

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA**

CASE NO. 22-CV-62000-RAR

**FEDERATION OF THE SWISS
WATCH INDUSTRY FH, *et al.*,**

Plaintiffs,

v.

BESTINTIMES.ME, *et al.*,

Defendants.

ORDER GRANTING MOTION TO ENFORCE JUDGMENT FOR A SPECIFIC ACT

THIS CAUSE comes before the Court on Plaintiffs’ Motion to Enforce Judgment for a Specific Act [ECF No. 33] (“Motion”). The Court has carefully reviewed the Motion, the record, and is otherwise fully advised in the premises.

On December 19, 2022, Plaintiffs filed their Motion for Entry of Final Default Judgment and Permanent Injunction against Defendants, the Individuals, Business Entities, or Unincorporated Associations identified on Schedule “A” thereto (“Defendants”) for failure to appear, answer, or otherwise plead to the Complaint within the time required. *See* Plaintiffs’ Motion for Entry of Final Default Judgment [ECF No. 27]. On December 27, 2022, the Court granted Plaintiffs’ Motion and entered a Default Final Judgment and Permanent Injunction [ECF No. 29] (“Permanent Injunction”), which permanently enjoined Defendants, *inter alia*, from manufacturing or causing to be manufactured, importing, advertising, or promoting, distributing, selling, or offering to sell any products bearing Plaintiffs’ trademarks.

In addition, the Permanent Injunction, among other things, ordered the Subject Domain Names which are owned by Defendants, “to be immediately transferred by Defendants, their

assignees and/or successors in interest or title, and the Registrars to Plaintiffs' control." *Id.* at 3. Furthermore, the Permanent Injunction ordered (i) all rights, title, and interest to the Subject Domain Names be transferred by Defendants, their agent(s) or assign(s), to Plaintiffs, and (ii) the Subject Domain Names be delisted or deindexed from all search engines per the written instruction of Defendants, their agent(s) or assign(s). *Id.* at 4.

Federal Rule of Civil Procedure 70(a) provides that, with respect to a party's failure to perform a specific act required by a judgment, "the court may order the act to be done—at the disobedient party's expense—by another person appointed by the court. When done, the act has the same effect as if done by the party." Because certain Defendants have failed to comply with the Court's domain transfer directive within the period set forth in the Permanent Injunction, the Court finds it appropriate, pursuant to Rule 70, to appoint a third-party to execute the specific acts ordered therein on behalf of those Defendants.¹ Accordingly, it is hereby

ORDERED AND ADJUDGED that Plaintiffs' Motion [ECF No. 33] is **GRANTED** as follows:

1. The Court appoints the **CLERK OF COURT** as the third-party to execute the documents attached as Composite Exhibit "1" to Plaintiffs' Motion [DE 33-1], and thereby transfer all dominion and control, and right, title, and interest in and to the Subject Domain Names identified on Schedule "A" hereto, from Defendants to Plaintiffs Federation of the Swiss Watch Industry FH, Audemars Piguet Holding SA, Breitling SA, Breitling U.S.A. Inc., Hublot SA, Genève, Omega SA, Patek Philippe SA Geneve, Henri Stern Watch Agency, Inc., Turlen Holding SA, and LVMH Swiss Manufactures SA.

¹ Plaintiffs limited their request for relief to certain Internet websites and associated domain names. Thus, Plaintiffs' relief is limited to those specific Defendants and corresponding domain names identified on Schedule "A" to Plaintiffs' Motion to Enforce Judgment for a Specific Act, which is attached to this Order.

2. Plaintiffs are ordered to serve a copy of this Order upon Defendants by providing the address to Plaintiffs' designated serving notice website to Defendants via the e-mail addresses provided by each Defendant as part of the domain registration records for each of their respective domain names, including service via registrar, or directly on the Internet website operating under each of their respective corresponding domain names, including customer service e-mail addresses and onsite contact forms; or via website posting by posting a copy of the same on Plaintiffs' designated serving notice website appearing at the URL on the Internet website appearing at <http://servingnotice.com/WoS5n1/index.html>, and file proof of such service with the Court.

DONE AND ORDERED in Miami, Florida, this __ day of _____, 2023.

RODOLFO A. RUIZ II
UNITED STATES DISTRICT JUDGE

SCHEDULE “A”
NONCOMPLYING DEFENDANTS BY NUMBER AND SUBJECT DOMAIN NAME

Defendant Number	Defendant / Subject Domain Name
1	king-watches.cn
2	arfactory.com.cn
2	bestreplicawatch.cn
2	discountwatches.cn
2	menswatches.com.cn
2	omegashop.net.cn
2	replicawatch.ac.cn
2	watchesoutlet.com.cn
3	omegafamily.co
4	allswisswatch.eu
4	allswisswatch.is
4	elitereplicawatch.eu
4	elitereplicawatch.is
4	replicahaus.ca
4	replicahause.com.au
4	replicahause.fr
4	replicahause.is
4	shopreplica.eu
4	thereplicahaus.es
5	replicamagic.is
5	replicamagicwatch.me
6	replicasale.vip
6	swisswatches.vip
8	aaareplicawatch.co
9	affordablewatches.ru
10	annashop.com.ua
11	biao.sr
12	avenwatchesalike.co
13	bywatch.co
14	chasy-vip.by
15	chinanoobwatch.cx
21	x-watches.co
23	copywatchalike.is
25	deuhr.de
26	donghosieure.vn
27	eta-uhren.de
29	watchfeed.co
30	frs.fo

31	hahabags.ru
31	ihahabags.ru
32	hontwatch.ru
34	intime06.co
35	intimereplica.co
37	iwatchclone.co
38	jemontres.co
39	jtime.io
40	luxurypurse.cn
40	replicaswatches.co
40	ukwatches.cn
42	minutka.by
45	mywatches.com.pk
45	replicawatches.pk
45	rshop.com.pk
48	orologiit.it
50	oscarfreirerelojoaria.com.br
55	relojesreplicas.es
55	replikuhrenshop.de
56	replicamade.is
57	replica-relojes.es
57	replicas-relojs.es
58	replicashop1.com.ua
59	replicas-relojes.es
62	rolexwanduhr.de
63	royalwatches.pk
65	teatorivellino.it
67	time-expert.com.ua
70	vipwatches.eu
73	watchi.co
77	watch-paradise-1.ru
77	watch-paradise-1.su
78	wristclone.ru
79	yupoo.com.ru
79	yupoobrand.ru