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

ALICE COOPER,

Plaintiff,

Case No. 22-cv-02117

v.

Judge Sharon Johnson Coleman

THE PARTNERSHIPS AND NINCORPORATED ASSOCIATIONS IDENTIFIED ON SCHEDULE "A",

Magistrate Judge Beth W. Jantz

Defendants.

## PRELIMINARY INJUNCTION ORDER

Plaintiff ALICE COOPER ("ALICE COOPER" or "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 "Defendant Internet Stores"). After reviewing the Motion and the accompanying record, this Court GRANTS ALICE COOPER's Motion in part as follows.

This Court finds ALICE COOPER has provided notice to Defendants in accordance with the Temporary Restraining Order entered April 29, 2022, [18] ("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, ALICE COOPER 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 and counterfeit versions of ALICE COOPER's federally registered trademark, which is covered by U.S. Trademark Registration No. 5,780,525 (the "ALICE COOPER Trademark") to residents of Illinois. In this case, ALICE COOPER 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 counterfeit versions of the ALICE COOPER Trademark. *See* Docket No. [12], which includes screenshot evidence confirming that each Defendant e-commerce store does stand ready, willing and able to ship its counterfeit goods to customers in Illinois bearing infringing and/or counterfeit versions of the ALICE COOPER Trademark.

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 ALICE COOPER's previously granted Motion for Entry of a TRO establishes that ALICE COOPER has demonstrated a likelihood of success on the merits; that no remedy at law exists; and that ALICE COOPER will suffer irreparable harm if the injunction is not granted.

Specifically, ALICE COOPER has proved a *prima facie* case of trademark infringement because (1) the ALICE COOPER Trademark is a distinctive mark and is registered with the U.S. Patent and Trademark Office on the Principal Register, (2) Defendants are not licensed or authorized to use the ALICE COOPER Trademark, and (3) Defendants' use of the ALICE COOPER Trademark is causing a likelihood of confusion as to the origin or

sponsorship of Defendants' products with ALICE COOPER. Furthermore, Defendants' continued and unauthorized use of the ALICE COOPER Trademark irreparably harms ALICE COOPER through diminished goodwill and brand confidence, damage to ALICE COOPER's reputation, loss of exclusivity, and loss of future sales. Monetary damages fail to address such damage and, therefore, ALICE COOPER 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 ALICE COOPER Trademark 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 ALICE COOPER product or not authorized by ALICE COOPER to be sold in connection with the ALICE COOPER Trademark;
  - b. passing off, inducing, or enabling others to sell or pass off any product as a genuine ALICE COOPER product or any other product produced by ALICE COOPER, that is not ALICE COOPER's or not produced under the authorization, control, or supervision of ALICE COOPER and approved by ALICE COOPER for sale under the ALICE COOPER Trademark;
  - c. committing any acts calculated to cause consumers to believe that Defendants' products are those sold under the authorization, control, or supervision of ALICE

- COOPER, or are sponsored by, approved by, or otherwise connected with ALICE COOPER; 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 ALICE COOPER, nor authorized by ALICE COOPER to be sold or offered for sale, and which bear any of ALICE COOPER's trademarks, including the ALICE COOPER Trademark, or any reproductions, counterfeit copies, or colorable imitations.
- Defendants shall not transfer or dispose of any money or other of Defendants' assets in any of Defendants' financial accounts.
- 3. Upon ALICE COOPER'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' Defendant Internet Stores, including, without limitation, any online marketplace platforms such as ContextLogic Inc. d/b/a Wish.com ("WISH"), (collectively, the "Third Party Providers"), shall, within five (5) business days after receipt of such notice, provide to ALICE COOPER 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 Defendant Internet Stores and Defendants' financial accounts, including Defendants' sales and listing history related to their respective Defendant Internet Stores; 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, WISH, or other merchant account providers, payment providers, third party processors, and credit card associations (e.g., MasterCard and VISA).
- 4. Upon ALICE COOPER's request, those with notice of this Order, including the Third Party Providers as defined in Paragraph 3, shall within five (5) business 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 ALICE COOPER Trademark.
- 5. Any Third Party Providers, including WISH, shall, within five (5) business 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 Thomas Schlegel, 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. ALICE COOPER 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 Thomas Schlegel 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 "Liaoyuanting1005 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 Thomas Schlegel [12], and the TRO [18] 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 Cooper shall remain with the Court until a final disposition of this case or until this Preliminary Injunction is terminated.

## SO ORDERED:

Sharon Johnson Coleman United States District Judge

Dated: 5/12/2022

## Schedule A

No.	Defendants
1	Liaoyuanting1005
2	lienhui586878
3	lijiachengz
4	lijiachneg8049
5	lijiefeng888666
6	likehao48554
7	Linfa6376
8	linhaling
9	linlingw
10	linmeiqing6019
11	linshenhaya
12	linteeshirt
13	linyu49960
14	liruihuan1134
15	liruitang23970
16	lishengwei91877
17	lishuangle54643
18	lisuhuidiu
19	liudawnag23936
20	liuguotan24313
21	liuhaodong23914
22	liujiahaove
23	liujielun fashion
24	liujunru fashion
25	liulei8889
26	liushansha22790
27	liuwenhao6288
28	liuyandong
29	liuyangcheng32850
30	liuzewang1788
31	liuzhen fashion
32	Liweihua1995305
33	liwenxang74380166
34	lixiaoshun55701
35	liyao123321
36	liyonghang30929
37	liyueting42209
38	liyuxin997

39	lizixi1217
40	Longxiang water pressure pump
41	lonmhkiy
42	LOUE
43	Love Store Love Family
44	LOVELY MAMIHAHA
45	lsfdj
46	luoqi4455
47	luoshuanglin0812
48	luoxiaolong19950408
49	lvmeng fashion
50	lxlaksdbuizxbcn
51	lywaskdjasodzxo
52	lzasihdshzxc
53	LZX8910
54	mafengqin159357
55	MALING998
56	mamingchen23870
57	man1314
58	manqiuxiang66058
59	maoyifei fahion
60	Margaret Needham
61	markgeffers4
62	marty017u3zuvn
63	Mary Anne Jorgenson
64	maxiaofei32873
65	MaxPulliam
66	Melanie Lewis
67	Melinda Kelsay
68	minzustyle
69	MIRROR.Store2035
70	MistyFigueroa
71	mnbipjhg online store
72	muguangrong
73	MultiCommerce Julito
74	myselfs
75	nanshannanbian
76	nesgosen
77	niconreoma
78	niebromick543
79	niuyanyan5289

80	niyin fashion
81	ny7vf54
82	oeirhkjng
83	okvoyfuon
84	oruejpzent
85	osienuhrbn
86	ouyongfeng8899
87	pangzhaoou1
88	Pedro Zavala
89	peimengyue55108
90	PeNoah
90	
	Philipp Cuny
92	pingshuizhishi
93	q6q6qw5
94	QiangenglianshuvQ
95	qiangjia fashion
96	qiketeer
97	qin fashion world
98	qinkongbo0293
99	qinluran66
100	qinyue
101	qiuxun0633
102	qiuyahong fashion
103	qixiuzhen131
104	RenxixianiX
105	RoryCharlottedPsN
106	S6D6F6
107	S9S9
108	Sam C Cameron
109	SamanthaSusanaQfSf
110	Sampson
111	Sannixiaha
112	sara swan
113	Scott Johnson1
114	SebastianCecildUfWcL
115	sfcbnx online store
116	ShashinanyiiDy
117	shenqijun5866
118	shenxinxing0828
119	shenzhenshiyixinghetouzifazhanyouxiangongsi
120	Shopwirld
-	•

121	sjxjsu
122	skystore love
123	songchunyue
124	songjiangling23983
125	Stefano Vicini
126	StevenCooper
127	sunguoqing245
128	sunqi4019
129	sunqingxia1212
130	sunyuan00852
131	supremxvjmbnl
132	suwenzuo24287
133	tangxiaolian38100
134	tanmenru
135	Tanner Joaquin
136	tanzhenyan123
137	taozhiqiang67931
138	Thomas Duff
139	TTDEF
140	Tuebebai bags
141	VBJHCGfty
142	Venbin Wutong
143	Vendoudu Toys
144	Vendouya Shoes
145	Venwei Youhe
146	VitaMarshoJsTj
147	Wakefield Crowbar
148	WAN LETTER MORE DUPEN
149	wangbo7116
150	wanghuanhuan312X
151	wanghuimin83617
152	wangjiaxin12323
153	wangjintao22785
154	wanglili86960
155	wanglina26691
156	wanglina55008
157	wanglinboshop
158	wangqing64090
159	wangshuling1
160	wangying369
161	wangzhe6316

162	wangzhongrui
163	wangzihao24272
164	wanxianzongqin
165	weed shop kvc
166	weiqi fashion
167	weixiaopanjing
168	wfh36
169	wuguizhen89169
170	wukexin464565
171	wuqian Store me4838
172	wuyongqing
173	wuzhongye
174	wybabt
175	xcnvbyfio
176	xiangxueli83626
177	xiangyunping
178	xiaojian2736
179	xiaoming fashion
180	xie shuxianer
181	xieliang fashion
182	xieqingquan666666
183	xiexinyu1134
184	xingwei shopping
185	xingyuanyuan22796
186	xinwenqiang36093
187	xiupong
188	xuanjingru83621
189	xuedandan2049
190	xuexiuwen2134
191	xujun92547
192	xuqingyi4029
193	xuyixiang92330
194	yanchunyu008
195	yanghuaying24026
196	yanglei2897
197	yanglijing01560
198	yangshangang13169
199	yangxingyu2219
200	yangxuying3764
201	yangyang55034
202	yansenguang24266

203	yaoyi49341
204	yaozhenliang895
205	YebeishanbD
206	Yessoohh
207	YLM
208	yongyuannianqingdewo
209	yrhfrtu8787u
210	yuanhdesub
211	YUANYUAN1210OK
212	yujunke24033
213	Yummy Tummies Groceries
214	yupingping163
215	yuqilibgusn
216	yuqiu fashion
217	yusuo3843
218	yuzhenxiong24281
219	zaihaonian
220	zanghongdi
221	Zeyibei Bedding
222	zhangfengqi123456
223	zhanghui fashion
224	zhangjincheng83607
225	zhangmengge73353
226	zhangwenyong24106
227	zhangxiangjin2884
228	zhangxiaofeng135
229	zhangxinning6329
230	zhangyaru55105
231	zhangyouqian24028
232	zhangyunhua55199
233	zhangzhanyun123
234	zhangzongyuan24093
235	zhaojinjin
236	zhaoshefeng56234
237	zhaowenqian80301
238	zhapmengyuan44705
239	zhengyan8
240	zhengyu5684658
241	zhouaming fashion
242	zhoukehan55106
243	zhoumo6753

244	zhoupancheng00284
245	zhuitaowuxia
246	ZhuizhuibengziuTf
247	Zhujiajin336199
248	zhujie6398
249	zhupei fashion
250	Zizisunny Toys