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12 Appeal from the grant of a declaratory judgment and
13 permanent injunction by the United States District Court for
14 the Southern District of New York (Cote, J.).
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16 **UPON DUE CONSIDERATION, IT IS HEREBY ORDERED, ADJUDGED**
17 **AND DECREED** that the district court's decision is **AFFIRMED**.
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19 The Appellants ("Swiss Investors") appeal the district
20 court's grant of a declaratory judgment that the Swiss
21 Investors cannot compel Appellee ("UBS") to submit to
22 arbitration on their security fraud claims. The Swiss
23 Investors also appeal the district court's grant of a
24 permanent injunction prohibiting them from pursuing these
25 claims against UBS in arbitration. We assume the parties'
26 familiarity with the underlying facts, the procedural history,
27 and the issues presented for review.
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29 We review a district court's grant of a permanent
30 injunction for abuse of discretion. *Roach v. Morse*, 440 F.3d
31 53, 56 (2d Cir. 2006). "A district court abuses its
32 discretion in entering an injunction when it relies on clearly
33 erroneous findings of fact or an error of law." *Id.* We
34 review de novo a district court's determination of questions
35 of law related to an injunction, including the issue of
36 arbitrability. *Am. Express Fin. Advisors Inc. v. Thorley*, 147
37 F.3d 229, 231 (2d Cir. 1998); see also *John Hancock Life Ins.*
38 *Co. v. Wilson*, 254 F.3d 48, 57 (2d Cir. 2001) ("We review do
39 novo a district court's determination that the parties agreed
40 to arbitrate a given dispute.").

41
42 To obtain a permanent injunction, a party must establish
43 three things: (1) success on the merits; (2) the lack of an
44 adequate remedy at law; and (3) irreparable harm if relief is
45 not granted. Roach, 440 F.3d at 56.
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