

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
CASE NO.: 11-23557-CIV-UNGARO/TORRES

ACUSHNET COMPANY, *et al.*,

Plaintiffs,

vs.

TANG HAINAN, *et al.*,

Defendants.

ORDER AFFIRMING MAGISTRATE'S ORDER

THIS CAUSE is before the Court upon Plaintiff's Application for Entry of Preliminary Injunction (the "Application"). (D.E. 5.) The Court referred this matter to the Honorable Edwin G. Torres, United States Magistrate Judge (D.E. 13), who issued an Order dated November 16, 2011, granting the Application (the "Order") (D.E. 25). Defendants have not filed any objection to the Order.

THE COURT has reviewed the Order and the record *de novo* and is otherwise fully advised in the premises. Plaintiffs Acushnet Company, Callaway Golf Company, Roger Cleveland Golf Company, Inc., SRI Sports Limited, Karsten Manufacturing Corporation, and Taylor Made Golf Company, Inc. (collectively "Plaintiffs") move for entry of a preliminary injunction against Defendants Tang Hainan, Xud Zhang, and Does 1-10 (collectively "Defendants"), doing business as certain domain names listed on Schedule A attached to the Application, and also an order restraining financial accounts used by the Defendants. Plaintiffs allege that Defendants have advertised and offered for sale, and/or sold golf clubs, golf balls, golf bags, and other golf products that are exact copies of products manufactured by Plaintiffs and bear counterfeit and infringing trademarks

Magistrate Judge Torres convened a hearing on November 15, 2011, at which counsel for

Plaintiffs presented evidence supporting the Application. Although properly served, Defendants did not attend the hearing, nor have they responded to the Application or made any filings in this case. Satisfied with the evidence submitted by Plaintiffs, Judge Torres recommended granting Plaintiff's Application for a Preliminary Injunction. (D.E. 25.)

Accordingly, it is

ORDERED and ADJUDGED that United States Magistrate Judge Torres' Report and Recommendation (D.E. 25) is RATIFIED, AFFIRMED and ADOPTED. It is further

ORDERED AND ADJUDGED that the Application (D.E. 5) is GRANTED and the Defendants are restrained and enjoined on the terms stated in the Report and Recommendation.

DONE AND ORDERED in Chambers at Miami, Florida, this 5th day of December, 2011 at 10:52 A.M..



URSULA UNGARO
UNITED STATES DISTRICT JUDGE

cc: Counsel of Record