

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
CASE NO. 24-62388-CIV-SINGHAL

ADIDAS AG, *et al.*,

Plaintiffs,

vs.

THE INDIVIDUALS, BUSINESS ENTITIES,
AND UNINCORPORATED ASSOCIATIONS
IDENTIFIED ON SCHEDULE “A,”

Defendants.

**DECLARATION OF VIRGILIO GIGANTE IN SUPPORT OF PLAINTIFFS’
MOTION FOR ENTRY OF DEFAULT FINAL JUDGMENT AGAINST DEFENDANTS**

I, Virgilio Gigante, declare and state as follows:

1. I am an attorney duly authorized and licensed to practice before this Court and one of the attorneys of record for Plaintiffs, adidas AG, adidas International Marketing B.V., and adidas America, Inc. (“Plaintiffs”) in the above captioned action. I submit this Declaration in support of Plaintiffs’ Motion for Entry of Default Final Judgment against Defendants, the Individuals, Business Entities, and Unincorporated Associations Identified on Schedule “A” to Plaintiffs’ Motion for Entry of Default Final Judgment (collectively “Defendants”). I am personally knowledgeable of the matters set forth in this Declaration and, if called upon to do so, I could and would competently testify to the following facts set forth below.

2. On December 19, 2024, Plaintiffs filed their Complaint and on April 9, 2025, their Amended Complaint for Injunctive Relief against Defendants.

3. On December 23, 2024, Plaintiffs filed their *Ex Parte* Motion for Order Authorizing Alternate Service of Process on Defendants Pursuant to Federal Rule of Civil Procedure 4(f)(3) [DE 7], which the Court granted on April 7, 2025, [DE 15], authorizing Plaintiffs to serve the

Summonses, Complaint, and all future filings and discovery in this matter upon Defendants via electronic mail (“e-mail”) and by posting copies of the same on Plaintiffs’ serving notice website.

4. Pursuant to the Court’s Order authorizing alternate service, Plaintiffs served each Defendant with their respective Summons and a copy of the Amended Complaint via e-mail and website posting on April 11, 2025 [DE 26].


5. The time allowed for Defendants to respond to the Amended Complaint has expired.

6. To date, Defendants have not filed any responsive pleadings to the Amended Complaint, have not requested an enlargement of time to respond to the Amended Complaint, nor have Defendants entered a formal appearance *pro se* or by counsel on their behalf.

7. I am informed and believe none of the Defendants are infants or incompetent persons, and, upon information and belief, the Servicemembers Civil Relief Act does not apply.

8. On June 5, 2025, Plaintiffs filed their Request for Clerk’s Entry of Default against Defendants [DE 30]. The Clerk entered default against Defendants for failure to appear, plead, or otherwise defend pursuant to Rule 55(a) of the Federal Rules of Civil Procedure on June 5, 2025 [DE 31].

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed on June 29, 2025, at Fort Lauderdale, Florida.


Virgilio Gigante