

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

United States Courts
Southern District of Texas
ENTERED

SEP 22 2006

Michael N. Milby, Clerk of Court

VIRGIN MOBILE USA, LLC, :
 :
 Plaintiff, :
 :
 v. :
 : CAUSE NO: H-06-cv-02766
 HOUSTON TEKLINK INCORPORATED, :
 ATIF "JOHN" KHAN, and ATIF IQBAL, :
 :
 Defendants. :

**FINAL JUDGMENT AND
AGREED PERMANENT INJUNCTION**

Plaintiff Virgin Mobile USA, LLC ("Virgin Mobile") and Defendants Houston Teklink Incorporated ("Teklink") and Atif Khan ("Khan") (collectively, Defendants) having entered into a settlement and having resolved all issues in this action (the "Action"), and having as part of their settlement stipulated to the entry of this Agreed Permanent Injunction, the Court enters the following Order:

FINDINGS

1. The Court has jurisdiction over this dispute, and personal jurisdiction over Houston Teklink Incorporated and its principal and agent, Atif Khan. Atif Khan has represented to this Court that he and named defendant Atif Iqbal are one and the same person.

2. The Court adopts by reference its Order dated August 28, 2006 granting a temporary restraining order against Defendants as further reason for the entry of this Permanent Injunction.

PERMANENT INJUNCTION

Houston Teklink Incorporated, its agents, servants, employees, successors and assigns, and all persons and entities acting in concert or participation with Houston Teklink Incorporated, and/or acting on their behalf or at their direction; and Atif Khan are permanently enjoined from (1) hacking, reprogramming, circumventing, disabling, erasing or otherwise modifying, or inducing or facilitating others to hack, reprogram, circumvent, disable, erase or otherwise modify Virgin Mobile-branded handsets, including but not limited to the Kyocera K10; (2) selling, distributing, or otherwise providing to others software designed or intended to be used to circumvent, disable, modify, erase, or otherwise tamper with the security software and/or operating software on Virgin Mobile-branded handsets, including but not limited to the Kyocera K10; (3) repackaging, shipping, distributing, selling, or reselling altered Virgin Mobile-branded handsets, or facilitating the repackaging, shipping, selling, or reselling of altered Virgin Mobile-branded handsets, including but not limited to the Kyocera K10; and (4) exporting or facilitating the export of Virgin Mobile-branded handsets, including but not limited to the Kyocera K10.

OTHER MATTERS

1. Each party shall bear its own costs.
2. This Agreed Permanent Injunction shall constitute the final judgment in this Action as against Teklink and Khan.

3. The \$10,000 bond previously posted by Virgin Mobile pursuant to the Court's Order dated August 29, 2006 is hereby discharged.

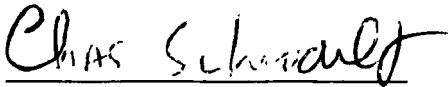
4. This Action having been concluded in all respects, the Clerk is directed to mark this matter closed.

5. This Court retains jurisdiction to enforce this injunction.

SIGNED this 29th day of September, 2006.


KENNETH M. HOYT
United States District Judge

CONSENTED TO BY THE FOLLOWING PARTIES:



Charles W. Schwartz
State Bar No. 17861300
Federal Bar No. 603
Attorney in Charge
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Houston, Texas 77257
(713) 266-2676

Counsel for Defendants
Houston Teklink Incorporated,
Atif "John" Kahn, and Atif Iqbal

Houston Teklink Incorporated

By: _____

Its: _____

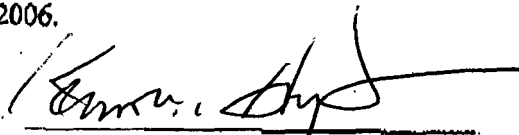
Atif Iqbal (a/k/a Atif "John" Kahn)
Individually

3. The \$10,000 bond previously posted by Virgin Mobile pursuant to the Court's Order dated August 29, 2006 is hereby discharged.

4. This Action having been concluded in all respects, the Clerk is directed to mark this matter closed.

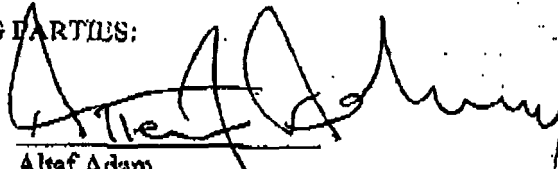
5. This Court retains jurisdiction to enforce this injunction.

SIGNED this 22nd day of September, 2006.



KENNETH M. HOYT
United States District Judge

CONSENTED TO BY THE FOLLOWING PARTIES:



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Counsel for Defendants
Houston Teklink Incorporated,
Atif "John" Kahn, and Atif Iqbal

Houston Teklink Incorporated

By: ATIF IQBAL KHAN

Its:

Atif Iqbal
President & Individually

Atif Iqbal (a/k/a Atif "John" Kahn)
Individually