

Fed Ct

WSO v DM

Copyright

Action

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

WORLD SERVICE OFFICE, INC., a :
Charitable Corporation and :
Trustee of the Copyrights, :
Trademarks and Service Marks :
for the Fellowship of :
Narcotics Anonymous :
:
Plaintiff :
:
:
v. : Civil Action No.
:
:
DAVID MOORHEAD, :
:
:
Defendant. :

MOTION BY WORLD SERVICE OFFICE, INC.
FOR PRELIMINARY INJUNCTION AND EXPEDITED DISCOVERY

Comes now the Plaintiff, World Service Office, Inc. ("WSO") and hereby moves this Court, pursuant to F.R. Civ. P. 65(b), for an order preliminarily enjoining Defendant, David Moorhead, his agents, servants, employees, and attorneys, and any and all other persons acting in active concert or in participation with him, who receive actual notice of this order, from:

1. Using, selling, or trading in any manner utilizing the federally registered and common law trademark and service mark "NARCOTICS ANONYMOUS";

2. Reproducing, copying, distributing, or selling works identified in the following subsisting copyright registrations:

(a) United States Copyright Registration TX2 837 638, entitled "Narcotics Anonymous" (5th Edition);

(b) United States Copyright Registration TX2 254

607, entitled "Narcotics Anonymous" (4th Edition);

(c) United States Copyright Registration TX2 250
588, entitled "Narcotics Anonymous" (3rd Edition Revised);

(d) United States Copyright Registration TX2 342
402, entitled "Narcotics Anonymous" (3rd Edition);

(e) United States Copyright Registration TX2 250
589, entitled "Narcotics Anonymous" (2nd Edition);

(f) United States Copyright Registration TX2 112
598, entitled "Narcotics Anonymous" (1st Edition);

3. Reproducing, distributing, copying or selling works in violation of WSO's rights in any other proprietary or copyrighted subject matter;

4. Diluting or tarnishing in any way Plaintiff's reputation, goodwill and exclusive rights in and to the "NARCOTICS ANONYMOUS" service mark and trademark;

5. Using, authorizing, or causing the use of "Narcotics Anonymous" or any colorable imitation thereof, in or on any books, pamphlets, letterhead, business cards, signs, brochures, directories, advertisements, promotional items, or otherwise, as a name or mark purportedly identifying the Defendant Moorhead or any services or goods offered or proposed to be offered by Defendant Moorhead; and

6. Discarding, destroying, secreting, distributing, or otherwise divesting himself of possession, for any purpose, of any financial and/or business or personal records of reflecting or related to the purchase, sale, or other distribution of works

reproduced, distributed, copied or sold in violation of WSO's copyrights, trademarks or service marks;

7. Encouraging, directing, or otherwise assisting, either directly or indirectly, any person, company or entity that may have possession of any financial and/or business and/or personal records of, reflecting or related to the purchase, sale, or other distribution of works reproduced, distributed, copied or sold in violation of WSO's copyrights, trademarks or service marks, to discard, destroy, secret or otherwise divest themselves of possession of such records.

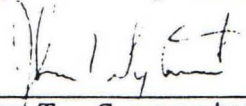
8. Discarding, destroying, secreting, distributing or otherwise divesting himself of possession, for any purpose, of any means by which the creation of works violative of WSO's copyrights, trademarks, or service marks have been carried out (including, but not limited to, printing plates);

9. Encouraging, directing, or otherwise assisting, either directly or indirectly, any person, company or entity that may have possession of any items used to create copies violative of WSO's copyrights, trademarks or service marks (including, but not limited to, printing plates) to discard, destroy, secret or otherwise divest themselves of possession of such items.

10. Otherwise competing unfairly with Plaintiff.

WSO further moves for an ORDER granting expedited discovery in this matter as provided for by the Federal Rules of Civil Procedure.

Respectfully submitted,



John T. Synnestvedt
Scott J. Fields

SYNNESTVEDT & LECHNER
2600 One Reading Center
1101 Market Street
Philadelphia, PA 19107
(215) 923-4466
Counsel for Plaintiff
WORLD SERVICE OFFICE, INC.

Of counsel:

Theresa Wagner Middlebrook

WAGNER & MIDDLEBROOK
3541 Ocean View Boulevard
Glendale, CA 91208
(818) 957-3340