

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
CASE NO. 24-23663-CIV-BLOOM**

GOYARD ST-HONORE,

Plaintiff,

vs.

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

Defendants.

**DECLARATION OF T. RAQUEL WIBORG-RODRIGUEZ IN SUPPORT OF
PLAINTIFF'S MOTION FOR ENTRY OF DEFAULT FINAL JUDGMENT**

I, T. Raquel Wiborg-Rodriguez, declare and state as follows:

1. I am an attorney for Plaintiff, Goyard St-Honore ("Goyard" 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 September 25, 2024, Goyard filed its *Ex Parte* Application for Entry of Temporary Restraining Order, Preliminary Injunction, and Order Restraining Transfer of Assets (the "Application for Temporary Restraining Order") [ECF No. 9]. I hereby incorporate by reference all factual allegations contained in my declaration filed in support of Goyard's Application for Temporary Restraining Order [ECF No. 9-2].

3. On September 26, 2024, the Court granted Goyard's Application for Temporary Restraining Order [ECF No. 13, docketed Sept. 27, 2024], and subsequently converted the Temporary Restraining Order into a Preliminary Injunction on October 11, 2024 [ECF No. 31]. The Temporary Restraining Order required, *inter alia*, PayPal, Inc. ("PayPal"),¹ 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 institution that they complied with the requirements of the Court's Orders.

RE: ENTRY OF DEFAULT FINAL JUDGMENT

4. On September 24, 2024, Goyard filed its Complaint [ECF No. 1] and on October 4, 2024, its Amended Complaint, for Damages and Injunctive Relief against Defendants [ECF No. 20].

5. On September 25, 2024, Goyard 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. 10], which the Court granted on September 26, 2024 [ECF No. 14, docketed Sept. 27, 2024], authorizing Goyard to serve the Summonses, Complaint, and Amended Complaint, and all other filings in this matter upon Defendants via electronic mail ("e-mail") and via

¹ After the Court's entry of the Temporary Restraining Order, Goyard learned certain Defendant were using additional PayPal accounts to receive money in connection with their E-commerce Store Names. (See Notice of Identification of Additional Financial Accounts, ECF No. 39, incorporated herein by reference) Accordingly, pursuant to the Court's injunctive relief entered in this action, Goyard requested PayPal restrain all funds in those Defendants' additional PayPal accounts. (See ECF No. 39.)

Plaintiff's designated serving notice website by posting copies of the same on the Internet website appearing at the URL, <https://servingnotice.com/Ym35CU/index.html>.

6. Pursuant to the Court's Order, on October 4, 2024, Goyard served all Defendants with their respective Summons and a copy of the Amended Complaint via e-mail service and website posting. (See [ECF No. 25], 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 October 31, 2024, Plaintiff filed a Motion for Clerk's Entry of Default as to Defendants [ECF No. 37], and the Clerk subsequently entered default against all Defendants that same day for failure to plead or otherwise defend pursuant to Rule 55(a) of the Federal Rules of Civil Procedure [ECF No. 38].

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed this 15th day of November, 2024, at Hollywood, Florida.


T. Raquel Wiborg-Rodriguez