

APPENDIX

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App. 1

APPENDIX A

FOR PUBLICATION

**UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT**

No. 17-55818

D.C. No. 2:16-cv-00339-JAK-FFM

[Filed June 4, 2019]

GOLD VALUE INTERNATIONAL)
TEXTILE, INC., DBA Fiesta Fabric,)
a California Corporation,)
<i>Plaintiff-Appellant,</i>)
)
v.)
)
SANCTUARY CLOTHING, LLC,)
a California Limited Liability)
Company; AMAZON.COM, INC.,)
a Washington Corporation;)
MACY'S, INC., an Ohio Corporation;)
NORDSTROM, INC., a Washington)
Corporation; BLOOMINGDALES, INC.,)
a New York Corporation;)
DILLARDS, INC., an Arkansas)
Corporation; ZAPPOS IP, INC.,)
a Nevada Corporation; DOES, 1–10,)
<i>Defendants-Appellees.</i>)

App. 2

OPINION

Appeal from the United States District Court
for the Central District of California
John A. Kronstadt, District Judge, Presiding

Argued and Submitted December 6, 2018
Pasadena, California

Before: Diarmuid F. O'Scannlain and Sandra S.
Ikuta, Circuit Judges, and George Caram Steeh III,
District Judge.

Opinion by Judge Steeh

SUMMARY**

Copyright

The panel affirmed the district court's summary judgment and award of attorney's fees in favor of the defendants in an action under the Copyright Act.

Gold Value International Textile, Inc., doing business as Fiesta Fabric, alleged that defendant Sanctuary Clothing, LLC, copied its fabric design, which was used to manufacture a blouse that was sold by defendant retail outlets. Sanctuary filed a counterclaim, seeking invalidation of Fiesta's

* The Honorable George Caram Steeh III, United States District Judge for the Eastern District of Michigan, sitting by designation.

** This summary constitutes no part of the opinion of the court. It has been prepared by court staff for the convenience of the reader.



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