

*87J. (Fraudulent Registration.) Any person who shall for himself, or on behalf of any other person, procure the filing or registration of any trade-mark in the office of the Secretary of State under the provisions hereof, by knowingly making any false or fraudulent representation or declaration, verbally or in writing, or by any other fraudulent means, shall be liable to pay all damages sustained in consequence of such filing or registration, to be recovered by or on behalf of the party injured thereby in any court of competent jurisdiction.*

*87K. (Infringement.) Subject to the provisions of Section 87M hereof any person who shall*

*(1) use, without the consent of the registrant any reproduction, counterfeit, copy, or colorable imitation of a trade-mark registered under this sub-heading in connection with the sale, offering for sale, or advertising of any goods on or in connection with WHICH such use is likely to cause confusion or mistake or to deceive as to the source of origin of such goods; or*

*(2) reproduce, counterfeit, copy or colorably imitate any such trade-mark and apply such reproduction, counterfeit, copy or colorable imitation to labels, signs, prints, packages, wrappers, receptacles, or advertisements intended to be used upon or in conjunction with the sale or other distribution in this state of such goods;*

*shall be liable to a civil action by the owner of such registered trade-mark for any or all of the remedies provided in Section 87L hereof, except that under paragraph (2) hereof the registrant shall not be entitled to recover profits or damages unless the acts have been committed with knowledge that such trade-mark is intended to be used to cause confusion or mistake or to deceive.*

*87L. (Remedies.) (a) Any owner of a trade-mark registered under this sub-heading may proceed by suit to enjoin the manufacture, use, display or sale of any counterfeits or imitations thereof and any court of competent jurisdiction may grant injunctions to restrain such manufacture, use, display or sale as may be by the said court deemed just and reasonable, and may require the defendants to pay to such owner all profits derived from and/or all damages suffered by reason of such wrongful manufacture, use, display or sale; and such court may also order that any such counterfeits or imitations in the possession or under the control of any defendant in such case, be delivered to an officer of the court, or to the complainant, to be destroyed.*