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**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA**

WHITEWATER WEST INDUSTRIES,
LTD., a Canadian corporation,

Plaintiff,

vs.

RICHARD ALLESHOUSE, an
individual, YONG YEH, an individual,
and PACIFIC SURF DESIGNS, INC., a
Delaware corporation,

Defendants.

Case No. 3:17-CV-00501-DMS-NLS

JUDGMENT

From February 4, 2019 through February 7, 2019, this matter was tried by the Court without a jury. On March 26, 2019, the Court entered its Finding of Fact and Conclusions of Law. (ECF No. 166.) Pursuant to the Court’s findings and conclusions, the Court enters **JUDGMENT** as follows:

1. On Plaintiff’s First Cause of Action for Breach of Contract, in favor of Plaintiff and against Defendant Richard Alleshouse;
2. On Plaintiff’s Second Cause of Action for Intentional Interference with Contract, in favor of Defendants Yong Yeh and Pacific Surf Designs, Inc.;

- 1 3. On Plaintiff’s Third Cause of Action for Breach of California’s Unfair
2 Competition Law, Business and Professions Code section 17200, *et seq*,
3 in favor of Defendant Pacific Surf Designs, Inc.;
- 4 4. On Plaintiff’s Fourth Cause of Action for Declaratory Relief, in favor
5 of Plaintiff and against Defendants Richard Alleshouse, Yong Yeh, and
6 Pacific Surf Designs, Inc.;
- 7 5. On Plaintiff’s Fifth Cause of Action for Correction of Inventorship
8 under 35 U.S.C. § 256 of United States Patent Number 9,044,685
9 entitled, “Water Attractions Involving A Flowing Body of Water” (the
10 “ ’685 Patent”) in favor of Plaintiff and against Defendants Richard
11 Alleshouse, Yong Yeh, and Pacific Surf Designs, Inc.;
- 12 6. On Plaintiff’s Sixth Cause of Action for Correction of Inventorship
13 under 35 U.S.C. § 256 of United States Patent Number 9,302,189
14 entitled, “Water Attractions Involving A Flowing Body of Water” (the
15 ’189 Patent”) in favor of Plaintiff and against Defendants Richard
16 Alleshouse, Yong Yeh, and Pacific Surf Designs, Inc.; and
- 17 7. On Plaintiff’s Seventh Cause of Action for Correction of Inventorship
18 under 35 U.S.C. § 256 of United States Patent Number 9,592,433
19 entitled, “Nozzle Shapes and Configurations For Water Attractions
20 Involving A Flowing Body of Water” (the “ ’433 Patent”) in favor of
21 Plaintiff and against Defendants Richard Alleshouse, Yong Yeh, and
22 Pacific Surf Designs, Inc.

23 The Court further **ORDERS, ADJUDGES, and DECREES** as follows:

- 24 1. The records of the United States Patent and Trademark Office be
25 corrected to remove Defendant Yong Yeh as an inventor for the ’685,
26 ’189, and ’433 Patents;
- 27 2. The ’685, ’189, and ’433 Patents are to be reassigned from Defendant
28 Pacific Surf Designs, Inc. to Plaintiff;

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- 3. Plaintiff's request for monetary damages is denied; and
- 4. Plaintiff may file a separate motion for attorney's fees and costs pursuant to Federal Rule of Civil Procedure 54(d).

Dated: April 4, 2019

