

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

Case No. 24-cv-23663-BLOOM/Elfenbein

GOYARD ST-HONORE,

Plaintiff,

v.

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

Defendants.

**ORDER ON MOTION TO AMEND FINAL DEFAULT JUDGMENT AND
PERMANENT INJUNCTION TO ADD NEW E-COMMERCE STORE NAME**

THIS CAUSE is before the Court upon Plaintiff Goyard St-Honore's ("Plaintiff") Motion to Amend the Final Default Judgment and Permanent Injunction to Include Additional E-commerce Store Name Operated by Defendant Number 10, ECF No. [46] ("Motion"). The Court has reviewed the Motion, the record in this case, and is otherwise fully advised. For the reasons that follow, Plaintiff's Motion is granted.

On November 19, 2024, Plaintiff filed its Motion for Entry of Default Final Judgment 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 Amended Complaint filed herein within the time required. *See* ECF No. [41]. On December 4, 2024, the Court entered a Final Default Judgment and Permanent Injunction (the "Permanent Injunction"), ECF No. [43], which permanently enjoined Defendants from, *inter alia*, manufacturing or causing to be manufactured, importing, advertising, or promoting, distributing, selling or offering to sell counterfeit and infringing goods bearing and/or using Plaintiff's

trademarks, or any confusingly similar trademarks, identified in Paragraph 15 of Plaintiff's Amended Complaint and from falsely representing themselves as being connected with Plaintiff through sponsorship or association. The Permanent Injunction was served upon Defendants by website posting on December 5, 2024, and e-mail on December 6, 2024. *See* ECF Nos. [44, 45].

After the entry of the Court's Permanent Injunction, Plaintiff learned Defendant Number 10 - cinderellastores.com (the "Noncomplying Defendant") continued to wrongfully use Plaintiff's trademarks through a newly discovered alias e-commerce store name identified on Schedule "A" to Plaintiff's instant Motion, ECF No. [46] at 7, in violation of the Court's Permanent Injunction.

A Court that issues a permanent injunction retains continuing jurisdiction to modify it whenever the principles of equity require it to do so. Permanent injunctions may be modified to impose more stringent requirements to ensure the original purposes of the injunction are met. *Exxon Corp. v. Texas Motor Exchange of Houston, Inc.*, 628 F.2d 500, 503 (5th Cir. 1980). If the relief originally ordered has not produced the intended result, the Court "should modify the decree so as to achieve the required result with all appropriate expedition." *United States v. United Shoe Machinery Corp.*, 391 U.S. 244, 252 (1968). Modification of an injunction is particularly appropriate where, as here, the defendant has acted to frustrate the purpose of the original injunction. *See Philip Morris USA, Inc. v. Otamedia Ltd.*, 331 F. Supp. 2d 228 (S.D.N.Y. 2004) (amending permanent injunction).

Accordingly, it is **ORDERED AND ADJUDGED** as follows:

1. Plaintiff's Motion, ECF No. [46], is **GRANTED**.
2. In accordance with Federal Rule of Civil Procedure 58, a separate amended final judgment will be entered.

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3. Plaintiff is ordered to serve a copy of this Order upon the Noncomplying Defendant by providing the address to Plaintiff's designated serving notice website to the Noncomplying Defendant's e-mail addresses provided as part of the data related to its e-commerce stores, including customer service e-mail addresses and/or onsite contact forms, and private messaging applications and/or services, or via the registrar of record for each of the e-commerce stores; and by publicly posting a true and accurate copy of the foregoing on Plaintiff's designated serving notice website appearing at <https://servingnotice.com/Ym35CU/index.html>.

DONE AND ORDERED in Chambers at Miami, Florida on December 23, 2025.

A handwritten signature in black ink, appearing to be 'JB' with a long horizontal stroke extending to the right.

BETH BLOOM
UNITED STATES DISTRICT JUDGE

Copies to:

Counsel of Record