

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

LEGEND PICTURES, LLC,	)	
	)	
Plaintiff,	)	No. 21-cv-02712
v.	)	
	)	
THE PARTNERSHIPS AND	)	Judge John F. Kness
UNINCORPORATED ASSOCIATIONS	)	
IDENTIFIED ON SCHEDULE "A",	)	
	)	
Defendants.	)	
	)	

**PRELIMINARY INJUNCTION ORDER**

THIS CAUSE is before the Court on the motion of Plaintiff, LEGEND PICTURES, LLC ("LEGEND PICTURES" or "Plaintiff") for a Preliminary Injunction. Having heard the evidence before it, the Court GRANTS Plaintiff's Motion for Entry of a Preliminary Injunction against the defendants identified in Schedule A (the "Defendants").

THIS COURT 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 Internet 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* [12] which includes screenshot evidence confirming that each Defendant Internet 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 Rule 65 of the Federal Rules of Civil Procedure. Evidence submitted in support of this Motion and in support of LEGEND PICTURES' 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 Internet 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 Internet 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, Amazon and 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 Internet Stores identified in Schedule A from displaying in search results, including, but not limited to, removing links to the Defendant Internet Stores from any search index.

3. Defendants and any third party with actual notice of this Order that is providing services for any of the Defendants, or in connection with any of Defendants' Internet 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 Amazon, Western Union, third party processors and other payment processing service providers, shippers, and online marketplace registrars (collectively, the "Third Party Providers") shall, within ten (10) 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 Defendant Internet Stores, and Defendants' financial accounts, as well as providing a full accounting of Defendants' sales and listing history related to their respective Defendant Internet Stores;

c. Defendants' websites and/or any Online Marketplace Accounts;

d. the Defendant Internet 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, Amazon, 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. Amazon Payments, Inc. ("Amazon") shall, within three (3) business days of receipt of this Order, for any Defendant or any of Defendant Internet Stores:

a. locate all accounts and funds connected to Defendants, Defendant Internet Stores, including, but not limited to, any Amazon 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 Internet 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 "LHPWZL 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 three (3) 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 Internet Stores; (2) screenshot printouts showing the active Defendant Internet Stores (Exhibit 3 to the Declaration of Kristina Holliman) and (3) the Temporary Restraining Order.

SO ORDERED in No. 21-cv-02712.

Date: July 12, 2021

  
\_\_\_\_\_  
JOHN F. KNESS  
United States District Judge



**SCHEDULE A**

<b>No.</b>	<b>Defendants</b>
1	LHPWZL
2	Liaochengshidayuguandaoshutongyouxiangongsi
3	LiaoChengShiDo
4	LiaoNingHengXingShiYe
5	lidingmenchuang1
6	LIDON
7	liHong
8	LiHongLiLL
9	lilizeng198
10	lin fu dong
11	lin hui jing
12	lin li er
13	Lin Zhilin Trading
14	ling4474774730303
15	linlin8953155
16	LinLiQiongShop
17	linshagui
18	LinYiWenChengShangMaoYouXianGongSi
19	Little lemon
20	LIU-SHA
21	LIUXUEXUE
22	liuyoung
23	liuyunfeiyu
24	LIUZIQU
25	ljfzzmousepad
26	LJQLXJ
27	LJSMQJL
28	LmfjNuorlnr
29	LMFLY
30	LongART
31	longshundamaoyigongsi
32	LQ7
33	LSXWLKJJ
34	LUAHUA
35	Luciy
36	Lucky Present
37	LUHAWAWE
38	luo ming jin

39	lushanwotou us
40	Lv Li
41	lvgaili64
42	LWDOFA
43	Lweike
44	LYXIN
45	MADDISON CLARKE
46	Manbax
47	Marig Ster
48	Mary G Ross
49	MaryFSteele
50	MatildaRHa
51	MDATZERTAZ
52	MEEKIS
53	meinuomaoyi
54	meiyanshangmao56
55	MENG LING
56	mfcjmnftgxcnfg
57	MichaelJAmbrosino
58	MichelleEVerduzco
59	Micist
60	ming jiu shop
61	mingcheshiye
62	mingmingmeishidian
63	mingxuanbaozhuang
64	minmindeoudian
65	mjygrffr
66	MKOI
67	Modern Treze
68	MOMYCY
69	Mond038
70	MONKEYSTYLE
71	mousepadys
72	Moussy Co.
73	MPOX
74	mreason
75	MTTIN
76	MTYCY
77	MUHOU
78	muxiaoyumaoyi
79	Muyang521

80	MyAirSpace
81	MYDFG
82	MYGUA
83	Nago town
84	Naierkeji
85	NBUQSG
86	neixiangxianfuniumuyeyouxiangongsi
87	NENEMIAO02
88	NeverBreakApart
89	NEW ETERNAL STAR LIMITED
90	Newcomer inmoonlight
91	ngaimi
92	ngyuewuziyo
93	NHTEE
94	niamhasdf
95	NICOLE BANKS
96	ningboshidongkeshangmaoyouxiangongsi
97	nostalielove
98	NukmWuysxna
99	nwqloy
100	NYFDSV
101	Oasrs
102	ocong561
103	OldWB
104	OLIVIA NELSON
105	OMAJIU
106	One Choose
107	OuGuoLinShop
108	OUYANXI
109	panyanhuabaihuodian
110	PANYONGFEN
111	PayAback
112	PDWQHAHA
113	Peak Fashion Trade
114	peng yu er
115	pengweikaio
116	PensBagss
117	Persimmon Wind Year
118	Phjfdj
119	piduquganggangxingmenecanyindian
120	pingaobaozhuangcailiao

121	Pinsi Qiuya
122	pinyipinbianlichashi
123	PKYSign
124	PosterHome-US
125	Powit
126	PrimePosters
127	printfit
128	Printliza
129	Prozme
130	PTDMD
131	pu tian shi wei jiang mao yi you xian gong si
132	PureLoving
133	qianmengkaerdun
134	qianmo123
135	qianqianniaoshishangus
136	Qiantian-us
137	qingDaoJunJieGongMaoYouXianGongSi
138	QingDaoSiChuangAnDiShangMaoYouXianGongSi
139	qingliankeji
140	QingShanQuChenYuJiaJuYongPinDian
141	QINHU
142	QINWENSISHAN
143	Qitiner-us
144	QUCUNHO
145	Quicklyleaving
146	quzhoushikechengxiaoyongshipinshanghang
147	Rainbow After The Rain
148	ReneeELong
149	Road22
150	RobertFenn
151	RobertKLyles
152	Rongjielongjiancai
153	rongyingmaofang
154	Roseter
155	rrfeszujoyrfxk
156	rui fu tu fu shi Official Store
157	RUIBODIAN
158	RuiChengXianYuanKanBaiHuoDian
159	runtamaoyi
160	RUOXINus
161	Ryan Bretzman

162	s21wsq
163	safasfkmn415
164	sally lisa
165	sandro Inc.
166	SANGONG
167	SCOT CAROLL
168	sdfshgeytujhy
169	sdsdg51
170	SeanSCorliss
171	SeaSonic
172	sefwefwd
173	SEHAIKO
174	Senlu Rong
175	senqie
176	sensitives
177	sentefushi
178	SERIOU
179	sfsdf98789
180	sgsjfgdj
181	ShanDongBaoTongRenLiZiYuanYouXianGongSi
182	shandongdongwoxinxiijishuyouxiangongsi
183	ShanDongOuRuiErFuShiXiaoShouYouXianGongSi
184	shaneryihuanbaokeji48
185	ShanTouShiChengHaigRanHuanBaoKeJiYouXianGongS
186	shanxikairuitekejiyouxiangongsi
187	shanxixinhangshangmaoyouxiangongsi
188	SHaoJun
189	SharonJGray
190	shengfashangmao1
191	shengjiachenshangmao
192	shengnatuoxinxingjianzhucailiao
193	shengqinfeng
194	ShengtianTONG
195	shengxuxinjinshucailiao
196	ShenZeXianKeERiYongBaiHuoDian-Geng HaiYang
197	shgnksg
198	shijiazhuangkeyunhuagongkejiyouxiangongsi
199	shijinbaous
200	shnmin

