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**CO Denver County District Court 2nd JD**

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DISTRICT COURT, CITY AND COUNTY OF  
DENVER, COLORADO

Court Address: 1437 Bannock Street, Room 256  
Denver, CO 80203  
Phone Number: 720-865-8301

Plaintiffs: GetAds, LLC

v.

Defendants: MICHAEL J. GUIDA;  
JOSHUA J. TODD;  
BLACK TIE NETWORK, INC.;  
GREEN JACKET DIGITAL, INC.

▲ COURT USE ONLY ▲

Case No.: 12-CV-277

Courtroom: 376 (Stern)

**PRELIMINARY INJUNCTION**

This matter comes before the Court on Plaintiff's Request for Preliminary Injunction against Defendants Guida, Todd, Black Tie Network, Inc. and Green Jacket Digital, Inc. The Court has reviewed Plaintiff's Verified Complaint, and Motion for Temporary Restraining Order and Preliminary Injunction, and heard evidence and testimony presented by the parties at the January 30, 2012 preliminary injunction hearing.

The Court FINDS:

1. The Plaintiff has shown a reasonable probability of success on the merits on its claims for breach of contract, tortious interference, misappropriation and theft of trade secrets, aiding and abetting breach of contract, civil conspiracy and injunction against all Defendants.
2. Plaintiff will suffer irreparable harm if the Defendants' conduct is permitted to continue.
3. There is no plain, speedy and adequate remedy at law.
4. The balance of hardships weighs in Plaintiff's favor and the granting of an injunction will not disserve the public interest.

NOW THEREFORE, IT IS ORDERED that pursuant to Rule 65(a) and (f) of the Colorado Rules of Civil Procedure, that beginning on January 30, 2012, and continuing through the trial on the merits of this case, Defendants Joshua J. Todd, Michael J. Guida, Black Tie Network, Inc., and Green Jacket Digital, Inc., individually, and/or through any entity:

1. Are prohibited from obtaining, possessing, using or disclosing any trade secret or confidential information, data, file or document belonging to GetAds, including GetAds' customers, vendors, affiliates, clients, pricing information, contact informations, offers, methodologies, data or documents, or any other data, document, information in any form obtained from or created by GetAds.

2. Are ordered to return to GetAds immediately and in no event later than 24 hours from the time of this order, the original and all copies of any GetAds, software, data, document or information in any form belonging to GetAds. In addition, they are prohibited from maintaining any copy of any of the above-described documents, data, software, documents or information.

3. Are required to comply with the terms of their respective agreements with GetAds titled "Employee Proprietary Information and Inventions Agreement".

4. Are prohibited from engaging in any activity in breach of their duties to GetAds, including soliciting any customers, clients, vendors, affiliates or employees of GetAds, diverting corporate opportunities away from GetAds or interfering with any of GetAds' business or client relationships.

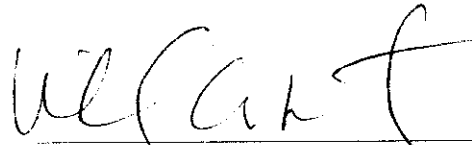
5. Are required to place into a constructive trust all income, property, or monies received from any project, work or activities performed for their own benefit which resulted from their use of GetAds' confidential information including its clients, vendors, customers, affiliates, pricing, and offers. Income and monies for purposes of this paragraph refers to "gross" amounts, not net or profit, received by Defendants Todd, Guida, Black Tie Network, Inc. and Green Jacket Digital, Inc.

6. Are required to preserve all materials potentially relevant to the issues in this litigation and are ordered not to destroy or delete any materials including but not limited to emails and instant messages.

7. Are required to file with the Court and serve upon GetAds' counsel within ten (10) days from entry of this Order, a written report, under oath, setting forth in detail the manner in which Defendants have complied with this Order.

DATED: 1/30, 2012

BY THE COURT:



District Court Judge MARTINEZ

for Hon. H. Stern III