

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

LEGEND PICTURES, LLC,

Plaintiff,

v.

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

Defendants.

Civil Action No.: 1:21-cv-02854

Judge Rebecca R. Pallmeyer

Magistrate Judge Jeffrey T. Gilbert

**PRELIMINARY INJUNCTION ORDER**

THIS CAUSE being before the Court on Plaintiff, LEGEND PICTURES, LLC (“LEGEND PICTURES” or “Plaintiff”), Motion for a Preliminary Injunction, and this Court having heard the evidence before it hereby GRANTS Plaintiff’s Motion for Entry of a Preliminary Injunction in its entirety against the defendants identified in Schedule A (collectively, the “Defendants”).

THIS COURT HEREBY FINDS that it has personal jurisdiction over the Defendants since the Defendants directly target their business activities toward consumers in the United States, including Illinois. “In the context of cases like this one, that means a plaintiff must show that each defendant is actually operating an interactive website that is accessible in Illinois and that each defendant has aimed such site at Illinois by standing ready, willing and able to ship its counterfeit goods to customers in Illinois in particular (or otherwise has some sufficient voluntary contacts with the state).” *Am. Bridal & Prom Indus. Ass’n v. P’ships & Unincorporated Ass’ns Identified on Schedule A*, 192 F.Supp.3d 924, 934 (N.D. Ill. 2016). In this case, Plaintiff has presented screenshot evidence that each Defendant Online Store is reaching out to do business with Illinois residents by operating one or more commercial, interactive Internet Stores through which Illinois

residents can purchase products using counterfeit versions of Plaintiff's trademarks and copyrights. *See* Docket No. 12 which includes screenshot evidence confirming that each Defendant Online Store does stand ready, willing and able to ship its counterfeit goods to customers in Illinois bearing infringing and/or counterfeit versions of the PACIFIC RIM trademarks, U.S. Trademark Registration Nos. 5,840,140; 5,840,142; 6,195,470; 6,205,935 (collectively, the "PACIFIC RIM Trademarks") and/or products infringing the PACIFIC RIM Works, Copyright Registration Nos. PA0001859894 and PA0002091781 (the "PACIFIC RIM Works").

THIS COURT FURTHER FINDS that injunctive relief previously granted in the Temporary Restraining Order ("TRO") should remain in place through the pendency of this litigation and that issuing this Preliminary Injunction is warranted under Federal Rule of Civil Procedure 65. Evidence submitted in support of this Motion and in support of LEGEND PICTURES's previously granted Motion for a Temporary Restraining Order establishes that LEGEND PICTURES has a likelihood of success on the merits; that no remedy at law exists; and that LEGEND PICTURES will suffer irreparable harm if the injunction is not granted.

Specifically, LEGEND PICTURES has proved a *prima facie* case of trademark infringement because (1) the PACIFIC RIM Trademarks are distinctive marks and are registered with the U.S. Patent and Trademark Office on the Principal Register and the PACIFIC RIM Works are registered with the United States Copyright Office, (2) Defendants are not licensed or authorized to use the PACIFIC RIM Trademarks and PACIFIC RIM Works, and (3) Defendants' use of the PACIFIC RIM Trademarks and PACIFIC RIM Works is causing a likelihood of confusion as to the origin or sponsorship of Defendants' products with LEGEND PICTURES. Furthermore, Defendants continued and unauthorized use of the PACIFIC RIM Trademarks and PACIFIC RIM Works irreparably harms LEGEND PICTURES through diminished goodwill and

brand confidence, damage to LEGEND PICTURES's reputation, loss of exclusivity, and loss of future sales. Monetary damages fail to address such damage and, therefore, LEGEND PICTURES has an inadequate remedy at law. Moreover, the public interest is served by entry of this Preliminary Injunction to dispel the public confusion created by Defendants' actions. Accordingly, this Court orders that:

1. Defendants, their affiliates, officers, agents, 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 PACIFIC RIM Trademarks and PACIFIC RIM Works or any reproductions, counterfeit copies or colorable imitations thereof in any manner in connection with the distribution, marketing, advertising, offering for sale, or sale of any product that is not a genuine PACIFIC RIM product or not authorized by LEGEND PICTURES to be sold in connection with the PACIFIC RIM Trademarks and PACIFIC RIM Works;
  - b. passing off, inducing, or enabling others to sell or pass off any product as a genuine PACIFIC RIM product or any other product produced by LEGEND PICTURES, that is not LEGEND PICTURES's or not produced under the authorization, control or supervision of LEGEND PICTURES and approved by LEGEND PICTURES for sale under the PACIFIC RIM Trademarks and PACIFIC RIM Works;
  - c. committing any acts calculated to cause consumers to believe that Defendants' products are those sold under the authorization, control or supervision of

LEGEND PICTURES, or are sponsored by, approved by, or otherwise connected with PACIFIC RIM;

- d. further infringing the PACIFIC RIM Trademarks and PACIFIC RIM Works and damaging LEGEND PICTURES's goodwill;
- e. otherwise competing unfairly with LEGEND PICTURES in any manner;
- f. 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 LEGEND PICTURES, nor authorized by LEGEND PICTURES to be sold or offered for sale, and which bear any of the PACIFIC RIM Trademarks and PACIFIC RIM Works or any reproductions, counterfeit copies or colorable imitations thereof;
- g. using, linking to, transferring, selling, exercising control over, or otherwise owning the Defendant Online Stores, or any other online marketplace account that is being used to sell or is the means by which Defendants could continue to sell Counterfeit/Infringing PACIFIC RIM products; and
- h. operating and/or hosting at the Defendant Online Stores and any other online marketplace accounts registered or operated by Defendants that are involved with the distribution, marketing, advertising, offering for sale, or sale of any product bearing the PACIFIC RIM Trademarks and PACIFIC RIM Works or any reproductions, counterfeit copies or colorable imitations thereof that is not a genuine PACIFIC RIM product or not authorized by LEGEND PICTURES to be sold in connection with the PACIFIC RIM Trademarks and PACIFIC RIM Works.

2. Those in privity with Defendants and with actual notice of this Order, including any online marketplaces such as, but not limited to, eBay, PayPal, Amazon and Alipay/Alibaba Group Holding Ltd. along with any related Alibaba entities (collectively, "Marketplaces"), social media platforms, Facebook, YouTube, LinkedIn, Twitter, Internet search engines such as Google, Bing and Yahoo, shall within three (3) business days of receipt of this Order:
  - a. disable and cease providing services for any accounts through which Defendants engage in the sale of counterfeit and infringing goods using the PACIFIC RIM Trademarks and PACIFIC RIM Works, including any accounts associated with the Defendants listed in Schedule A;
  - b. disable and cease displaying any advertisements used by or associated with Defendants in connection with the sale of counterfeit and infringing goods using the PACIFIC RIM Trademarks and PACIFIC RIM Works; and
  - c. take all steps necessary to prevent links to the Defendant Online Stores identified in Schedule A from displaying in search results, including, but not limited to, removing links to the Defendant Online Stores from any search index.
3. Defendants and 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 Stores, including, without limitation, any online marketplace platforms such as Marketplaces, advertisers, Facebook, Internet Service Providers ("ISP"), web hosts, back-end service providers, web designers, sponsored search engine or ad-word providers, banks, merchant account providers, including eBay, PayPal, Amazon, Alipay, Western Union, third party processors and other payment processing service providers, shippers, and online

marketplace registrars (collectively, the "Third Party Providers") shall, within three (3) business days after receipt of such notice, provide to LEGEND PICTURES expedited discovery, including copies of all documents and records in such person's or entity's possession or control relating to:

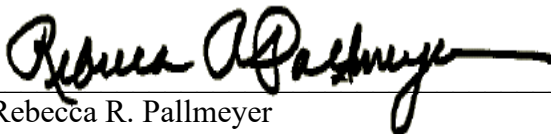
- a. the identities and locations of Defendants, their agents, employees, attorneys, and any persons acting in concert or participation with them, including all known contact information;
- b. the nature of Defendants' operations and all associated sales and financial information, including, without limitation, identifying information associated with the Defendant Online Stores, and Defendants' financial accounts, as well as providing a full accounting of Defendants' sales and listing history related to their respective Defendant Online Stores;
- c. Defendants' websites and/or any Online Marketplace Accounts;
- d. the Defendant Online Stores registered by Defendants; and
- e. any financial accounts owned or controlled by Defendants, including their agents, employees, attorneys, and any persons acting in 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, eBay, PayPal, Amazon, Alipay, Western Union, or other merchant account providers, payment providers, third party processors, and credit card associations (e.g., MasterCard and VISA).

4. Defendants and any persons in active concert or participation with them who have actual notice of this Order shall be temporarily restrained and enjoined from transferring or disposing of any money or other of Defendants' assets until further ordered by this Court.
5. eBay, Inc. ("eBay"), PayPal, Inc. ("PayPal"), Amazon Payments, Inc. ("Amazon"), and Alipay US, Inc. and its entities ("Alipay"), shall, within three (3) business days of receipt of this Order, for any Defendant or any of Defendant Online Stores:
  - a. locate all accounts and funds connected to Defendants, Defendant Online Stores, including, but not limited to, any eBay, PayPal, Amazon and Alipay accounts connected to the information listed in Schedule A hereto or the email addresses identified in Exhibit 3 to the Declaration of Kristina Holliman; and
  - b. restrain and enjoin any such accounts or funds that are non-U.S. foreign based from transferring or disposing of any money or other of Defendants' assets until further ordered by this Court.
6. Any banks, savings and loan associations, payment processors, or other financial institutions, for any Defendant or any Defendant Online Stores, shall within three (3) business days of receipt of this Order:
  - a. locate all accounts and funds connected to Defendants, or Defendants' Online Stores, including, but not limited to, any accounts connected to the information listed in Schedule A hereto or the email addresses identified in Exhibit 3 to the Declaration of Kristina Holliman; and
  - b. restrain and enjoin such accounts from receiving, transferring or disposing of any money or other of Defendants' assets until further ordered by this Court.
7. LEGEND PICTURES may provide notice of these proceedings to Defendants, including

notice of the preliminary injunction hearing and service of process pursuant to Fed.R.Civ.P. 4(f)(3), by electronically publishing a link to the Complaint, this Order and other relevant documents on a website, or by sending an e-mail to the e-mail addresses identified in Exhibit 3 to the Declaration of Kristina Holliman and any e-mail addresses provided for Defendants by third parties that includes a link to said website. The Clerk of Court is directed to issue a single original summons in the name of “suiyuejinghao 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 Online Marketplace Accounts and 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.

8. Any Defendants that are subject to this Order may appear and move to dissolve or modify the Order on five days' notice to LEGEND PICTURES or on shorter notice as set by this Court.
9. The \$10,000 bond posted by LEGEND PICTURES shall remain with the Court until a Final disposition of this case or until this Preliminary Injunction is terminated.
10. The Clerk is directed to unseal any previously sealed documents in this matter, namely (1) Plaintiff's Schedule A attached to the Complaint, which includes a list of the Defendant Online Stores; (2) screenshot printouts showing the active Defendant Online Stores (Exhibit 3 to the Declaration of Kristina Holliman) and (3) the Temporary Restraining Order.

Dated: June 24, 2021

  
Rebecca R. Pallmeyer  
U.S. District Court Judge



**SCHEDULE A**

<b>No.</b>	<b>Defendants</b>
1	suiyuejinghao
2	sunny.anime
3	superstar-ping
4	surbana
5	suzho_25
6	suzhou_73
7	suzhou-426
8	sweetheartyear
9	swt-gf
10	tashop1999
11	tfclub
12	tfd-tech
13	thanmongkh86
14	tongli2_82
15	toycity-03
16	toyshere
17	toysreturn
18	tulq5356
19	uk20222
20	undercontrol2014
21	uwfs8706
22	w3045553_9
23	wangjing_20
24	wangkun_40
25	wangli8301_4
26	wangzenghuishop
27	weijiatrade2020
28	westbankview
29	white-il
30	wmsrp18368
31	woooowshop
32	worldofking
33	wuzhen568
34	wzboy321
35	xckejiz87
36	xhsmy0329
37	xia-happy2010
38	xiaobaicai-20

39	xihuan-88
40	ximin_6501
41	xinnianzhao0307
42	xupeiclothz
43	yan0308hw
44	yanghs2017
45	yangqing950515
46	yanhuan90
47	yaweijidianw
48	yellowskysky
49	yihongchen8866
50	ying-happy2010
51	yituomaoyi2019
52	yjqge-64
53	yongxio83
54	youd3308
55	yuhengdz002
56	yxdb7975
57	zb4750
58	zhixichan-4
59	zhoulichao
60	zhuansmile
61	zhangqiuquliao Zhang Zhang Bai Huo Dian
62	zhanqunfengus
63	zhanyon
64	ZHAO-DOMEI
65	zhaoliho ng
66	ZhaoLing69H
67	ZhaoYuanXianZhaoYuanZhenChengChengRiZaShangDian
68	ZhaoYuanXianZhaoYuanZhenWeiChunLeiWuJinDianLiaoSI
69	Zhaoyujuan-us
70	Zhejiang Songguo Power Technology Co., Ltd.
71	ZhengJunLang-shop
72	zhengzhoushijinshuiquaibeibeiyunyinyongpindian
73	ZHENYUAN TECHNOLOGY INDUSTRY LIMITEDd
74	Zhinhande
75	Zhiqiye Trade
76	zhiyuedingshengqiaolianggongcheng
77	zhizunbaoye
78	zhongliangguojimaoyi
79	zhongshanshishiqiayangmifuzhuangdian

80	zhongweishangmaogongsi
81	zhou hong min zhao biao dai li you xian gong si
82	zhokoushichuanhuiqufeilanshangmaoCO.,LTD
83	zhokouyanqimaoyiyouxianzerengongsi
84	ZHPJING
85	Zhuangzhuangshangmao
86	ZHUJINYUAN
87	zhuotingUS
88	ZHUSHIEN
89	ziquing33
90	ZK kitchen
91	ZongShi
92	ZPpring
93	zumengrentiyuwenhua
94	ZXbapashop
95	ZXCZMP
96	ZXHopeStore
97	ZXNPDY
98	ZXPILLOWCASE
99	ZY MMN
100	ZYMGS
101	zyt0824
102	ZYXIA
103	ZZMMUW Official Store 01
104	18 elves Store
105	2017 Store
106	22pst Store
107	7+1 Life Store
108	A Toy . Store
109	ACGtoys Store
110	ACGtoys Zone Store
111	Aetop Factory Store
112	Aiboy Store
113	AK009 Store
114	Alen Store
115	An Ingenious Tees Store
116	Anime Fans Factory Store
117	ARTBACK sticking embroidery Store
118	Artistic Eyes Store
119	ASWJ Store
120	Beni's Toy Store

121	Beshi Antai Trading (Shenzhen) Co., Ltd Store
122	Boutique Painting Store
123	bpainting Store
124	Briskaari cloth Store
125	calede anime Store
126	calede Benjamin Store
127	calede Charles Store
128	California Peach Toy Store
129	California Pineapple Toy Store
130	CanvasEmpire Store
131	Canvasgenius Store
132	CanvasKing Store
133	CartoonToysWorld Store
134	CheapSale Store
135	Chinatown Dropshipping Store
136	confused CS Store
137	cp0fun Store
138	Crazycustomization Store
139	Customisedtshirt Store
140	Daifen Boutique Store
141	Dayyyum Store
142	dongxiao Store
143	DOT TOY Store
144	DragonToy Store
145	Drop Shipping Figures Toy Store
146	Duero Store
147	Duo Duo Toy Store
148	Duzhens Store
149	earlfamily A10 Store
150	Energy-TOY store
151	Figure-Highway Store
152	Figureszone Store
153	FigureToys Collect Store
154	Fishbones FigureToy Store
155	Freda Store
156	Friday-Tee Store
157	FunnyCase Store
158	FunnyMoster Store
159	FUZ Store
160	gamesartpainting Store
161	GD007 Store

162	GGM03 Store
163	GGM07 Store
164	GHH03 Store
165	GHH11 Store
166	GHH17 Store
167	Giant Flame Home Decor Art Store
168	GoldMedal Quality A Store
169	GOROCK Store
170	GOTOVANG Onlink Store
171	Guangzhou Xingyi Trading Co., Ltd.
172	Guangzhou Yuexiu District Yingman Tribal Toy Firm
173	hanlabaer Store
174	Haocaitoy Store
175	HH Model Store
176	Hi Julyhouse Toy Store
177	HipsterCase Store
178	HQM model Store
179	Jacky Art Store
180	JIEFEI19 Store
181	JJKKK Store
182	JKEKEYANG Official Store
183	Kennie MOC Store
184	Keny Toy Kingdom Co.,Ltd
185	Kitty's anime Store
186	KOKOToy Store
187	Lawral mils Store
188	LeiSheng Store
189	LEWEIHUAN Store
190	Looking up to the high end Store
191	LoveLight Store
192	Lucky Point
193	MAGCtoys Store
194	Mibing tshirt Store
195	Miniko Store
196	Miniko Toy Store
197	MOSAN Store
198	Mtime poster Store
199	NAYIDA Store
200	New Toy Center

