UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
CASE NO. 23-60409-CIV-SINGHAL

OMEGA SA,

Plaintiff,

vs.

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

Defendants. /

JUDGMENT CREDITOR'S NOTICE OF INTENT TO SERVE SUBPOENA TO PRODUCE DOCUMENTS IN AID OF EXECUTION OF JUDGMENT (Subpoena to PayPal, Inc.)

In accordance with Federal Rule of Civil Procedure 69(b) and pursuant to the Court's Order dated January 5, 2024 [DE 38], Judgment Creditor, Omega SA, hereby gives notice of its intent to issue and serve the attached Subpoena, together with the attached Schuele "A" describing the documents requested and "Schedule B" for instructions regarding production in aid of execution to PayPal, Inc. and its affiliates ("PayPal") attached hereto as Exhibit "1," on or after January 24, 2024.

DATED: January 23, 2024.

Respectfully submitted,

STEPHEN M. GAFFIGAN, P.A.

By: **Virgilio Gigante**

Stephen M. Gaffigan (Fla. Bar No. 025844)
Virgilio Gigante (Fla. Bar No. 082635)
T. Raquel Wiborg-Rodriguez (Fla. Bar. No. 103372)
Christine Ann Daley (Fla. Bar No. 98482)
401 East Las Olas Blvd., Suite 130-453
Ft. Lauderdale, Florida 33301
Telephone: (954) 767-4819
E-mail: stephen@smgpa.cloud
E-mail: leo@smgpa.cloud
E-mail: raquel@smgpa.cloud
E-mail: christine@smgpa.cloud
Attorneys for Plaintiff

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on January 23, 2024, a true copy of the foregoing was served upon Defendants via e-mail to the e-mail addresses at which Defendants were served or via Plaintiff's Website by posting a true and accurate copy of the foregoing on the URL appearing at http://servingnotice.com/Qa6w3k/index.html.

Virgilio Gigante
Virgilio Gigante

UNITED STATES DISTRICT COURT

for the

Southern District of Florida

OMEGA

Plaintiff

v.

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

Defendant

Civil Action No. 23-60409-CIV-SINGHAL

SUBPOENA TO PRODUCE DOCUMENTS, INFORMATION, OR OBJECTS OR TO PERMIT INSPECTION OF PREMISES IN A CIVIL ACTION

To: PayPal, Inc
Registered Agent: 1505 Corporation 112
CT Corporation System
330 N Brand Blvd, Suite 700
Glendale, CA 9120

(Name of person to whom this subpoena is directed)

☒ *Production:* **YOU ARE COMMANDED** to produce at the time, date, and place set forth below the following documents, electronically stored information, or objects, and to permit inspection, copying, testing, or sampling of the material: **See attached Schedule "A." Please also see attached Schedule "B" regarding production on February 6, 2024 in lieu of appearing in person on February 13, 2024**.

Place: Esquire Deposition Solutions 44 Montgomery Street, #1100 San Francisco, CA	Date and Time: February 13, 202 at 11:00 a.m. * **In lieu of appearing on 2/13/2024, please see instructions for production outlined on the attached Schedule "B" below.**

☐ *Inspection of Premises:* **YOU ARE COMMANDED** to permit entry onto the designated premises, land, or other property possessed or controlled by you at the time, date, and location set forth below, so that the requesting party may inspect, measure, survey, photograph, test, or sample the property or any designated object or operation on it.

Place:	Date and Time:

The following provisions of Fed. R. Civ. P. 45 are attached – Rule 45(c), relating to the place of compliance; Rule 45(d), relating to your protection as a person subject to a subpoena; and Rule 45(e) and (g), relating to your duty to respond to this subpoena and the potential consequences of not doing so.

Date: **January 23, 2024**

CLERK OF COURT

OR

Signature of Clerk or Deputy Clerk

Stephen M. Gaffigan

Attorney's signature

The name, address, e-mail address, and telephone number of the attorney representing Plaintiff, who issues or requests this subpoena, are: **Stephen M. Gaffigan, Stephen M. Gaffigan, P.A., 401 East Las Olas Blvd., #130-453, Ft. Lauderdale, Florida 33301 / Telephone: 954-767-4819, e-mail: stephen@smgpa.cloud**.

Notice to the person who issues or requests this subpoena

If this subpoena commands the production of documents, electronically stored information, or tangible things or the inspection of premises before trial, a notice and a copy of the subpoena must be served on each party in this case before it is served on the person to whom it is directed. Fed. R. Civ. P. 45(a)(4).

Civil Action No.

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 45.)

I received this subpoena for *(name of individual and title, if any)* _____

on *(date)* _____ .

❒ I served the subpoena by delivering a copy to the named person as follows: _____

_____

_____ on *(date)* _____ ; or

❒ I returned the subpoena unexecuted because: _____

_____ .

Unless the subpoena was issued on behalf of the United States, or one of its officers or agents, I have also tendered to the witness the fees for one day's attendance, and the mileage allowed by law, in the amount of $ _____ .

My fees are $ _____ for travel and $ _____ for services, for a total of $ 0.00 .

I declare under penalty of perjury that this information is true.

Date: _____

_____
Server's signature

_____
Printed name and title

_____
Server's address

Additional information regarding attempted service, etc.:

Federal Rule of Civil Procedure 45 (c), (d), (e), and (g) (Effective 12/1/13)

(c) Place of Compliance.

(1) ***For a Trial, Hearing, or Deposition.*** A subpoena may command a person to attend a trial, hearing, or deposition only as follows:

(A) within 100 miles of where the person resides, is employed, or regularly transacts business in person; or

(B) within the state where the person resides, is employed, or regularly transacts business in person, if the person

(i) is a party or a party's officer; or

(ii) is commanded to attend a trial and would not incur substantial expense.

(2) ***For Other Discovery.*** A subpoena may command:

(A) production of documents, electronically stored information, or tangible things at a place within 100 miles of where the person resides, is employed, or regularly transacts business in person; and

(B) inspection of premises at the premises to be inspected.

(d) Protecting a Person Subject to a Subpoena; Enforcement.

(1) ***Avoiding Undue Burden or Expense; Sanctions.*** A party or attorney responsible for issuing and serving a subpoena must take reasonable steps to avoid imposing undue burden or expense on a person subject to the subpoena. The court for the district where compliance is required must enforce this duty and impose an appropriate sanction—which may include lost earnings and reasonable attorney's fees—on a party or attorney who fails to comply.

(2) ***Command to Produce Materials or Permit Inspection.***

(A) *Appearance Not Required.* A person commanded to produce documents, electronically stored information, or tangible things, or to permit the inspection of premises, need not appear in person at the place of production or inspection unless also commanded to appear for a deposition, hearing, or trial.

(B) *Objections.* A person commanded to produce documents or tangible things or to permit inspection may serve on the party or attorney designated in the subpoena a written objection to inspecting, copying, testing, or sampling any or all of the materials or to inspecting the premises—or to producing electronically stored information in the form or forms requested. The objection must be served before the earlier of the time specified for compliance or 14 days after the subpoena is served. If an objection is made, the following rules apply:

(i) At any time, on notice to the commanded person, the serving party may move the court for the district where compliance is required for an order compelling production or inspection.

(ii) These acts may be required only as directed in the order, and the order must protect a person who is neither a party nor a party's officer from significant expense resulting from compliance.

(3) ***Quashing or Modifying a Subpoena.***

(A) *When Required.* On timely motion, the court for the district where compliance is required must quash or modify a subpoena that:

(i) fails to allow a reasonable time to comply;

(ii) requires a person to comply beyond the geographical limits specified in Rule 45(c);

(iii) requires disclosure of privileged or other protected matter, if no exception or waiver applies; or

(iv) subjects a person to undue burden.

(B) *When Permitted.* To protect a person subject to or affected by a subpoena, the court for the district where compliance is required may, on motion, quash or modify the subpoena if it requires:

(i) disclosing a trade secret or other confidential research, development, or commercial information; or

(ii) disclosing an unretained expert's opinion or information that does not describe specific occurrences in dispute and results from the expert's study that was not requested by a party.

(C) *Specifying Conditions as an Alternative.* In the circumstances described in Rule 45(d)(3)(B), the court may, instead of quashing or modifying a subpoena, order appearance or production under specified conditions if the serving party:

(i) shows a substantial need for the testimony or material that cannot be otherwise met without undue hardship; and

(ii) ensures that the subpoenaed person will be reasonably compensated.

(e) Duties in Responding to a Subpoena.

(1) ***Producing Documents or Electronically Stored Information.*** These procedures apply to producing documents or electronically stored information:

(A) *Documents.* A person responding to a subpoena to produce documents must produce them as they are kept in the ordinary course of business or must organize and label them to correspond to the categories in the demand.

(B) *Form for Producing Electronically Stored Information Not Specified.* If a subpoena does not specify a form for producing electronically stored information, the person responding must produce it in a form or forms in which it is ordinarily maintained or in a reasonably usable form or forms.

(C) *Electronically Stored Information Produced in Only One Form.* The person responding need not produce the same electronically stored information in more than one form.

(D) *Inaccessible Electronically Stored Information.* The person responding need not provide discovery of electronically stored information from sources that the person identifies as not reasonably accessible because of undue burden or cost. On motion to compel discovery or for a protective order, the person responding must show that the information is not reasonably accessible because of undue burden or cost. If that showing is made, the court may nonetheless order discovery from such sources if the requesting party shows good cause, considering the limitations of Rule 26(b)(2)(C). The court may specify conditions for the discovery.

(2) ***Claiming Privilege or Protection.***

(A) *Information Withheld.* A person withholding subpoenaed information under a claim that it is privileged or subject to protection as trial-preparation material must:

(i) expressly make the claim; and

(ii) describe the nature of the withheld documents, communications, or tangible things in a manner that, without revealing information itself privileged or protected, will enable the parties to assess the claim.

(B) *Information Produced.* If information produced in response to a subpoena is subject to a claim of privilege or of protection as trial-preparation material, the person making the claim may notify any party that received the information of the claim and the basis for it. After being notified, a party must promptly return, sequester, or destroy the specified information and any copies it has; must not use or disclose the information until the claim is resolved; must take reasonable steps to retrieve the information if the party disclosed it before being notified; and may promptly present the information under seal to the court for the district where compliance is required for a determination of the claim. The person who produced the information must preserve the information until the claim is resolved.

(g) Contempt.

The court for the district where compliance is required—and also, after a motion is transferred, the issuing court—may hold in contempt a person who, having been served, fails without adequate excuse to obey the subpoena or an order related to it.

For access to subpoena materials, see Fed. R. Civ. P. 45(a) Committee Note (2013).

SCHEDULE A

1. Produce all documents in the possession, custody and/or control of PayPal, Inc., ("PayPal") that:

    a. In any manner identify, categorize, classify, describe, or provide any identifying information relating to the PayPal Accounts, PayPal Payees, Merchant IDs, and E-mails identified below:

    b. Reflect or identify the name(s), physical address(es), telephone number(s), and the account transactions for all funds transmitted into the financial account(s) related to the below identified PayPal Accounts, PayPal Payees, Merchant IDs, E-mails, as well as (i) any other account(s) of the same customer(s); (ii) any other account(s) which transfer funds into the same financial institution account(s), and (iii) any other PayPal account(s) tied to, related to, or used by the below identified PayPal Accounts:

Def. No.	Defendant / E-commerce Store Name	Account Information: PayPal Account / Payee	Account Information: PayPal Merchant ID	E-mail
1	akikos.shop	bvjjwivuf@hotmail.com	VPQ4KYTQZZH4A	afjno@hotmail.com rosiemarisama8@hotmail.com
		Parturient Montes Limited	MVYY6W7NSUYNA	
1	allexzza.shop	hpyxtqanvboang@hotmail.com	NG8QKWCQUBLWU	okazabryanas47@gmail.com ruddensesudolax@outlook.com
1	caneo.shop	vdfsejiiimboa@hotmail.com	Q4Y9J99TQ6ZR6	afjno@hotmail.com
1	clovee.shop	vwoirlfjkczy@hotmail.com		wiecepasitzn@hotmail.com
1	comalls.shop	Commodo Corp	NG8QKWCQUBLWU	ruddensesudolax@outlook.com
1	cooke.shop	mfyttrdpsevvla@hotmail.com		wiecepasitzn@hotmail.com
1	dupos.shop	lawcppcqqf@hotmail.com		olivia72cara@hotmail.com
1	ewuvnmj.shop	tsmquvwkrpj@hotmail.com		wiecepasitzn@hotmail.com
1	kaak.shop	mcrgpx@hotmail.com		wiecepasitzn@hotmail.com
		ghapprt@hotmail.com		
		bysxhcqn@hotmail.com		
		emdcdbwnsnw@hotmail.com		
		bvpdeswjtpj@hotmail.com		
		mdvddfvkwwn@hotmail.com		
1	kiwie.shop	tdntxxeyfi@hotmail.com		afjno@hotmail.com wiecepasitzn@hotmail.com
		kokfqiv@hotmail.com		
		zacmjnukyf@hotmail.com		
		tglzne@hotmail.com		

1	lesplages.shop	ostpcxyfkuoprr@hotmail.com	FX3JDKCNDKTK2	service@merakivo.shop support@merakivo.shop konkes.shop@hotmail.com
1	lovestars.shop	dcfmoaryusf@hotmail.com	M299PULMZSEX2	wiecepasitzn@hotmail.com service@shopplus.com
1	noemie.shop	laurelglharelll1z@hotmail.com	CSWATC6598GWG	wiecepasitzn@hotmail.com service@shoplus.com
			2NG8SJYNAJB8A	
1	otson.shop	krowgi@hotmail.com	2MZUH2GF3PHV6	afjno@hotmail.com rosiemarisama8@hotmail.com
1	phitcetera.shop	bllwntrf@hotmail.com	RCLH558FN3YQ6	wiecepasitzn@hotmail.com
		Vel Arcu Curabitur Institute	EZDRC43K4AWFS	
1	pivene.shop	Commodo Corp	NG8QKWCQUBLWU	ruddensesudolax@outlook.com
1	ravalch.shop	virplarmpdh@hotmail.com		wiecepasitzn@hotmail.com
1	shokzs.shop	wioobbnnqqp@hotmail.com	FWSXSJK5TYD44	wiecepasitzn@hotmail.com
		Sed Pharetra Felis Institute	B26GLGUK8XJYS	
1	shopdaily.shop	zahvjudv@hotmail.com	2THGX5AUMKVS6	wiecepasitzn@hotmail.com service@shoplus.com
		tdsnaldngz@hotmail.com	PYMXVQH7K7Y6A	
1	shopeco.shop	ltiwaaz@hotmail.com	P5JKS6MLA8HWY	afjno@hotmail.com friessrvhopps1n@hotmail.com
1	soover.shop	kbimxiojnlxe@hotmail.com	G6SLWVD8LF5VG	olivia72cara@hotmail.com
1	thetimers.shop	esxpnlcmvdimqt@outlook.com		wiecepasitzn@hotmail.com
1	tolik.shop	qpntho@hotmail.com	67FN36VB7N9CG	olivia72cara@hotmail.com
1	unitoki.shop	sbotllkw@hotmail.com	JHZLV39QL3FQU	olivia72cara@hotmail.com
		ShopMall	67FN36VB7N9CG	
1	veloretti.shop	Convallis Erat Institute	8NS4AX4QWVKRL	wiecepasitzn@hotmail.com okazabryanas47@gmail.com
1	veretstaf.shop	yguummyyfyyyk@hotmail.com	8NS4AX4QWVKRL	wiecepasitzn@hotmail.com okazabryanas47@gmail.com
1	wisema.shop	Commodo Corp	NG8QKWCQUBLWU	okazabryanas47@gmail.com ruddensesudolax@outlook.com kpfoobn@hotmail.com
2	arays.shop	tfvwkxp@hotmail.com	5LY2TQKW3KW26	sbchki@hotmail.com
2	cetrobon.shop	siyawxmhw@hotmail.com	PY49MBHPN2B24	sbchki@hotmail.com
2	oshua.shop	SHOP	5LY2TQKW3KW26	
2	salems.shop	fwsnhpfvw@hotmail.com	U6ML5XKBAX9G4	sbchki@hotmail.com
3	admancy.com	anneliu957@gmail.com	622W84RSTDKLE	helloadmancy@outlook.com vancycc-1@outlook.com

4	beterro.com	cuongmtv@gmail.com	C8G6C94T7C3Q8	support@beterro.com paypal@maxshirt.net velezjesse5787@gmail.com nguyentiendat@yourcart.co tuanhung440tayson@gmail.com
5	blinged.shop	qhtsyrdjhtyj@hotmail.com	UE2K43PXLXPUJ	124541412@hotmail.com GarfieldPollichsa@gmail.com
5	lovelystar.shop	spcryfpc@hotmail.com	E4EF8BQE46HE4	124541412@hotmail.com support@blinged.shop
6	gemmacstore.com	luskshamore@gmail.com	83VUWPRE6GXPE	wjt@datoit.com service@gmeoshop.com
7	homas.shop	qorlshiyyiuyzu@hotmail.com	JSJ5ZSFXCYGDW	support@domain.com shopling@gmail.com
8	hyperkickzclub.com	support@babayaga.day	CSLQGHS2WL7R2	support@ticokichz.com support@hypekichzclub.com support@ticokickz.com
9	mirrorkk.com	nikolasguard8@gmail.com	HN3QQP4EV53PC	service@anodertolife.top service@mirrorkk.com service@summerkk.com
10	neverha.com	haerbinjiuling@outlook.com	9TVA3RZBL6Y8N	neverha@hotmail.com somelovelydays@outlook.com
11	polisw.com	tommyliu0322@outlook.com	Y3H2G8MPMTH9Y	contact@polisw.com support@polisw.com kqpolk@163.com
12	printdating.com	taramiriam2tz7@hotmail.com	QGNZTP4RWESN2	contact@sample.com support@sample.com zihanpu275487813@163.com printdating@vip.com
13	psoutletsgo.com	service@dfmgpte.com	J9GVG3TA26SHE	support@clientvip.asia dfmgpteservice@hotmail.com dfmgpteltd@gmail.com
14	troge.shop	eazurr@hotmail.com		
15	vanizshop.com	payment@goodstravelshop.com	2DZBV986P9FYN	support@vanizshop.com support@zekabee.com cs@gustodecor.com
16	freeladyy.com	mitryakhin2021@mail.ru		jiangsuchangrui@sturme.net
16	rorax1999.com			jiangsuchangrui@sturme.net contact@papamekaji.com

2. Records reflecting unredacted versions of the payment account number and/or information, including but not limited to, bank statements, canceled checks, wire transfer data, wire transfer instruction, signature cards, applications, payment, billing records and related documents in PayPal's possession, custody and/or control of that would identify the ultimate recipient of the funds generated by the individual(s) and/or entity(ies) corresponding to the PayPal Accounts identified in Request #1.

SCHEDULE B

In lieu of appearing on February 13, 2024, the documents may be produced by mail to Diana Cecil Payne, Stephen M. Gaffigan, P.A. 401 East Las Olas Blvd., #130-453, Ft. Lauderdale, Florida 33301 on or before **February 6, 2024**, together with an **original Certificate of Authentication**. Please contact Virgilio Gigante (leo@smgpa.cloud or (954) 767-4819) upon receipt of this Subpoena to confirm whether you will be appearing or producing documents in lieu of appearing.