

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

COREY COURTS,

Plaintiff,

v.

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

Defendants.

Case No. 22-cv-00033

Judge Sara L. Ellis

Magistrate Judge Jeffrey Cummings

PRELIMINARY INJUNCTION ORDER

Plaintiff COREY COURTS (“COREY COURTS”) filed a Motion for Entry of a Preliminary Injunction against the 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 online marketplace accounts identified in Schedule A (the “Online Marketplaces”). After reviewing the Motion and the accompanying record, this Court GRANTS COREY COURTS’ Motion in part as follows.

This Court finds COREY COURTS has provided notice to Defendants in accordance with the Temporary Restraining Order entered January 12, 2022, [20] (“TRO”), and Federal Rule of Civil Procedure 65(a)(1).

This Court also finds, in the absence of adversarial presentation, that it has personal jurisdiction over Defendants because Defendants directly target their business activities toward consumers in the United States, including Illinois. Specifically, COREY COURTS has provided a basis to conclude that Defendants have targeted sales to Illinois residents by setting

up and operating e-commerce stores that target United States consumers using one or more seller aliases, offer shipping to the United States, including Illinois, and have sold products using infringing versions of COREY COURTS' federally registered copyrights, which are protected by Copyright Registration Nos. VA 2-271-675 and VA 2-271-594 (the "COREY COURTS Works") to residents of Illinois. In this case, COREY COURTS has presented screenshot evidence that each Defendant e-commerce store is reaching out to do business with Illinois residents by operating one or more commercial, interactive internet stores through which Illinois residents can and do purchase products using infringing versions of the COREY COURTS Works. *See* Docket No. 13, which includes screenshot evidence confirming that each Defendant e-commerce store does stand ready, willing and able to ship its infringing goods to customers in Illinois bearing infringing versions of the COREY COURTS Works.

This Court also finds that the injunctive relief previously granted in the 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 COREY COURTS' previously granted Motion for Entry of a TRO establishes that COREY COURTS has demonstrated a likelihood of success on the merits; that no remedy at law exists; and that COREY COURTS will suffer irreparable harm if the injunction is not granted.

Specifically, COREY COURTS has proved a *prima facie* case of copyright infringement because (1) the COREY COURTS Works are registered with the U.S. Copyright Office, (2) Defendants are not licensed or authorized to use any of the COREY COURTS Works, and (3) Defendants' use of the COREY COURTS Works is causing a likelihood of confusion as to the origin or sponsorship of Defendants' products with COREY COURTS.

Furthermore, Defendants' continued and unauthorized use of the COREY COURTS Works irreparably harms COREY COURTS through diminished goodwill and brand confidence, damage to COREY COURTS' reputation, loss of exclusivity, and loss of future sales. Monetary damages fail to address such damage and, therefore, COREY COURTS 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 officers, agents, servants, employees, attorneys, and all persons acting for, with, by, through, under, or in active concert with them be preliminarily enjoined and restrained from:
 - a. using the COREY COURTS Works or any reproductions, infringing 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 COREY COURTS product or not authorized by COREY COURTS to be sold in connection with the COREY COURTS Works;
 - b. passing off, inducing, or enabling others to sell or pass off any product as a genuine COREY COURTS product or any other product produced by COREY COURTS, that is not COREY COURTS' or not produced under the authorization, control, or supervision of COREY COURTS and approved by COREY COURTS for sale under the COREY COURTS Works;
 - c. committing any acts calculated to cause consumers to believe that Defendants' products are those sold under the authorization, control, or supervision of COREY

COURTS, or are sponsored by, approved by, or otherwise connected with COREY COURTS; 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 COREY COURTS, nor authorized by COREY COURTS to be sold or offered for sale, and which bear any of COREY COURTS' Works, including the COREY COURTS Works, or any reproductions, infringing 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. Upon COREY COURTS' request, Defendants and any third party with actual notice of this Order who is providing services for any of Defendants, or in connection with any of Defendants' Online Marketplaces, including, without limitation, any online marketplace platforms such as Alipay US Inc. ("Alipay"), Amazon Payments, Inc. ("Amazon"), Inc., and ContextLogic Inc. d/b/a Wish.com ("WISH") (collectively, the "Third Party Providers"), shall, within seven (7) calendar days after receipt of such notice, provide to COREY COURTS 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;

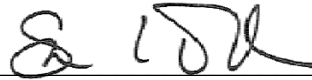
- b. the nature of Defendants' operations and all associated sales, methods of payment for services, and financial information, including, without limitation, identifying information associated with the Online Marketplaces and Defendants' financial accounts, including Defendants' sales and listing history 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, Alipay, WISH, and Amazon, or other merchant account providers, payment providers, third party processors, and credit card associations (e.g., MasterCard and VISA).
- 4. Upon COREY COURTS' request, those with notice of this Order, including the Third Party Providers as defined in Paragraph 3, 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 infringing goods using the COREY COURTS Works.
- 5. Any Third Party Providers, including Alipay, Amazon, and WISH 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, the e-mail addresses identified in Exhibit 2 to the Declaration

of Corey Courts, 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.
6. COREY COURTS may provide notice of the proceedings in this case to Defendants, including service of process pursuant to Fed. R. Civ. P. 4(f)(3), and any future motions, by electronically publishing a link to the Pleadings, this Order, and other relevant documents on a website and by sending an e-mail with a link to said website to the e-mail addresses identified in Exhibit 2 to the Declaration of Corey Courts and 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 "maccc and all other Defendants identified in the Operative 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.
7. Plaintiff's Schedule A to the Complaint [2], Exhibit 2 to the Declaration of Corey Courts [13] and the TRO [20] are unsealed.
8. 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.

9. The \$10,000 (Ten Thousand Dollar) bond posted by COREY COURTS shall remain with the Court until a final disposition of this case or until this Preliminary Injunction is terminated.

SO ORDERED:

A handwritten signature in black ink, appearing to read 'S. L. Ellis', is written over a horizontal line.

Sara L. Ellis

United States District Judge

Dated: February 11, 2022

Schedule A

No.	Defendant
1	maccc
2	Tina. Webb
3	timk
4	FGDS88FF
5	WKG Fly Shop
6	YIJIN034
7	YIJIN36
8	YGFHAOHAO
9	surprise bing
10	surprise 59
11	jimmy33007
12	surprise bin
13	surprise anjin
14	YIJIN45
15	surprise xin
16	jimmy330008
17	wangnan0650
18	surprise yangyang
19	amblychromasia
20	trifles
21	linghuchanlin8548
22	wwx002
23	xieqingquan666666
24	zengshuiyan19806
25	valdajacobson
26	Keenclaws
27	YIJIN23
28	Brathgher
29	YIJIN56
30	surprise 55
31	Mistercastillos
32	surprise rong
33	surprise hong
34	Saphire Alexis Reyes
35	wwx001
36	dfzhuyio
37	zhangtongtong162X
38	vbhuiyou
39	surprise qing
40	YIJIN50
41	lightshin

42	zongkai6015
43	Strategic CFO
44	jiesiliguanxian
45	agdaJDGHDJADHAJ
46	jiaxiao1234
47	zhangmeng2538
48	cuixunhao1391
49	zllzmjxnckaso
50	Dilgin
51	liuwenyu0672
52	wanewhaya
53	shanghongfu0716
54	yangwenzeng Store
55	zhengping Store me
56	HOUANGZONG
57	zhanghongmei0225
58	wangtinhioaj
59	feiqingchen0907
60	surprise fu
61	YIJIN27
62	surprise linlin
63	yangting4109
64	xieyuanna Store
65	XiaFeiXiaoDian
66	CVVBNNM
67	CHAOFLY
68	LORI STORE
69	hjrhuisetgff
70	Abigaillili
71	OUIESII
72	fenghewen
73	shenlejing-shop
74	zsst
75	cuiyutiandedianpu
76	taikangxiand
77	漯河市源汇区江朝日用百货店
78	tanhuilin
79	JinJaun
80	nanpingshijianyangquqingxingxiabaihuodian
81	VCXSD
82	NingBoSongMingQiCheFuWuYouXianGongSi
83	yuliss
84	suibianhua

85	PLAFugj
86	F.SUN
87	TrendyStlyeShop
88	gongguanshiyoudingdianzikejiyouxiangongsi
89	Cbgaillitity
90	dongpoqulihonggriyongbaihuodian
91	LanDiSheng
92	九江埠拓兜有限公司
93	Qinsnstk
94	Msanlixian
95	xintaishiguofenggriyongbaihuodian
96	JCPreferred
97	fg4sdf6wen hongming
98	Yangxs
106	ILoveStickers Store
107	Water Ripple T-Shirts Store
101	ColorfulPhoneCase Store
102	xinyi accessories
103	Aerynow Store
104	phonecase hevey Store
105	print password Store