

Federal Court



Cour fédérale

Date: 20160119

Docket: T-939-14

Toronto, Ontario, January 19, 2016

PRESENT: The Honourable Mr. Justice Hughes**BETWEEN:**

**DECOMMODIFICATION LLC, BURNING
MAN PROJECT AND BLACK ROCK CITY,
LLC, DOING BUSINESS AS BURNING MAN**

Plaintiffs**and**

**BURN BC ARTS COOPERATIVE, JACKSON
SMITH, TANYA EVANS, BHAK JOLICOEUR
AND BRIAN CORKUM, SOMETIMES
OPERATING INDIVIDUALLY OR
COLLECTIVELY AS BURN BC,
BURNBC.ORG AND/OR BURN BC ARTS
COOPERATIVE**

Defendants**JUDGMENT**

UPON MOTION in writing on behalf of the Plaintiffs filed January 12, 2016, pursuant to Rule 369 of the *Federal Courts Rules* for a Judgment against the Defendant, Bhak Jolicoeur;

AND UPON reading the Plaintiffs' motion record, filed, including the executed Consents to Judgment of the Plaintiffs and Bhak Jolicoeur to this Judgment;

THIS COURT ORDERS AND ADJUDGES that:

1. Bhak Jolicoeur, as well as all of his successors and assigns and all other persons over whom any of the foregoing exercise direct or indirect control are hereby permanently enjoined from directing public attention to their goods, services or business in such a way as to cause or be likely to cause confusion in Canada, at the time he commences so to direct public attention to them, between his goods, services or business and the goods, services or business of the Plaintiffs contrary to s. 7(b) of the *Trade-marks Act*, including without limitation by adopting, advertising or promoting the marks BURNING MAN, DECOMPRESSION, BC DECOMPRESSION, or anything confusingly similar thereto as or as part of any trade-mark, trade name, corporate name, business name, collective name, association name, cooperative name, domain name, social media account name, trading style, meta-tag (or other Internet search engine optimization tool or device) or re-directing domain name, in association with the organization, promoting, or holding of any events, in particular any arts, cultural or community living events or like events.
2. The Plaintiffs' action against Bhak Jolicoeur is otherwise dismissed, without costs.

“Roger T. Hughes”

Judge