.,

Defendants and Counterclaim
Plaintiffs.

1. The parties having agreed in their December 17, 2019
Agreement, Article C, paragraph 6 that,

If the Court determines that Mr. Goodfriend and SFCNY do not
qualify for the Exemption, the Parties agree that the Court
should immediately enter a Permanent Injunction barring Mr.
Goodfriend and SFCNY, along with their officers, agents,
servants, employees, attorneys, and other persons who are in
active concert or participation with Mr. Goodfriend, SFCNY, or
their officers, agents, servants, employees, or attorneys (if
they receive actual notice pursuant to Rule 65(d)(2) of the
Federal Rules of Civil Procedure) from operating Locast.
Nothing in this Agreement is intended to bar Mr. Goodfriend
and SFCNY from applying for a stay of the Permanent Injunction
pending appeal, nor to bar the Broadcasters from opposing any
such stay.

2. By its August 31, 2021 Opinion and Order, this Court
having determined that Locast's use of portions of its payments
to fund its expansion disqualified it for the Exemption in
Section 111(a)(5) of the Copyright Law, 17 U.S.C. § 501 et.

seq., and

3. Plaintiffs having on September 1, 2021 moved for entry of a Permanent Injunction against defendants' operating Locast, and Good cause appearing, and there being no objection, and it appearing that entry of an injunction will provide opportunity for appeal contemplated by the Agreement, it is

ORDERED that, Defendants, along with their officers, agents, servants, employees, attorneys and other persons who are in active concert or participation with Defendants or their officers, agents, servants, employees, or attorneys (if they receive actual notice pursuant to Rule 65(d)(2) of the Federal Rules of Civil procedure) are permanently restrained and enjoined from operating Locast.

So Ordered.

Dated: New York, New York
September 15, 2021



LOUIS L. STANTON
U.S.D.J.