

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

G, S.R.L.,

Plaintiff,

v.

THE PARTNERSHIPS AND
UNINCORPORATED ASSOCIATIONS
IDENTIFIED IN SCHEDULE “A”,

Defendants.

Case No. 23-cv-01806

Judge John J. Tharp, Jr.

Magistrate Judge Sunil R. Harjani

SEALED TEMPORARY RESTRAINING ORDER

Plaintiff GCDS, S.R.L. (“GCDS”) filed an *Ex Parte* Motion for Entry of a Temporary Restraining Order, including a Temporary Injunction, a Temporary Asset Restraint, and Expedited Discovery (the “Motion”) against the fully interactive, e-commerce stores operating under the seller aliases identified in Schedule A to the Complaint and attached hereto (collectively, “Defendants”) and using at least the domain names identified in Schedule A (the “Defendant Domain Names”) and the online marketplace accounts identified in Schedule A (the “Online Marketplaces”). After reviewing the Motion and the accompanying record, this Court GRANTS GCDS’s Motion in part as follows.

This Court finds, in the absence of adversarial presentation, that GCDS has provided a basis to conclude that Defendants have sold products using infringing and counterfeit versions of GCDS’s federally registered trademarks (the “GCDS Trademarks”). A list of the GCDS Trademarks is included in the below chart.

Registraion Number	Registered Trademark	International Class
5,291,722	GCDS	CLASS 18: Leather and imitation leather, namely, bags, suitcases, traveling bags, purses, key cases; umbrellas
		CLASS 25: Clothing, namely, T-shirts, shirts, jumpers, trousers, shorts, skirts, jeans, sweat suits, underclothes, bathing suits; headgear, namely, hats and caps; footwear
5,542,134	GCDS	CLASS 9: Covers for smartphones; protective covers and cases for cell phones, laptops and portable media players; eyeglasses, sunglasses, frames for spectacles and sunglasses, cases for eyeglasses and sunglasses; helmets for bicycles, helmets for motorcyclists

This Court also finds that issuing this Order without notice pursuant to Rule 65(b)(1) of the Federal Rules of Civil Procedure is appropriate because GCDS has presented specific facts in the Declaration of Giordano Calza in support of the Motion and accompanying evidence clearly showing that immediate and irreparable injury, loss, or damage will result to the movant before the adverse party can be heard in opposition. Specifically, in the absence of an *ex parte* Order, Defendants could and likely would move any assets from accounts in financial institutions under this Court's jurisdiction to offshore accounts. Accordingly, this Court orders that:

1. Defendants, their officers, agents, servants, employees, attorneys, and all persons acting for, with, by, through, under, or in active concert with them be temporarily enjoined and restrained from:
 - a. using the GCDS Trademarks or any reproductions, counterfeit copies, or colorable imitations in any manner in connection with the distribution, marketing, advertising, offering for sale, or sale of any product that is not a genuine GCDS product or not authorized by GCDS to be sold in connection with the GCDS Trademarks;

- b. passing off, inducing, or enabling others to sell or pass off any product as a genuine GCDS product or any other product produced by GCDS, that is not GCDS's or not produced under the authorization, control, or supervision of GCDS and approved by GCDS for sale under the GCDS Trademarks;
 - c. committing any acts calculated to cause consumers to believe that Defendants' products are those sold under the authorization, control, or supervision of GCDS, or are sponsored by, approved by, or otherwise connected with GCDS; and
 - d. manufacturing, shipping, delivering, holding for sale, transferring or otherwise moving, storing, distributing, returning, or otherwise disposing of, in any manner, products or inventory not manufactured by or for GCDS, nor authorized by GCDS to be sold or offered for sale, and which bear any of GCDS's trademarks, including the GCDS Trademarks, or any reproductions, counterfeit copies, or colorable imitations.
 2. Defendants shall not transfer or dispose of any money or other of Defendants' assets in any of Defendants' financial accounts.
 3. GCDS is authorized to issue expedited written discovery to Defendants, pursuant to Federal Rules of Civil Procedure 33, 34, and 36, related to:
 - a. the identities and locations of Defendants, their officers, agents, servants, employees, attorneys, and any persons acting in active concert or participation with them, including all known contact information and all associated e-mail addresses;
 - b. the nature of Defendants' operations and all associated sales, methods of payment for services, and financial information, including, without limitation, identifying information associated with the Online Marketplaces and Defendants' financial

accounts, including Defendants' sales and listing history related to their respective Online Marketplaces; and

- c. any financial accounts owned or controlled by Defendants, including their officers, agents, servants, employees, attorneys, and any persons acting in active concert or participation with them, including such accounts residing with or under the control of any banks, savings and loan associations, payment processors or other financial institutions, including, without limitation, PayPal, Inc. ("PayPal"), Alipay, ContextLogic Inc. d/b/a Wish.com ("Wish.com"), Alibaba Group Holding Ltd. ("Alibaba"), Ant Financial Services Group ("Ant Financial"), Amazon Pay, or other merchant account providers, payment providers, third party processors, and credit card associations (e.g., MasterCard and VISA).
4. The domain name registries for the Defendant Domain Names, including, but not limited to, VeriSign, Inc., Neustar, Inc., Afilias Limited, CentralNic, Nominet, and the Public Interest Registry, and the domain name registrars, including, but not limited to, GoDaddy Operating Company LLC, Name.com, PDR LTD. d/b/a/ PublicDomainRegistry.com, and Namecheap Inc., within seven (7) calendar days of receipt of this Order or prior to the expiration of this Order, whichever date shall occur first, shall disable the Defendant Domain Names and make them inactive and untransferable until further order by this Court.
5. Upon GCDS's request, any third party with actual notice of this Order who is providing services for any of the Defendants, or in connection with any of Defendants' Online Marketplaces, including, without limitation, any online marketplace platforms such as eBay, Inc., AliExpress, Alibaba, Amazon.com, Inc., Wish.com, and Dhgate (collectively,

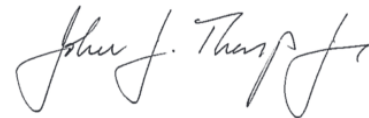
the “Third Party Providers”), shall, within seven (7) calendar days after receipt of such notice, provide to GCDS expedited discovery, limited to copies of documents and records in such person’s or entity’s possession or control sufficient to determine:

- a. the identities and locations of Defendants, their officers, agents, servants, employees, attorneys, and any persons acting in active concert or participation with them, including all known contact information and all associated e-mail addresses;
 - b. the nature of Defendants’ operations and all associated sales, methods of payment for services, and financial information, including, without limitation, identifying information associated with the Online Marketplaces and Defendants’ financial accounts, including Defendants’ sales and listing history related to their respective Online Marketplaces; and
 - c. any financial accounts owned or controlled by Defendants, including their officers, agents, servants, employees, attorneys, and any persons acting in active concert or participation with them, including such accounts residing with or under the control of any banks, savings and loan associations, payment processors or other financial institutions, including, without limitation, PayPal, Alipay, Wish.com, Alibaba, Ant Financial, Amazon Pay, or other merchant account providers, payment providers, third party processors, and credit card associations (e.g., MasterCard and VISA).
6. Upon GCDS’s request, those with notice of this Order, including the Third Party Providers as defined in Paragraph 5, shall within seven (7) calendar days after receipt of such notice, disable and cease displaying any advertisements used by or associated with Defendants in connection with the sale of counterfeit and infringing goods using the GCDS Trademarks.

7. Any Third Party Providers, including PayPal, Alipay, Alibaba, Ant Financial, Wish.com, and Amazon Pay, shall, within seven (7) calendar days of receipt of this Order:
 - a. locate all accounts and funds connected to Defendants' seller aliases, including, but not limited to, any financial accounts connected to the information listed in Schedule A hereto, and any e-mail addresses provided for Defendants by third parties; and
 - b. restrain and enjoin any such accounts or funds from transferring or disposing of any money or other of Defendants' assets until further order by this Court.
8. GCDS may provide notice of the proceedings in this case to Defendants, including notice of the preliminary injunction hearing, service of process pursuant to Fed. R. Civ. P. 4(f)(3), and any future motions, by electronically publishing a link to the Complaint, this Order, and other relevant documents on a website and by sending an e-mail with a link to said website to any e-mail addresses provided for Defendants by third parties. The Clerk of the Court is directed to issue a single original summons in the name of "Dongguan Xiaofeiniu Garment Co., Ltd. and all other Defendants identified in the Complaint" that shall apply to all Defendants. The combination of providing notice via electronic publication and e-mail, along with any notice that Defendants receive from payment processors, shall constitute notice reasonably calculated under all circumstances to apprise Defendants of the pendency of the action and afford them the opportunity to present their objections.
9. GCDS must provide notice to Defendants of any motion for preliminary injunction as required by Rule 65(a)(1).
10. GCDS's Motion (ECF No. 5) and Memorandum in Support thereof (ECF No. 5-1), Declaration of Giordano Calza (ECF No. 5-2) and Exhibits 1 and 2 thereto (ECF Nos. 5-3 to 5-8), Complaint (ECF No. 6) and Exhibit 1 thereto (ECF No. 6-2), Schedule A to the

Complaint (ECF No. 6-1), and this Order shall remain sealed until further order by this Court or until the Order expires, whichever occurs earlier.

11. Within seven (7) calendar days of entry of this Order, GCDS shall deposit with the Court one hundred and fifty-seven thousand dollars (\$157,000.00) (\$1,000 per defendant), either cash or surety bond, as security, which amount has, in the absence of adversarial testing, been deemed adequate for the payment of such damages as any person may be entitled to recover as a result of a wrongful restraint hereunder.
12. Any Defendants that are subject to this Order may appear and move to dissolve or modify the Order as permitted by and in compliance with the Federal Rules of Civil Procedure and the Northern District of Illinois Local Rules. Any third party impacted by this Order may move for appropriate relief.
13. This Temporary Restraining Order without notice is entered at 10:00 A.M. on this 27th day of March 2023 and shall remain in effect for fourteen (14) calendar days. Any motion to extend this Order must be filed by April 7, 2023.



John J. Tharp, Jr.
United States District Judge

Schedule A

No.	Merchant Name	Merchant URL
1	Dongguan Xiaofeiniu Garment Co., Ltd.	https://bullfly.en.alibaba.com
2	Dongguan Chuqi Garment Co., Ltd.	https://chuqigarment.en.alibaba.com
3	Dongguan Kingsun Clothing Co., Ltd.	https://dgkingsun.en.alibaba.com
4	Dongguan Designeroon Garment Co., Ltd.	https://dsrmjeans.en.alibaba.com
5	FLYCATCHER	https://flycatcher.en.alibaba.com
6	Hubei Hui Li Apparel Co., Ltd.	https://huiliapparel.en.alibaba.com
7	Dongguan Huinia Clothing Co., Ltd.	https://huiniya.en.alibaba.com
8	Guangzhou Kaisorn Garment Technology Co., Ltd.	https://kaisorn.en.alibaba.com
9	Dongguan Rongzi Clothing Co., Ltd.	https://rongzi.en.alibaba.com
10	WHOLESOME IMPEX	https://wholesomeimpex.en.alibaba.com
11	rumila Sexy Store	https://www.aliexpress.com/store/1100474641
12	shen zhen wholesale	https://www.aliexpress.com/store/1100514707
13	fast shipping above 250usd	https://www.aliexpress.com/store/1100591447
14	Ba la la Store	https://www.aliexpress.com/store/1100997032
15	NSTOPOS Official Store	https://www.aliexpress.com/store/1101024925
16	SexeMara Officialflagships Store	https://www.aliexpress.com/store/1101067466
17	6 Extra Large NSN SOCKS Store	https://www.aliexpress.com/store/1101208425

No.	Merchant Name	Merchant URL
18	Daddy Mommy Baby Surprise Store	https://www.aliexpress.com/store/1101259328
19	Moilady Store	https://www.aliexpress.com/store/1101271606
20	jamerary Runway Women Design Store	https://www.aliexpress.com/store/1101315442
21	ICEY KIKO Funny Kids Store	https://www.aliexpress.com/store/1101342473
22	renaissance socks Store	https://www.aliexpress.com/store/1101374229
23	GET WELL Store	https://www.aliexpress.com/store/1101402306
24	LLDQN&IFVA NIUYANG Store	https://www.aliexpress.com/store/1101414393
25	Shop910560461 Store	https://www.aliexpress.com/store/1101526586
26	Shop9999996168 Store	https://www.aliexpress.com/store/1101557434
27	Shop911389068 Store	https://www.aliexpress.com/store/1101609772
28	No.369 Store	https://www.aliexpress.com/store/1101617568
29	Sexy Trendy women Store	https://www.aliexpress.com/store/1101637048
30	Small shop in the cloud Store	https://www.aliexpress.com/store/1101655511
31	L L X Factory women Store	https://www.aliexpress.com/store/1101658332
32	ThatFineOK Store	https://www.aliexpress.com/store/1101671694
33	911719129 Store	https://www.aliexpress.com/store/1101674998
34	MODA VIVA Store	https://www.aliexpress.com/store/1101760417
35	Huimiao fashion Accessories Store	https://www.aliexpress.com/store/1102046737
36	Shop1102063397 Store	https://www.aliexpress.com/store/1102061418
37	Shop1102080457 Store	https://www.aliexpress.com/store/1102078448
38	Shop1102081480 Store	https://www.aliexpress.com/store/1102081481
39	Shop1102109875 Store	https://www.aliexpress.com/store/1102108903

No.	Merchant Name	Merchant URL
40	Alice clothing Store	https://www.aliexpress.com/store/1102121939
41	EGO FIRM Store	https://www.aliexpress.com/store/1102135537
42	Shop1102152491 Store	https://www.aliexpress.com/store/1102162456
43	Zx trendy men clothing Store	https://www.aliexpress.com/store/1102191613
44	Shop1102281579 Store	https://www.aliexpress.com/store/1102292322
45	Shop1102318379 Store	https://www.aliexpress.com/store/1102317379
46	Shop1102342795 Store	https://www.aliexpress.com/store/1102337811
47	greenclover Store	https://www.dhgate.com/store/21500880
48	worlddeal888 Store	https://www.dhgate.com/store/21559170
49	dhgateangelco Store	https://www.dhgate.com/store/21622934
50	Shoesjuan	https://www.dhgate.com/store/21677570
51	budhgatebuyurt Store	https://www.dhgate.com/store/21704946
52	clothingfactorysss Store	https://www.dhgate.com/store/21710918
53	coolclothingseller Store	https://www.dhgate.com/store/21711726
54	diamondwatcheq Store	https://www.dhgate.com/store/21714651
55	Mensstore01	https://www.dhgate.com/store/21733501
56	yihagood Store	https://www.dhgate.com/store/21741842
57	hermione_71 Store	https://www.dhgate.com/store/21750613
58	kuiwei Store	https://www.dhgate.com/store/21751422
59	qiwei77 Store	https://www.dhgate.com/store/21751424
60	baobian Store	https://www.dhgate.com/store/21751425
61	Gcdscloth	https://www.dhgate.com/store/21754743
62	shoes_gd Store	https://www.dhgate.com/store/21757719
63	brandunderwear Store	https://www.dhgate.com/store/21789982
64	clothing777 Store	https://www.dhgate.com/store/21797273
65	srsa Store	https://www.dhgate.com/store/21800631
66	ko9u Store	https://www.dhgate.com/store/21800899
67	shoes_1984 Store	https://www.dhgate.com/store/21811714

No.	Merchant Name	Merchant URL
68	kzkz123 Store	https://www.dhgate.com/store/21815017
69	tgfrde Store	https://www.dhgate.com/store/21815056
70	bfrda Store	https://www.dhgate.com/store/21815060
71	kishdh Store	https://www.dhgate.com/store/21815105
72	kiuuj Store	https://www.dhgate.com/store/21815147
73	lopcd Store	https://www.dhgate.com/store/21815167
74	ixkj Store	https://www.dhgate.com/store/21817819
75	ywhe Store	https://www.dhgate.com/store/21817822
76	c5t7 Store	https://www.dhgate.com/store/21817827
77	e9rn Store	https://www.dhgate.com/store/21818938
78	jt1i Store	https://www.dhgate.com/store/21818939
79	pwnC Store	https://www.dhgate.com/store/21818942
80	uvkc Store	https://www.dhgate.com/store/21818944
81	hjpg Store	https://www.dhgate.com/store/21818947
82	j1gz Store	https://www.dhgate.com/store/21818948
83	n3wa Store	https://www.dhgate.com/store/21818949
84	bqce Store	https://www.dhgate.com/store/21818951
85	o1zr Store	https://www.dhgate.com/store/21818952
86	cih7 Store	https://www.dhgate.com/store/21818954
87	w6kz Store	https://www.dhgate.com/store/21818955
88	ebpv Store	https://www.dhgate.com/store/21818956
89	casd Store	https://www.dhgate.com/store/21818959
90	rtwv Store	https://www.dhgate.com/store/21818960
91	dauk Store	https://www.dhgate.com/store/21818961
92	g1rs Store	https://www.dhgate.com/store/21818963
93	scb8 Store	https://www.dhgate.com/store/21818964
94	h35u Store	https://www.dhgate.com/store/21818972
95	ylpy Store	https://www.dhgate.com/store/21818973
96	eerj Store	https://www.dhgate.com/store/21819081
97	oiqg Store	https://www.dhgate.com/store/21819084
98	bv17 Store	https://www.dhgate.com/store/21819096
99	vefp Store	https://www.dhgate.com/store/21819190
100	gpth Store	https://www.dhgate.com/store/21819198
101	cltk Store	https://www.dhgate.com/store/21819203
102	x0oa Store	https://www.dhgate.com/store/21819267
103	qbnr Store	https://www.dhgate.com/store/21819269
104	kvu3 Store	https://www.dhgate.com/store/21819277
105	twvc Store	https://www.dhgate.com/store/21819279

No.	Merchant Name	Merchant URL
106	yw2z Store	https://www.dhgate.com/store/21819283
107	zw4v Store	https://www.dhgate.com/store/21819285
108	h4mf Store	https://www.dhgate.com/store/21819666
109	karh Store	https://www.dhgate.com/store/21819673
110	mpre Store	https://www.dhgate.com/store/21819679
111	k9fu Store	https://www.dhgate.com/store/21819695
112	mvdh Store	https://www.dhgate.com/store/21819696
113	dsbv Store	https://www.dhgate.com/store/21819699
114	s9sa Store	https://www.dhgate.com/store/21819701
115	w66i Store	https://www.dhgate.com/store/21819706
116	hjek Store	https://www.dhgate.com/store/21819752
117	tb0w Store	https://www.dhgate.com/store/21819762
118	elgu Store	https://www.dhgate.com/store/21819763
119	p8xs Store	https://www.dhgate.com/store/21819769
120	dzvo Store	https://www.dhgate.com/store/21819771
121	ifwg Store	https://www.dhgate.com/store/21819780
122	gdol Store	https://www.dhgate.com/store/21819781
123	ohyg Store	https://www.dhgate.com/store/21819788
124	eei9 Store	https://www.dhgate.com/store/21819789
125	hpxu Store	https://www.dhgate.com/store/21819794
126	l6a1 Store	https://www.dhgate.com/store/21819795
127	hxkl Store	https://www.dhgate.com/store/21819799
128	dqud Store	https://www.dhgate.com/store/21819831
129	attlio Store	https://www.dhgate.com/store/21826838
130	nike_dunks Store	https://www.dhgate.com/store/21849334
131	GCDS Caveau du Milliaire	https://www.dhgate.com/store/21849334 , https://www.caveau-du-milliaire.com/
132	GCDS FUSIONFIGHTCO	https://www.fusionfightco.com/
133	ksagxd	https://www.wish.com/merchant/5e3588e731c4db0e0077daa4
134	Louvnajs	https://www.wish.com/merchant/5e69e406cfd53460794faaa3
135	KatieFranklin	https://www.wish.com/merchant/5e71a51af87cb919c3eccb20
136	Richard Clark	https://www.wish.com/merchant/5e86d80045aa5e9323abb0a8
137	Edward Greenawalt	https://www.wish.com/merchant/5e892ac602e0178f61828c77
138	Stephanie Ramirez	https://www.wish.com/merchant/5e892ad729e7865b40220ddf
139	Josie Burroughs	https://www.wish.com/merchant/5e892adfeb5454864bc04296
140	Breanna Morgan	https://www.wish.com/merchant/5e930db046be6a9a31df1f81
141	Douglas Viduya TT	https://www.wish.com/merchant/5e96901e942cd4230c3e6a2f

No.	Merchant Name	Merchant URL
142	Ryan Stinson	https://www.wish.com/merchant/5e997181d0e8297dfce3ccb6
143	oushengning Store	https://www.wish.com/merchant/5f683c5952a55090b91da55a
144	thomasStoreonline	https://www.wish.com/merchant/5f7bc5ae3f3b8a2f396ba14b
145	suedjxnmx	https://www.wish.com/merchant/5fb1f6fff87feb9785abdcea
146	artlingt	https://www.wish.com/merchant/5fd20beddc5fbba2c04c7109
147	lizengtan245	https://www.wish.com/merchant/5ffd5dc50d383a707359a447
148	wuxiong1586	https://www.wish.com/merchant/604c6570c65c0c09c5aa8b44
149	sunpeng61992	https://www.wish.com/merchant/6055778098d95d3683ce88bd
150	fanchengbing81790	https://www.wish.com/merchant/60559d1280cf8313945fc179
151	dfgjxzzs	https://www.wish.com/merchant/606aa8e942e81fa0ec0d235e
152	lubinbin25065	https://www.wish.com/merchant/60a351de24368322d04abdcd
153	fucailing55189	https://www.wish.com/merchant/60c08e2b04a14608fadd45de
154	wuyifan1997	https://www.wish.com/merchant/60ffb9475f79f65566ad2ca2
155	jiangjialing51282	https://www.wish.com/merchant/6129f0ea137f5f9a0548ec66
156	shenweihang24213	https://www.wish.com/merchant/616a71d35a67fd9f6c7f0fee
157	tumeilei23981	https://www.wish.com/merchant/616a7a307091a920cc3650f0