

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

CASE NO. 23-61007-CIV-SMITH

GUCCI AMERICA, INC.,

Plaintiff,

vs.

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

Defendants.

/



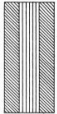

**SEALED ORDER GRANTING *EX PARTE* APPLICATION
FOR ENTRY OF TEMPORARY RESTRAINING ORDER**

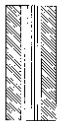






This matter is before the Court on Plaintiff’s *Ex Parte* Application for Entry of Temporary Restraining Order, Preliminary Injunction, and Order Restraining Transfer of Assets [DE 6] filed under 15 U.S.C. § 1116, Federal Rule of Civil Procedure 65, The All Writs Act, 28 U.S.C. § 1651(a), and this Court’s inherent authority by Plaintiff, Gucci America, Inc. Plaintiff asks the Court to enter a temporary restraining order against Defendants, the Individuals, Business Entities, and Unincorporated Associations identified on Schedule “A” hereto, and an order restraining the financial accounts used by Defendants. As discussed below, Plaintiff has satisfied the requirements for issuance of a temporary restraining order.




I. BACKGROUND

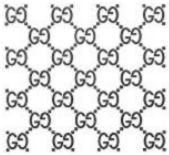

The following factual background is taken from Plaintiff’s Complaint [DE 1], the Application, and supporting evidentiary submissions and exhibits.



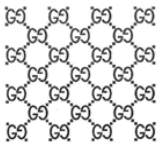


Plaintiff is the owner of the following trademarks (the “Gucci Marks”), which are valid and registered on the Principal Register of the United States Patent and Trademark Office (USPTO):

Trademark	Registration Number	Registration Date	Class(es) / Good(s)
GUCCI	0,876,292	September 9, 1969	IC 006 – vacuum bottles, vanity cases sold empty. IC 018 – pocketbooks, wallets, travel and duffel bags, attache cases, toilet cases sold empty and shoe bags. IC 025 – shoes and boots.
	1,106,722	November 21, 1978	IC 025 – neckties, scarves, belts, footwear, shirts, sweaters, coats, suits, and bathing suits.
	1,107,311	November 28, 1978	IC 018 – wallets, purses, handbags, shoulder bags, clutch bags, tote bags, card cases, partly and wholly of leather, key cases, passport cases, cosmetic cases, attache cases, valises, suitcases, duffles.
 (Green Red Green Stripe Design)	1,122,780	July 24, 1979	IC 018 – wallets, purses, handbags, shoulder bags, clutch bags, tote bags, card cases, attache cases, valises, suitcases, duffles, and key cases.
	1,158,170	June 23, 1981	IC 025 – clothing-namely, neckties, scarves, belts, footwear, shirts, coats, hats, dresses, and bathing suits.
GUCCI	1,168,477	September 8, 1981	IC 025 – neckties, scarves, belts, footwear, shirts, sweaters, coats, suits, dressing gowns, hats, socks, dresses, and bathing suits.

Trademark	Registration Number	Registration Date	Class(es) / Good(s)
GUCCI	1,200,991	July 13, 1982	IC 014 – bracelets, rings, necklaces, cufflinks, pendants, pins, money clips, keyrings, all made wholly or in part of precious metal.
GUCCI	1,321,864	February 26, 1985	IC 009 – eyeglasses and parts therefor.
GUCCI	1,340,599	June 11, 1985	IC 014 – jewelry-namely, earrings, made wholly or in part of precious metal.
 (Green Red Green Stripe Design)	1,483,526	April 5, 1988	IC 025 – footwear.
	3,039,629	January 10, 2006	IC 025 – footwear and belts.
	3,039,630	January 10, 2006	IC 018 – wallets, purses, handbags, tote bags, business card cases, credit card cases and key cases, partly or wholly of leather.
	3,039,631	January 10, 2006	IC 009 – eyeglass frames and sunglasses.
	3,072,547	March 28, 2006	IC 025 – neckties, scarves, belts, footwear and gloves.
	3,072,549	March 28, 2006	IC 018 – wallets, purses, handbags, shoulder bags, clutch bags, tote bags, business card cases, credit card cases, partly and wholly of leather, key cases, cosmetic cases sold empty, briefcases, attaché cases, valises, suitcases and duffles.
	3,378,754	February 5, 2008	IC 016 –agendas, notebooks.

Trademark	Registration Number	Registration Date	Class(es) / Good(s)
	3,378,755	February 5, 2008	<p>IC 014 – jewelry and watches.</p> <p>IC 016 – agendas and notebooks.</p> <p>IC 018 – wallets, purses, handbags, shoulder bags, clutch bags, tote bags, business card cases, credit card cases, partly and wholly of leather, key cases, cosmetic cases sold empty, briefcases, attaché cases, valises, suitcases and duffles.</p> <p>IC 025 – scarves, belts, footwear, shirts, sweaters, coats, suits.</p>
	3,470,140	July 22, 2008	<p>IC 006 – metal key rings.</p> <p>IC 014 – jewelry, namely, earrings, pendants, rings, necklaces and watches; key rings of precious metal.</p> <p>IC 025 – apparel, namely, neckties, scarves, shirts, sweaters, coats, hats, dresses, bathing suits, and gloves.</p>
	4,220,947	October 9, 2012	<p>IC 014 – jewelry.</p> <p>IC 018 – wallets, purses, handbags, shoulder bags, clutch bags, tote bags, business card cases, credit card cases partly and wholly of leather, key cases, cosmetic cases sold empty, briefcases, attaché cases, valises, suitcases and duffel bags.</p> <p>IC 025 – neckties, scarves, belts, footwear and gloves.</p>

Trademark	Registration Number	Registration Date	Class(es) / Good(s)
	4,229,081	October 23, 2012	IC 014 – jewelry. IC 018 – wallets, purses, handbags, shoulder bags, clutch bags, tote bags, business card cases, credit card cases partly and wholly of leather, key cases, cosmetic cases sold empty, briefcases, attache cases, valises, suitcases and duffel bags. IC 025 – neckties, scarves, belts, footwear and gloves.
 (Green Red Green Stripe Design)	4,379,039	August 6, 2013	IC 025 – shorts, pants, jeans, leggings, t-shirts, polo shirts, shirts, sweaters, sweatshirts, dresses, skirts, swimwear, one piece garments for infants and toddlers, cloth bibs, scarves, ties, hats, gloves, belts.
GUCCI	4,555,576	June 24, 2014	IC 014 – jewelry.
GUCCI	4,563,098	July 8, 2014	IC 009 – protective covers and cases for mobile electronic communication devices and computers; computer application software for all mobile devices, namely, software for providing information in the field of fashion, the arts and lifestyle.
GUCCI	4,563,132	July 8, 2014	IC 018 – handbags, shoulder bags, clutch bags, tote bags, briefcases, business card cases, credit card cases, backpacks, key cases, passport cases, cosmetic cases sold empty, valises, suitcases, luggage, all the foregoing being made in whole or in part of leather.

Trademark	Registration Number	Registration Date	Class(es) / Good(s)
 (Blue Red Blue Stripe Design)	4,563,151	July 8, 2014	IC 018 – gym bags, wallets
 (Green Red Green Stripe Design)	4,567,112	July 15, 2014	IC 009 – eyeglasses and sunglasses; protective covers and cases for mobile electronic communication devices and computers; cell phone straps; computer carrying cases. IC 014 – jewelry and key rings of precious metal. IC 018 – cosmetic cases sold empty, luggage, duffle bags.
	4,583,258	August 12, 2014	IC 009 – protective covers and cases for mobile electronic communications devices and computers; computer cases made of leather. IC 014 – watches. IC 018 – backpacks, general purpose trolley bags; baby bags, namely, bags for carrying babies' accessories. IC 025 – clothing, namely, shirts and jackets.
	5,073,022	November 1, 2016	IC 018 – handbags and wallets. IC 025 – belts and footwear.
	5,279,452	September 5, 2017	IC 014 – watches. IC 018 – handbags, shoulder bags, tote bag and wallets. IC 025 – clothing, namely, scarves, neckties and footwear.

Trademark	Registration Number	Registration Date	Class(es) / Good(s)
 (Blue Red Blue Stripe Design)	5,688,492	March 5, 2019	IC 025 – clothing, namely, sweaters, shirts, tops, jackets, coats, skirts, pants, jeans, shorts, dresses, belts and hats.
	5,921,104	November 26, 2019	IC 009 – cases and covers for mobile phones. IC 018 – handbags; shoulder bags; messenger bags; tote bags; clutch bags; backpacks; duffle bags; wallets; business card cases; leather credit card cases and holders; pouches of leather. IC 025 – clothing, namely, tops as clothing, scarves, footwear, headwear; children's and infants' cloth bibs.
G U C C I	6,073,427	June 9, 2020	IC 003 – fragrances, incense, cosmetics, nail polish. IC 004 – candles. IC 009 – sunglasses, eyeglasses, cases for sunglasses, cases for eyeglasses, mobile phone cases, cases for computers, cases for tablet computers, computer application software for all mobile devices, namely, downloadable software for providing information in the field of fashion, the arts and lifestyle. IC 014 – jewelry, watches, key rings, cuff links, tie bars. IC 018 – pocketbooks, handbags, shoulder bags, clutches, wristlet bags, coin purses, wallets, credit card cases, business card cases, tote bags, backpacks, diaper bags, cosmetic bags

Trademark	Registration Number	Registration Date	Class(es) / Good(s)
			<p>sold empty, luggage.</p> <p>IC 020 – throw pillows, cushions, chairs, armchairs, folding floor screens and tables.</p> <p>IC 021 – incense burners, mugs, cups, trays for household purposes, porcelain pots and vases, dishes, sugar bowls, creamer pitchers, chargers being dinnerware, non-electric coffee pots, non-electric tea pots.</p> <p>IC 025 – tops as clothing, bottoms as clothing, coats, jackets, suits, dresses, jumpsuits, bathing suits, scarves, ties as clothing, belts, gloves, headwear, footwear, tights, socks, stockings.</p> <p>IC 027 – wallpaper.</p> <p>IC 035 – retail store services for clothing, footwear, fashion accessories, jewelry, watches, handbags, sunglasses, fragrances, home furnishings and accessories; online retail store services for clothing, footwear, fashion accessories, jewelry, watches, handbags, sunglasses, fragrances, home furnishings and accessories.</p> <p>IC 041 – providing entertainment news and information in the fields of fine art, film, music, theater, and dance through an Internet website portal and social media sites entertainment services, namely, organizing sporting and cultural events.</p> <p>IC 045 – providing news and information in the fields of fashion and personal lifestyles through an Internet</p>

Trademark	Registration Number	Registration Date	Class(es) / Good(s)
			website.

(*See* Kipen Decl. [DE 6-1] ¶ 4; *see also* USPTO Registration [DE 1-2].) The Gucci Marks are used in connection with the manufacture and distribution of high-quality goods in the categories identified above. (*See* Kipen Decl. ¶¶ 4–5.)

Plaintiff alleges that Defendants, through Internet based e-commerce stores under the seller names identified on Schedule “A” hereto (the “E-commerce Store Names”), have advertised, promoted, offered for sale, or sold goods bearing and/or using what Plaintiff has determined to be counterfeits, infringements, reproductions, and/or colorable imitations of the Gucci Marks. (*See* Kipen Decl. ¶¶ 9–13; Wiborg-Rodriguez Decl. [DE 6-2] ¶ 2; Burns Decl. [DE 6-3] ¶ 4.)

Although each Defendant may not copy and infringe each Gucci Mark for each category of goods protected, Plaintiff has submitted sufficient evidence showing that each Defendant has infringed, at least, one or more of the Gucci Marks. (*See* Kipen Decl. ¶¶ 5, 9–13.) Defendants are not now, nor have they ever been, authorized or licensed to use, reproduce, or make counterfeits, reproductions, or colorable imitations of the Gucci Marks. (*See id.* ¶¶ 9, 12–13.)

Plaintiff’s counsel retained Invisible Inc, a licensed private investigative firm, to investigate the promotion and sale of counterfeit and infringing versions of Plaintiff’s products by Defendants and to obtain the available payment account data for receipt of funds paid to Defendants for the sale of counterfeit versions of Plaintiff’s branded products. (*See* Kipen Decl. ¶ 10; Wiborg-Rodriguez Decl. ¶ 2; Burns Decl. ¶ 3.) Invisible Inc accessed the Internet based e-commerce stores operating under each of Defendants’ E-commerce Store Names and placed

orders from each Defendant for the purchase of various products, all bearing and/or using counterfeits of, at least, one of Plaintiff's trademarks at issue in this action, and requested each product to be shipped to an address in the Southern District of Florida. (*See* Burns Decl. ¶ 4 and Comp. Ex. 1 thereto.) Each order was processed entirely online,¹ and following the submission of the orders, Invisible Inc received information to finalize payment² for the various products ordered to their respective payment account, identified on Schedule "A."³ (*See id.*) At the conclusion of the process, the detailed web page captures and images of the various products bearing the Gucci Marks ordered via Defendants' E-commerce Store Names were sent to Plaintiff's representative for inspection. (*See* Kipen Decl. ¶ 11; Wiborg-Rodriguez Decl. ¶ 2; Burns Decl. ¶ 4.) Plaintiff's representative reviewed and visually inspected the Gucci-branded products ordered and purchased by Invisible Inc and determined the products were unauthorized copies of Plaintiff's genuine products. (*See* Kipen Decl. ¶¶ 12–13.)

II. LEGAL STANDARD

To obtain a temporary restraining order, a party must demonstrate "(1) a substantial likelihood of success on the merits; (2) that irreparable injury will be suffered if the relief is not granted; (3) that the threatened injury outweighs the harm the relief would inflict on the non-movant; and (4) that entry of the relief would serve the public interest." *Schiavo ex. rel Schindler*

¹ Certain Defendants use their E-commerce Store Names in tandem with image hosting websites and electronic communication via private messaging applications and/or services to complete their offer and sale of counterfeit and infringing Gucci-branded products. (*See* Burns Decl. ¶ 4, n.1.)

² Invisible Inc was instructed to not transmit the funds to finalize the sale for the orders for some of the Defendants so as to avoid adding money to Defendants' coffers. (*See* Wiborg-Rodriguez Decl. ¶ 2 n.1; Burns Decl. ¶ 4, n.2.)

³ Certain Defendants also provided contact e-mail addresses in connection with their E-commerce Store Names, which are included on Schedule "A" hereto. (*See* Wiborg-Rodriguez Decl. ¶ 3; Burns Decl. ¶ 4 n.3.)

v. Schiavo, 403 F.3d 1223, 1225–26 (11th Cir. 2005). Additionally, Federal Rule of Civil Procedure 65 provides that:

The court may issue a temporary restraining order without written or oral notice to the adverse party or its attorney only if:

(A) specific facts in an affidavit or a verified complaint clearly show that immediate and irreparable injury, loss, or damage will result to the movant before the adverse party can be heard in opposition; and

(B) the movant’s attorney certifies in writing any efforts made to give notice and the reasons why it should not be required.

Fed. R. Civ. P. 65(b)(1). *Ex parte* temporary restraining orders “should be restricted to serving their underlying purpose of preserving the status quo and preventing irreparable harm just so long as is necessary to hold a hearing and no longer.” *Granny Goose Foods, Inc. v. Bhd. of Teamsters & Auto Truck Drivers Local No. 70 of Alameda Cty.*, 415 U.S. 423, 439 (1974).

III. DISCUSSION

Based on the declarations submitted in support of Plaintiff’s Application, the Court concludes that Plaintiff has a strong probability of proving at trial that consumers are likely to be confused by Defendants’ advertisement, promotion, sale, offer for sale, or distribution of goods bearing and/or using counterfeits, reproductions, or colorable imitations of the Gucci Marks, and that the products Defendants are selling and promoting for sale are copies of Plaintiff’s products that bear copies of the Gucci Marks. The infringement of the Gucci Marks will likely cause Plaintiff to suffer immediate and irreparable injury if a temporary restraining order is not granted. The following specific facts, as set forth in Plaintiff’s Complaint, the Application, and accompanying declarations, demonstrate that immediate and irreparable loss, damage, and injury will result to Plaintiff and to consumers before Defendants can be heard in opposition unless Plaintiff’s request for *ex parte* relief is granted:

1. Defendants own or control commercial Internet based e-commerce stores operating under their seller names which advertise, promote, offer for sale, and sell products bearing counterfeit and infringing trademarks in violation of Plaintiff's rights;

2. There is good cause to believe that more counterfeit and infringing products bearing and/or using Plaintiff's trademarks will appear in the marketplace; that consumers are likely to be misled, confused, or disappointed by the quality of these products; and that Plaintiff may suffer loss of sales for its genuine products and an unnatural erosion of the legitimate marketplace in which it operates; and

3. There is good cause to believe that if Plaintiff put Defendants on notice of this Application for Temporary Restraining Order, Defendants can easily and quickly change the ownership or modify e-commerce store data and content, change payment accounts, redirect consumer traffic to other seller identification names, and transfer assets and ownership of the E-commerce Store Names, thereby thwarting Plaintiff's ability to obtain meaningful relief.

The potential harm to Defendants in restraining their trade in counterfeit and infringing branded goods if a temporary restraining order is issued is far outweighed by the potential harm to Plaintiff, its reputation, and its goodwill as a manufacturer and distributor of quality products, if such relief is not issued. The public interest favors issuance of the temporary restraining order to protect Plaintiff's trademark interests and protect the public from being defrauded by the palming off of counterfeit goods as Plaintiff's genuine goods. Further, under 15 U.S.C. § 1117(a), Plaintiff may be entitled to recover, as an equitable remedy, the illegal profits gained through Defendants' distribution and sales of goods bearing counterfeits and infringements of the Gucci Marks. *See Levi Strauss & Co. v. Sunrise Int'l Trading Inc.*, 51 F.3d 982, 987 (11th Cir. 1995); *Reebok Int'l, Ltd. v. Marnatech Enters., Inc.*, 970 F.2d 552, 559 (9th Cir. 1992). In light

of the inherently deceptive nature of the counterfeiting business, and the likelihood that Defendants have violated federal trademark laws, Plaintiff has good reason to believe Defendants will hide or transfer their ill-gotten assets beyond the jurisdiction of this Court unless those assets are restrained.

Accordingly, it is hereby,

ORDERED that pursuant to 15 U.S.C. § 1116, Federal Rule of Civil Procedure 65, 28 U.S.C. § 1651(a), and the Court's inherent authority, Plaintiff's Application for Temporary Restraining Order is **GRANTED**. A temporary restraining order is entered as follows:

TEMPORARY RESTRAINING ORDER

(1) Each Defendant, its officers, directors, employees, agents, subsidiaries, distributors, and all persons in active concert or participation with any Defendant having notice of this Order are hereby temporarily restrained as follows:

- a. From manufacturing, importing, advertising, promoting, offering to sell, selling, distributing, or transferring any products bearing the Gucci Marks, or any confusingly similar trademarks, other than those actually manufactured or distributed by Plaintiff; and
- b. From secreting, concealing, destroying, selling off, transferring, or otherwise disposing of: (i) any products, not manufactured or distributed by Plaintiff, bearing the Gucci Marks, or any confusingly similar trademarks; (ii) any evidence relating to the manufacture, importation, sale, offer for sale, distribution, or transfer of any products bearing and/or using the Gucci Marks, or any confusingly similar trademarks; or (iii) any assets or other financial accounts subject to this Order, including inventory assets, in the actual or constructive possession of, or owned, controlled, or held by, or subject to access by, any Defendant, including, but not limited to, any assets held by or on behalf of any Defendant.

(2) Each Defendant, its officers, directors, employees, agents, subsidiaries, distributors, and all persons in active concert or participation with any Defendant having notice of this Order shall immediately discontinue the use of the Gucci Marks or any confusingly similar trademarks, on or in connection with all e-commerce stores owned and operated, or

controlled by them, including the Internet based e-commerce stores operating under the E-commerce Store Names;

(3) Each Defendant, its officers, directors, employees, agents, subsidiaries, distributors, and all persons in active concert or participation with any Defendant having notice of this Order shall immediately discontinue the use of the Gucci Marks, or any confusingly similar trademarks within domain name extensions, metatags or other markers within website source code, from use on any webpage (including as the title of any web page), from any advertising links to other websites, from search engines' databases or cache memory, and any other form of use of such terms that are visible to a computer user or serves to direct computer searches to e-commerce stores registered, owned, or operated by any Defendant, including the e-commerce stores operating under the E-commerce Store Names;

(4) Each Defendant shall preserve copies of all computer files relating to the use of any of the E-commerce Store Names and shall take all steps necessary to retrieve computer files relating to the use of the E-commerce Store Names that may have been deleted before the entry of this Order;

(5) Upon Plaintiff's request, the privacy protection service for any of the E-commerce Store Names for which the registrant uses such privacy protection service to conceal the registrant's identity and contact information is ordered to disclose to Plaintiff the true identities and contact information for those registrants;

(6) Upon receipt of notice of this Order, Defendants and all financial institutions, payment processors, banks, escrow services, money transmitters, or marketplace platforms, including but not limited to, PayPal, Inc. ("PayPal"), and Stripe, Inc. ("Stripe") and their related companies and affiliates shall immediately (i) identify all financial accounts and/or sub-accounts,

associated with the Internet e-commerce stores operating under the E-commerce Store Names, payees, merchant identification numbers, and/or the e-mail addresses identified on Schedule “A” hereto, as well as any other related accounts of the same customer(s); (ii) identify all other accounts which transfer funds into the same financial institution account(s) or any of the other financial accounts subject to this Order; (iii) restrain the transfer of all funds, as opposed to ongoing account activity, held or received for their benefit or to be transferred into their respective financial accounts, and any other financial accounts tied thereto; and (iv) divert those restrained funds to a holding account for the trust of the Court;

(7) Upon receipt of notice of this Order, Defendants and all financial institutions, payment processors, banks, escrow services, money transmitters, or marketplace platforms, including but not limited to, PayPal, Stripe, and their related companies and affiliates, shall further, within five business days of receiving notice of this Order, provide Plaintiff’s counsel with all data that details (i) an accounting of the total funds restrained and identify the financial account(s) and sub-account(s) which the restrained funds are related to, and (ii) the account transactions related to all funds transmitted into the financial account(s) and sub-account(s) which have been restrained. Such restraining of the funds and the disclosure of the related financial institution account information shall be made without notice to the account owners or the financial institutions until after those accounts are restrained. No funds restrained by this Order shall be transferred or surrendered by any financial institution, payment processor, bank, escrow service, money transmitter, or marketplace website, including but not limited to, PayPal and Stripe, and their related companies and affiliates for any purpose (other than pursuant to a purchase refund chargeback made by a consumer) without the express authorization of this Court;

(8) Any Defendant or financial institution account holder subject to this Order may petition the Court to modify the asset restraint set out in this Order;

(9) This Order shall apply to the E-commerce Store Names, associated e-commerce stores, and any other seller identification names, e-commerce stores, or financial accounts which are being used by Defendants for the purpose of counterfeiting the Gucci Marks and/or unfairly competing with the Plaintiff;

(10) This Order shall remain in effect until the date for the hearing on the Motion for Preliminary Injunction set forth below, or until such further dates as set by the Court or stipulated to by the parties;

BOND TO BE POSTED

(11) Pursuant to 15 U.S.C. § 1116(d)(5)(D) and Federal Rule of Civil Procedure 65(c), Plaintiff shall post a bond in the amount of Ten Thousand Dollars and Zero Cents (\$10,000.00), as payment of damages to which Defendants may be entitled for a wrongful injunction or restraint, during the pendency of this action, or until further Order of the Court. In the Court's discretion, the bond may be subject to increase should an application be made in the interest of justice;

PRELIMINARY INJUNCTION

(12) A **telephonic hearing** is set before this Court in the United States Courthouse located at 299 East Broward Boulevard, Fort Lauderdale, Florida 33301, Courtroom 202B, on _____, **2023, at : .m.**, at which time Defendants and/or any other affected persons may challenge the appropriateness of this Order and move to dissolve the same and at which time the Court will hear argument on Plaintiff's requested preliminary injunction. Counsel and/or parties shall call the toll-free number 1-877-873-8018 from a landline phone five (5)

minutes prior to the start of the hearing and enter the Access Code Number 9406706 followed by the pound (#) symbol;

(13) After Plaintiff's counsel has received confirmation from the financial institutions regarding the funds restrained as directed herein, Plaintiff shall serve copies of the Complaint, Application, and this Order, on each Defendant by e-mail and/or online contact form or other means of electronic contact provided on the Internet based e-commerce stores operating under the respective E-commerce Store Names, or by providing a copy of this Order by e-mail to the registrar of record for each of the E-commerce Store Names so that they, in turn, notify each Defendant of the Order, or by other means reasonably calculated to give notice which is permitted by the Court. In addition, Plaintiff shall post copies of the Complaint, the Application, this Order, as well as all other documents filed in this action on the website located at <https://servingnotice.com/Gr4vr/index.html>, and shall provide the address to the website to Defendants via e-mail/online contact form, and such notice so given shall be deemed good and sufficient service thereof. Plaintiff shall continue to provide notice of these proceedings and copies of the documents on file in this matter to the Defendants by regularly updating the website located at <https://servingnotice.com/Gr4vr/index.html>, or by other means reasonably calculated to give notice which is permitted by the Court;

(14) Additionally, for the purpose of providing additional notice of this proceeding and all other pleadings, orders, and documents filed herein, the owners, operators and/or administrators of the e-commerce stores, and/or financial institutions, payment processors, banks, escrow services, and money transmitters, and marketplace platforms, including but not limited to PayPal, Stripe, and their related companies and affiliates, shall, at Plaintiff's request,

provide Plaintiff's counsel with any e-mail address known to be associated with Defendants' respective E-commerce Store Names;

(15) Any response or opposition to Plaintiff's Motion for Preliminary Injunction must be filed and served on Plaintiff's counsel by _____, **2023**. Plaintiff shall file any Reply Memorandum on or before _____, **2023**. The above dates may be revised upon stipulation by all parties and approval of this Court. Defendants are hereby on notice that failure to appear at the hearing may result in the imposition of a preliminary injunction against them pursuant to 15 U.S.C. § 1116(d), Federal Rule of Civil Procedure 65, The All Writs Act, 28 U.S.C. § 1651(a), and this Court's inherent authority;

DONE AND ORDERED in Fort Lauderdale, Florida, this ____ day of _____, 2023.

RODNEY SMITH
UNITED STATES DISTRICT JUDGE

SCHEDULE “A”
DEFENDANTS BY E-COMMERCE STORE NAME, FINANCIAL ACCOUNTS,
AND E-MAIL ADDRESSES

Def. No.	Defendant by E-commerce Store Name	Payee Information	Merchant ID	Financial Account Information	Contact E-mail Address
1	guccieyewear-fr.com	x487794@163.com	SSFT89P37R85Y		admin@kobaltstore.com schlettehollis@gmail.com
		nn278556@163.com	Y5TGNHHQC4FF Y		
		w285137@163.com	CSJ3AGXKBQE2Q		
		Ginger & Spice Baking Creations	PK7PBPVFYP9XQ	tpretecosgrunh@gmail.com	
		gaming	P82CNGWNUG62 U		
2	alishirts.com a/k/a alishirts.shop	HOANG BA DUONG	ZTGWBQVYP3JG G	baduongfenwick97@hotmail.com	sales@alishirts.shop
3	borseluxe.com	borseluxe	WBSGY568SCX5S	burak_klc@rocketmail.com	
4	brandoff-store.com	株式会社ジグザグ	B2LQMW82VELM U	paypaljp@zig-zag.co.jp	noreply@worldshopping.global
5	braytime.com	Upton-Zemlak Technology Co., Ltd	VJ8QJPUWU7NDJ		541771209@qq.com
5	connder.com	Upton-Zemlak Technology Co., Ltd	VJ8QJPUWU7NDJ	info@xtdtp.com	support@outlets.services
		Kshlerin-Schumm Technology Co., Ltd	FY755F9JQZD8J		
		Kgeki GL Group Co., Ltd	GYW844585FH9S		
		Conner-Schmeler Technology Co., Ltd	N5EVZ7MR2ZECU		
		Conner-Schmeler Technology Co., Ltd	N5EVZ7MR2ZECU	cs@xlqua.com	
5	garexvvr.com	Kgeki GL Group Co., Ltd	GYW844585FH9S		support@outlets.services moorains@hotmail.com
		Kshlerin-Schumm Technology Co., Ltd	FY755F9JQZD8J		
		YNT E-commerce Co. LTD	ZZ9NYFS932GZE		

5	slivvie.com	Kshlerin-Schumm Technology Co., Ltd	FY755F9JQZD8J	info@omefj.com	sectrl1@hotmail.com support@outlets.services
		Conner-Schmeler Technology Co., Ltd	N5EVZ7MR2ZECU		
6	chandeco.com	Mark Asbury Variety Store	5DVJ6CHUA7CSJ		hello@chandeco.com
		Didier Thomas Special Store	GJ9B6A5ZN9CT4	DidierThomas4123@hotmail.com	hello@foreswatch.com hello@chanccoco.com hello@chandeco.com
7	COCOSneakers.to			suninglei@outlook.com	mozmind@gmail.com adsmccinc@gmail.com
7	mineme_canico	Mees Johannes Toonen	H4TFACWFUF9PS	suninglei@outlook.com	
8	dengyun778 a/k/a Luxury1688 a/k/a Luxury1234	雅云 邓		1607119283@qq.com	
9	discreetcouture.com	<i>Stripe payment</i>	MEIMEI MEDIA		discreetcouture@gmail.com
10	dreamluxuryshop.com	厦门亘越进出口有限公司	YNG2Q3VDZ7CRL	spring66@vip.163.com	xmhighend@gmail.com
		厦门市思明区器闻堂茶具店	U8ERHYP7PDNEW		
11	evelyngifts.com	good trade	KFVMHZ9TMRC86	halloimkai@hotmail.com	service@lenejewelry.com EvelynGifts@hotmail.com
		Jiazhidao Jewelry International Trade Co., Ltd.	GJFJ9JKX2MD4J		
12	evoss.shop	Trung Đoàn	MNG67AQQTBP3G	dttrung256@outlook.com	baooanh6689@gmail.com support@Farace.com
13	factorylux.shop	<i>Credit Card</i>			info@factorylux.shop
14	fashionprint.top	Fashionsuitset	QVGFYZ4LRJEC6	ai17897544054@hotmail.com	ai17733470717@163.com
15	fdeew.shop	伟明 高	6VBQM5U6ZEGW8	729142914@qq.com	lyyetmbwbv@hotmail.com
15	rotuer.online	伟明 高	6VBQM5U6ZEGW8	729142914@qq.com	lyyetmbwbv@hotmail.com
16	foumin.shop	PEMBERTON-BILLING MARY	J7JU2SJXDRCC6	MARYPEMBERTON1227@outlook.com	service@billuxury.com HAMIDABANO1227@outlook.com
17	gocacoka.com	福州市晋安区薇诺尔达网络科技有限公司	UV2KBX2VXX7KE	weinuoerda@outlook.com	welokf001@gmail.com garetaltonio@gmail.com
17	yespersn.com	RUI TU TRADING CO., LIMITED	UP7QD9FEZKNUW	ruitu@zhuyouyun.com	garetaltonio@gmail.com
		福州市晋安区薇诺尔达网络科技有限公司	UV2KBX2VXX7KE		

18	hightopcustom.com	Nguyen Bao Ngoc	CJWGJMBFNYMH E	brendonjenny3251@gmail.com	hightopcustom@hotmail.com
19	insunglass.com	Lee Clark Variety Store	JFGZRUTKRSYU U	LeeClark4541@hotmail.com	hello@insunglass.com
		Clément Olivier Category Store	LXMCRYR743H4 U		
		Nitya Rabouille Category Store	ARG48G8FN6Q3N		
		Ludivine Noiraud Special Store	8UYBVWGETJRJJ		
		Jose Guimaraes Special Store	TZV5GA7AT6AYS		
		Christian Barno Special Store	ENX5FT3MC8XA U		
		Kerry James Category Store	LZFUJ3NVYZDYS		
20	jacquemusuk.shop	WOODLAND WALLIS	6DKK3ZCE8MDP Q	WALLISWOODLAND@gmail.com	WEWHFDKK@outlook.com hello@allwatch.store vinterety@gmail.com MARIEWALKER12272@outlook.com
20	senmonten.shop	ELAM FRANCES	6DKK3ZCE8MDP Q	FRANCESELAM1228@gmail.com	annedwards1227@outlook.com
21	jacquemusus.shop	FORDHAM LOUISE	A8P4M883QXL36	LOUISEFORDHAM1224@gmail.com	RGDNVVFDDGJK@outlook.com rfhfghdg@outlook.com hello@allwatch.store
22	kananasu.com	Yuekong Technology Co., Ltd.	9A37UUB56Y34	13266664188@163.com	kanasumi.com@hotmail.com
23	kelvingift.com	Kelvin Store	6WXPMA5A7A3 W	akiakivania3@gmail.com	support@kelvingift.com support@enstyleens.com
24	kickside.com.br	小凤 谢		xiao5feng6x@163.com	edrsales@kickztalk.com yolanda.designergu@gmail.com service@kickztalk.com sales@kickztalk.com lency@designergu.ru
25	kingofbag.com	KingOfBag	H583ENS9NW7BA		kingofbaghelp@gmail.com
25	strangetrend.shop	NGUYEN THI GIANG	H583ENS9NW7BA	nguyenthigiang94at@gmail.com	contactstrangetrend@gmail.com
			4XYHFTSJWURZL		
26	kingshooz.com	Luong Ngoc Toan	JM49ZLBCLB94G	xuandinh32346@gmail.com	kingshooz.help@gmail.com
27	luckyluxshop.com	绪鹏 周		1561763932@qq.com	noreply@luckyluxshop.com
27	topluxshoes.cn	株式会社Mr.circulate		1561763932@qq.com	Service@topluxshoes.cn
27	topluxshoes.com	株式会社Mr.circulate		1561763932@qq.com	service@topluxshoes.com
27	topluxshop.com	株式会社Mr.circulate		1561763932@qq.com	info@topluxshop.com
28	luxuriousgoods.shop	TAYLOR BRADLEY	36HFQ4XXERMZ Y	BRADLEYTAYLOR0110@gmail.com	annedwards1227@outlook.com

28	rorekusup.shop	TAYLOR BRADLEY	CKR9Q3A2W5XN L	BRADLEYTAYLOR0110@g mail.com	HAMIDABANO1227@outlook. com service@billuxury.com
29	luxury goods a/k/a ygshoes188.com	俊恒 朱		16582949310@163.com	
30	luxury-bags-shoes a/k/a Beatrice	刚 郑		2361373382@qq.com	
31	luxurydiscount1.com	四川省康宠宠 物用品有限责 任公司	MKCALGY7Y3DH J	frankhuang0918@gmail.com	devonflood87@gmail.com
32	lvgucci188.com a/k/a weinifuwul4	安平 刘		17108611455@163.com	
33	mousuni.shop	WALKER MARIE	FSYVSJD45JU2G	MARIEWALKER12272@gm ail.com	MARIEWALKER12272@outlo ok.com HAMIDABANO1227@outlook. com
		WATHEN FREDERICK	NK9EAQ5BJ3MV Y		
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34	ohhhcasetie.com	广州雄德跨境 电子商务有限 公司	AGL2SD86J4ZY4	gzxiongde123@163.com	info@casetie.com
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36	repgod.ru		SVPD6EESMQHL8	nugakopjvhuy@gmail.com	repgod.official@gmail.com werep.teamsp@gmail.com
37	sgvipsbags.com a/k/a bags.ygshoes188	玉买尔 佐合热阿依·		zy16525913062@hotmail.com	
38	shop.xieehop.ga	William Webster @WilliamWebs ter173		cddjkovmgaegbb@hotmail.co m	services@vkvtomall.top d@scvmtg.com
39	sneakerhomie.su		GZPBGC9V9RJ93C	trangvubhbm5311xt@outlook. com	sneakerhomiez@gmail.com sneakerhomie.global@gmail.co m account @design.sneaker sneakerhomie.official@gmail.co m
40	tyclocet.com	Stripe payment	DESIGNFULLPRI NT		support@tyclocet.com bydcorporation@gmail.com
41	usbestyle.com	CAO TRUNG TIEN	SRT672S9W24Q8	caotrungtien0201@gmail.com	support@usbestyle.com
42	vvs.lyc a/k/a ZY shoes	Bing Bing Zhang		zhangbingbing0201@hotmail. com	
43	wemadecases.com	Online Shop	9ML8GK96XWD34	yassinebenhichame@gmail.co m	contact@wemadecases.com
44	womenbags.nl	Trang Nguyen		alimordesinger@gmail.com	womenbags7@gmail.com admin@womenbags.nl
45	xirance.top	广州以显贸易 有限公司	LHETWTHCS654G	xinqidian1126@outlook.com	xinqidian1126@outlook.com

46	yyaaho.com	PARSLOW VIOLET	FGBVDKV2HW5J N	VIOLETPARSLOW@outlook .com	RGDNVVFDGJK@outlook.co m rfhfghdg@outlook.com hello@allwatch.store
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