

IN THE UNITED STATES DISTRICT COURT
FOR EASTERN DISTRICT OF TENNESSEE
GREENVILLE DIVISION

U.S. DISTRICT COURT
GREENVILLE TN

2009 NOV -3 P 1:53

KING PHARMACEUTICALS, INC.;)
MONARCH PHARMACEUTICALS, INC.;)
KING PHARMACEUTICALS)
RESEARCH AND DEVELOPMENT, INC.)
INC.; and GENTRAC, INCORPORATED)

Plaintiffs,)

v.)

ZYMOGENETICS, INC. and JOHN AND)
JANE DOES 1-50,)

Defendants.)

Civil Action No. 2:09-cv-244

JURY TRIAL DEMANDED

TEMPORARY RESTRAINING ORDER REGARDING DEFENDANT
ZYMOGENETICS, INC.'S USE OF "THROMBIN-JMI" OR A VARIANT THEREOF AS
A GOOGLE ADWORD

The Court, having consider Plaintiff King Pharmaceuticals Research and Development, Inc.'s ("King R&D") Combined Motion for Temporary Restraining Order and Preliminary Injunction regarding Defendant ZymoGenetics, Inc.'s ("Defendant") Use of "Thrombin-JMI" or a Variant Thereof as a Google Adword, finds the Motion is well-taken and should be granted.

Accordingly, IT IS HEREBY ORDERED and DECREED as follows:

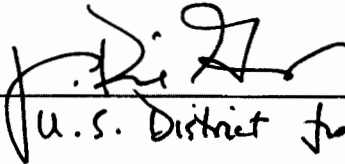
1. Defendant, its officers, agents, servants, employees, and attorneys, and any other persons who are in active concert or participation with any of the foregoing, shall be temporarily restrained from using "Thrombin-JMI" or any variants thereof (including, but not limited to, "thrombin-jmi", "thrombin jmi", "THROMBIN-JMI", and/or "THROMBIN JMI") as a Google Adword until such time as a preliminary injunction hearing may be held.

2. Defendant shall file with this Court and serve on King R&D within ten (10) days after the service of this Order, a report in writing under oath, setting forth in detail the manner and form in which Defendant has complied with this Order.

3. King shall be entitled to enforce this injunction for the pendency of this lawsuit without the requirement of a bond, or a bond is set at - 0 -.

4. A preliminary injunction hearing shall be set for Nov. 16, 2009 at 1 a.m. (p.m.)

Nov.
DATED this 3rd day of ~~October~~, 2009.



U.S. District Judge

APPROVED FOR ENTRY BY:



Sam Berry Blair (TN BPR No. 10375)
(motion for pro hac vice filed herewith)
Michael Richards (TN BPR No. 7973)
(motion for pro hac vice filed herewith)
Clinton J. Simpson (TN BPR No. 20284)
(motion for pro hac vice filed herewith)
Samuel F. Miller (TN BPR No. 22936)
(admitted to E.D. Tenn.)
Sarah Elizabeth Moccaldi (TN BPR No. 24608)
(motion for pro hac vice filed herewith)

**BAKER, DONELSON, BEARMAN,
CALDWELL & BERKOWITZ, P.C.**
165 Madison Avenue, Suite 2000
Memphis, Tennessee 38103
Telephone: (901) 577-2257
Facsimile: (901) 577-0720
Email: sblair@bakerdonelson.com
Email: mrichards@bakerdonelson.com
Email: csimpson@bakerdonelson.com
Email: smiller@bakerdonelson.com
Email: lmoccaldi@bakerdonelson.com