

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

ILUSTRATA SERVICOS DESIGN, LTDA.,

Plaintiff,

Civil Action No.: 1:22-cv-00076

v.

Judge Elaine E. Bucklo

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

Magistrate Judge Susan E. Cox

Defendants.

**PRELIMINARY INJUNCTION ORDER**

Plaintiff, ILUSTRATA SERVICOS DESIGN, LTDA. (“Plaintiff”) 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 Plaintiff’s Motion in part as follows.

This Court finds Plaintiff has provided notice to Defendants in accordance with the Temporary Restraining Order entered January 12, 2022, [19] (“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, Plaintiff 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 PLAINTIFF's federally registered copyrights, which are protected by Copyright Registration Nos. VA 2-270-596, VA 2-270-798, VA 2-270-796, VA 2-270-763 and VA 2-270-802 (the "ILUSTRATA Works") to residents of Illinois. In this case, Plaintiff 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 ILUSTRATA Works. *See* Docket No. 12, 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 ILUSTRATA 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 Plaintiff's previously granted Motion for Entry of a TRO establishes that Plaintiff has demonstrated a likelihood of success on the merits; that no remedy at law exists; and that Plaintiff will suffer irreparable harm if the injunction is not granted.

Specifically, Plaintiff has proved a *prima facie* case of copyright infringement because (1) Plaintiff is the owner of the registered ILUSTRATA Works, (2) Defendants are not licensed or authorized to use any of the ILUSTRATA Works, and (3) Defendants' use of the ILUSTRATA Works is causing a likelihood of confusion as to the origin or sponsorship of Defendants' products with Plaintiff. Furthermore, Defendants' continued and unauthorized use of the ILUSTRATA Works irreparably harms Plaintiff through diminished goodwill and brand

confidence, damage to Plaintiff's reputation, loss of exclusivity, and loss of future sales. Monetary damages fail to address such damage and, therefore, Plaintiff 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 ILUSTRATA 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 Plaintiff product or not authorized by Plaintiff to be sold in connection with the ILUSTRATA Works;
  - b. passing off, inducing, or enabling others to sell or pass off any product as a genuine Plaintiff product or any other product produced by Plaintiff, that is not Plaintiff's or not produced under the authorization, control, or supervision of Plaintiff and approved by Plaintiff for sale under the ILUSTRATA Works;
  - c. committing any acts calculated to cause consumers to believe that Defendants' products are those sold under the authorization, control, or supervision of Plaintiff, or are sponsored by, approved by, or otherwise connected with Plaintiff; 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 Plaintiff, nor authorized by Plaintiff to be sold or offered for sale, and which bear any of Plaintiff's registered

copyrights, including the ILLUSTRATA 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 Plaintiff's 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 Amazon Payments, Inc. ("Amazon") and ContextLogic, Inc. ("WISH") (collectively, the "Third Party Providers"), shall, within seven (7) calendar days after receipt of such notice, provide to Plaintiff 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

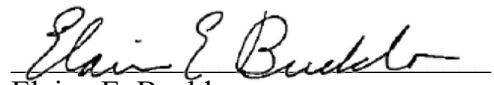
of any banks, savings and loan associations, payment processors or other financial institutions, including, without limitation, Amazon, WISH, or other merchant account providers, payment providers, third party processors, and credit card associations (e.g., MasterCard and VISA).

4. Upon Plaintiff's 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 ILUSTRATA Works.
5. Any Third Party Providers, including 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 David Faraum, 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. Plaintiff 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 or by sending an e-mail with a link to said website to the e-mail addresses identified in Exhibit 2 to the Declaration of David Faraum 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 “Military music business 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.

7. Plaintiff’s Schedule A to the Complaint [2], Exhibit 2 to the Declaration of David Faraum [12], and the TRO [19] 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 Ten Thousand dollar (\$10,000) bond posted by Plaintiff shall remain with the Court until a final disposition of this case or until this Preliminary Injunction is terminated.

SO ORDERED:

  
Elaine E. Bucklo  
United States District Judge

Dated: January 25, 2022

**Schedule A**

<b>No.</b>	<b>Seller Name</b>
1	Military music business
2	huaimaomaochong5@163.com
3	wangchongchong
4	WANGJINHUA SHANGDEPU FATION WOMAN BAGS SHOP
5	weihua fashion
6	oserkfor
7	Z6Z6Z68
8	RazKek
9	yuyuexin6547
10	TengxingjumA
11	niuliang4664466
12	puchunli
13	shdjkadhjkwghdjdjhj
14	nihen28
15	FlashFly
16	anyanyan1705
17	vistina
18	jiaojiaobaobei
19	ZYZZZU
20	Okay Store
21	oymind
22	Keling Keepsalen saleibetion
23	jassica
24	cx3143
25	Star Fashion
26	Sumeierdeso
27	shenshiyan
28	yangwei00
29	ciwyhxapw
30	yamgfacheng
31	Michael Papay
32	jieyuan fashion
33	LQHT&DESK
34	piaoxiang wholeshop
35	shanghongfu0716
36	YIJIN14
37	mythicalstore
38	tomtrade
39	Zixixianzivip
40	YIJIN16

41	yantintin
42	jinzhipeng6982
43	YIJIN20
44	Erjiu
45	zhangshunqiang5239
46	Tini Unicorn
47	gasjdqhdhddqjdhwdjqd
48	xiongxiongLEhuo
49	Black&White
50	kudosmin
51	Jidsop963
52	jixianyuer
53	lvjin fashion
54	growthmanship
55	pupinglai2054
56	panicorn
57	argb
58	Gsiwkwsvsuwjsojs
59	kyleighgillis90122930
60	lihaiyan7946
61	wangyaru9003
62	lvbo668
63	Xinme
64	lixiuilin
65	SSDDW66
66	YIJIN45
67	Heilig-Meyers
68	zhuxiaoting1988
69	Stacy Estrada
70	lixiujun2956
71	J5J5K5
72	Collin Richard
73	hamillrenea5
74	jimmy33002
75	liuchang823
76	dutianxia123
77	zhupingjing1791
78	chenyelin1123
79	Dhdgxggggggchfgchfhghgf
80	ZHAOLINGJIE
81	xumeidan4565489
82	ranpin2364
83	jettmcgilltranjwzk



84	luiuhao
85	chenyanna
86	skystore_love
87	junhaizya
88	migyauay
89	schimmelkerstin2
90	85635986
91	Amxkxjkxknxznxjzknxncnxkz
92	Vulcanic
93	chenjianyue5571
94	zlyuy
95	f5r5rr
96	wujunzhe15815824
97	n3n36
98	doughmaker
99	lifeilong39
100	liweiheng
101	kertzmannjonathan4
102	jyvguvji
103	jiaxiuyun6666
104	Debbie Wiley
105	YIJIN56
106	jimmy33003
107	YIJIN23
108	shaochuang08
109	Jierbeinb Tangsy
110	Discovery Green
111	dongliang1343
112	xuwei0444
113	wangzhe6316
114	zangquan0105
115	zhangbiqiang9527
116	Feneryin pants
117	geshaolin19502
118	Megan W Bowman
119	QWQQ6
120	chengyanan5055
121	aiyukun2619
122	YIJIN57
123	yangjianbin123
124	guoyongfu5263
125	Harold Smitha
126	surprise xiao

127	ivan Zoll
128	Darrylko
129	thieuanhhoang85927
130	Drifting Larch
131	cangwujknagl
132	liuyang7181
133	weiguangsunge
134	kanglongsheng4444
135	zhangzhenren1
136	tangxiaolian38100
137	luxuling20568
138	Food Mart
139	khanhanmai49022
140	James Romero
141	Sarah V Teeple
142	mahg
143	Jason Mallory
144	cehngjinyang29005
145	duqian668
146	wangyuan1234
147	jianghongxiao91780
148	baobinhmai53418
149	guanpengpeng01620
150	xushengfei1073
151	tuankietmai73399
152	songziyi16825
153	Earnest McKenzie
154	huangjiahui95691
155	Western Refining Inc.
156	dongjie85979
157	William C Carr
158	KnightHughesq074w
159	Costa Trades
160	jidaoguo4603
161	Alfred E Soccorso
162	Kim Mason
163	ngochangphan49564
164	wangqiuyan1627
165	yerlysvquugsve
166	Melanfdgdfs
167	sangyuanji84983
168	Susan J Anderson
169	dicefxoqkon

170	Michelede
171	DHart-studio
172	happinessmore
173	quanxiaomaoyi
174	小灵儿的等等
175	Bei Yang Bo Tian Dian Zi Shang Wu Shang Hang
176	HarijasStore
177	Iumi
178	King Crab
179	JiaChenBaiHuo
180	hengZiBoShiZ
181	Eirlys SHOP
182	AYMAYM.Good
183	NavadaStore
184	zhengxiaomeishangmaoyouxiangongsi
185	guoqinshangmaoyouxiangongsi
186	xunyangguankouzhenxiaotangrenbaihuodian
187	xianyouxianlonghualatangfuyanfuzhuangjingyingbu
188	huiwanshangmao
189	xianshi baqiaoqu fufu xiangbaodian
190	HAIKOULONGHUAXIAOJIESHANGMAOYINGHANG
191	Linyilanshanxinwangchuwei
192	JianOuShiSanRenXingMaoYiYouXiaGongSi
193	JINGERCHAI
194	Home Decoration Poster
195	Szshbdyxgs
196	EMME Store
197	Toy Trading Company
198	lihongdedian
199	Xinhui Network Technology Co., Ltd
200	FlyFlyFlysky
201	Hornet Park
202	yunganniuniu
203	chenlinshangmaoyouiangongsi
204	chenyededianpu
205	mau weiw tianming
206	LMLLUA
207	yzq2011
208	kangpangen
209	ART Wall Art
210	Gekuangdy
211	Qi Wan Wei Department Store
212	linzhaogang11

213	zhangART
214	huiqin001
215	蔡雪哥
216	jileshop
217	帅想