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**LOS ANGELES
SUPERIOR COURT FILING WINDOW**

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18 Attorney for Defendant EMPI, Inc.

19 SUPERIOR COURT OF THE STATE OF CALIFORNIA
20 COUNTY OF LOS ANGELES

21 CONSUMER ADVOCACY GROUP, INC.,)
22 in the public interest,)

23 Plaintiff,)

24 v.)

25 EMPI, INC., and DOES 1 to 100, inclusive)

26 Defendants.)

27 CASE NO. BC³⁹²⁷¹⁸~~389539~~

28 [PROPOSED] JUDGMENT AS TO
CONSUMER ADVOCACY GROUP,
INC. AND EMPI, INC.

Assigned for All Purposes to:
Hon. Ralph W. Dau
Dept. 57

Date: November 21, 2008
Time: 8:30 a.m.

Complaint filed: April 22, 2008

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1 The Court finds that Plaintiff, Consumer Advocacy Group, Inc., on one hand, and
2 defendant, EMPI, Inc., on the other, have stipulated to the entry of this Judgment. The Court,
3 having considered the matter, the pleadings, and good cause appearing therefor, IT IS HEREBY
4 ORDERED, ADJUDGED, AND DECREED as follows:
5

6 1. Plaintiff, Consumer Advocacy Group, Inc. recovers from defendant, EMPI, Inc.,
7 Payment in Lieu of Civil Penalties of \$8,500.00

8 2. Plaintiff, Consumer Advocacy Group, Inc. also recovers from defendant, EMPI, Inc.,
9 \$39,000, for its attorney fees and costs incurred in this matter.

10 ~~3. The Court Clerk is to enter this Judgment as the Judgment of the Court as to EMPI, Inc.~~

11 4. EMPI, Inc. is dismissed with prejudice from this action.

12 5. Except as otherwise ^{provided herein,} set forth in the Settlement Agreement between Consumer Advocacy
13 Group, Inc. and EMPI, Inc., all parties shall bear their own attorney fees and costs.
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15
16 REVIEWED AND APPROVED AS A JUDGMENT OF THE SUPERIOR COURT. IT IS SO
17 ORDERED.
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20 Dated: Dec. 12, 2008

21 **RALPH W. DAU**
22 THE HONORABLE RALPH W. DAU
23 JUDGE OF THE SUPERIOR COURT
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