

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
CASE NO. 24-24178-CIV-BECERRA**

TIFFANY (NJ) LLC,

Plaintiff,

vs.

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

Defendants.

**DECLARATION OF STEPHEN M. GAFFIGAN IN SUPPORT OF
PLAINTIFF’S MOTION FOR ENTRY OF DEFAULT FINAL JUDGMENT**

I, Stephen M. Gaffigan, declare and state as follows:

1. I am an attorney for Plaintiff, Tiffany (NJ) LLC (“Tiffany” or “Plaintiff”), in the above captioned action. I submit this Declaration in support of Plaintiff’s Motion for Entry of Default Final Judgment against Defendants, the Individuals, Business Entities, and Unincorporated Associations Identified on Schedule “A” to Plaintiff’s 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 October 30, 2024, Tiffany filed its *Ex Parte* Application for Entry of Temporary Restraining Order, Preliminary Injunction, and Order Restraining Transfer of Assets (the “Application for TRO”), ECF No. [6]. I hereby incorporate by reference all factual allegations contained in my declaration filed in support of Tiffany’s Application for TRO, ECF No. [6-2].

3. On November 7, 2024, this Court entered a Sealed Order Granting Plaintiff’s Application for TRO (the “Temporary Restraining Order”), ECF No. [9], and subsequently

converted the Temporary Restraining Order into a Preliminary Injunction on November 21, 2024, ECF No. [21]. The Temporary Restraining Order and Preliminary Injunction required, *inter alia*, PayPal, Inc. (“PayPal”) and Stripe, Inc. (“Stripe”), and their related companies and affiliates to identify and restrain all funds in Defendants’ associated payment accounts, including all related financial accounts tied to, used by, or that transmit funds into, the respective Defendants’ financial accounts, and divert those funds to a holding account for the trust of the Court. Subsequently, my firm received notice from the applicable financial institutions that they complied with the requirements of the Court’s Orders.

RE: ENTRY OF DEFAULT FINAL JUDGMENT

4. On October 28, 2024, Tiffany filed its Complaint, ECF No. [1] and on November 27, 2024, its Amended Complaint for Damages and Injunctive Relief against Defendants, ECF No. [25].

5. On October 30, 2024, Tiffany filed its *Ex Parte* Motion for Order Authorizing Alternate Service of Process on Defendants Pursuant to Federal Rule of Civil Procedure 4(f)(3), ECF No. [7], which the Court granted on November 7, 2024, ECF No. [10], authorizing Tiffany to serve the Summonses, Complaint, and all filings and discovery in this matter upon Defendants via electronic mail (“e-mail”) and via Plaintiff’s designated serving notice website by posting copies of the same on the Internet website appearing at the URL <http://servingnotice.com/TB29mE/index.html>.

6. Pursuant to the Court’s Order granting Tiffany’s Motion for Alternate Service, Tiffany served Defendants on December 4-6, 2024 and December 11, 2024 with their respective Summons and a copy of the Amended Complaint via e-mail service and website posting. (See ECF No. [26], Proof of Service on file with the Court.)

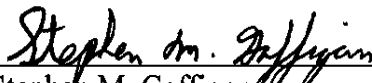
7. The time allowed for Defendants to respond to the Amended Complaint has expired.

8. 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.

9. 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.

10. On January 2, 2025, Tiffany filed its Request for Clerk's Entry of Default as to Defendants, ECF No. [27], and the Clerk entered default against Defendants on January 3, 2025, for failure to plead or otherwise defend pursuant to Rule 55(a) of the Federal Rules of Civil Procedure, ECF No. [28].

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed the 9th day of January, 2025, at New York, New York.


Stephen M. Gaffigan