

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION**

MAREK BROTHER SYSTEMS, INC.
Plaintiff

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CIVIL ACTION NO.: 3:19-CV-1082-L

v.

JUAN ENRIQUEZ AND JP ACOUSTICS
AND DRYWALL, LLC
Defendants.

AGREED PERMANENT INJUNCTION AND FINAL JUDGMENT

Plaintiff Marek Brother Systems, Inc. (“Plaintiff” or “Marek”) and Defendants Juan Enriquez (“Enriquez”) and JP Acoustics and Drywall, LLC (“JP Acoustics”) (collectively, “Defendants”), submit this Agreed Permanent Injunction and Final Judgment, and agree to the entry of this Agreed Permanent Injunction and Final Judgment and the terms and conditions outlined below:

It is therefore ORDERED, ADJUDGED AND DECREED that:

- (a) Through May 1, 2020, Enriquez and JP Acoustics shall not directly or indirectly, acting alone or in conjunction with others, initiate or attempt to initiate, any new contact, business, sales, or services from the customers listed on attached Exhibit A, after the date of filing of this Order. Nothing in this paragraph prohibits Enriquez and JP Acoustics for performing work for a customer on Exhibit A as long as the customer initiates contact with them regarding such work.
- (b) Through May 1, 2020, Enriquez and JP Acoustics shall not directly or indirectly, acting alone or in conjunction with others, solicit, induce or encourage any employee(s) of Marek to terminate their employment with Marek or to accept employment with any competitor, supplier or client of Marek, nor shall Enriquez and JP Acoustics cooperate with any others in doing or attempting to do so. As used herein, the term "solicit, induce or encourage" includes, but is not limited to, (i) initiating communications with a Marek employee relating to possible employment, (ii) offering bonuses or additional compensation to encourage Marek employees to terminate their employment with Marek and accept employment with a competitor, supplier or client of Marek, or (iii) referring Marek’s employees to personnel or agents employed by competitors, suppliers or clients of Marek.


- (c) Enriquez and JP Acoustics shall maintain the confidentiality of and not disclose or use "confidential information" received from Marek. "Confidential information" means any Marek proprietary information, whether physical or intangible, received while working at Marek.
- (d) Defendants shall be restrained from in any way, directly or indirectly, destroying, deleting, or altering in any form any information or evidence including documents, electronic information including texts, email, voice messages, photographs, and any other electronic data, related to Marek's confidential information.

It is further ORDERED, ADJUDGED and DECREED that all costs of court subject to taxation and attorneys' fees in connection with this lawsuit are taxed against the party incurring same.

All relief not granted herein is denied.

THIS JUDGMENT DISPOSES OF ALL PARTIES AND ALL CLAIMS AND IS A FINAL JUDGMENT.

Signed this 21st day of August, 2019.


SAM A. LINDSAY
UNITED STATES DISTRICT JUDGE

Approved as to form and substance:

MARTIN, DISIERE, JEFFERSON & WISDOM, L.L.P.

By: /s/ Mark J. Dyer

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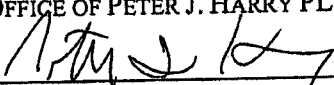
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