

**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.

Case No. 22-cv-04445

**Judge Mary M. Rowland**

**Magistrate Judge Sheila M. Finnegan**

**PRELIMINARY INJUNCTION ORDER**

Plaintiff (“LEGEND PICTURES” 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 LEGEND PICTURES’ Motion in part as follows.

This Court finds LEGEND PICTURES has provided notice to Defendants in accordance with the Temporary Restraining Order entered August 24, 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, LEGEND PICTURES 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 LEGEND PICTURES' federally registered trademarks, which are protected by 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") to residents of Illinois. In this case, LEGEND PICTURES 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 purchase products using counterfeit versions of the PACIFIC RIM Trademarks and PACIFIC RIM 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 counterfeit goods to customers in Illinois bearing infringing and/or counterfeit versions of the PACIFIC RIM Trademarks and PACIFIC RIM 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 LEGEND PICTURES' previously granted Motion for Entry of a TRO establishes that LEGEND PICTURES has demonstrated 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 and copyright 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 any of the PACIFIC RIM Trademarks or 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' 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 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 PACIFIC RIM Trademarks and PACIFIC RIM Works 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 LEGEND PICTURES 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 LEGEND PICTURES product or any other product produced by LEGEND

PICTURES, that is not LEGEND PICTURES' 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 LEGEND PICTURES; 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 LEGEND PICTURES, nor authorized by LEGEND PICTURES to be sold or offered for sale, and which bear any of LEGEND PICTURES' trademarks or copyrights, including the PACIFIC RIM Trademarks and PACIFIC RIM Works, or any reproductions, counterfeit 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 LEGEND PICTURES' 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 eBay, Inc. ("eBay"), PayPal, Inc. ("PayPal"), ContextLogic, Inc. d/b/a Wish.com ("WISH"), and Amazon Payments, Inc. ("Amazon") (collectively, the "Third Party Providers"), shall, within seven (7) calendar

days after receipt of such notice, provide to LEGEND PICTURES 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, eBay, PayPal, WISH, and Amazon, or other merchant account providers, payment providers, third party processors, and credit card associations (e.g., MasterCard and VISA).
4. Upon LEGEND PICTURES' 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 counterfeit and infringing goods using the PACIFIC RIM Trademarks and PACIFIC RIM Works.

5. Any Third Party Providers, including eBay, PayPal, WISH, and Amazon, 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 3 to the Declaration of Kristina Holliman, 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. LEGEND PICTURES 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 3 to the Declaration of Kristina Holliman 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 "cczshop001 and all other Defendants identified in the Operative Complaint" that shall apply to all Defendants. The combination of providing notice via electronic publication or 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 3 to the Declaration of Kristina Holliman [13], 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 LEGEND PICTURES shall remain with the Court until a final disposition of this case or until this Preliminary Injunction is terminated.

SO ORDERED:



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Mary M. Rowland  
United States District Judge

Dated: September 7, 2022

**Schedule A**

<b>No.</b>	<b>Defendants</b>
1	cczshop001
2	chenxing_6070
3	dengzedengze_0
4	guozh_4832
5	jinsebox
6	jo4mebut_27
7	lilupingan2018
8	puzzle.mania
9	ruclak_44
10	shaode-36
11	suzhou_6
12	the best store for you
13	warsticks1218
14	2020yaya
15	20823toy
16	aadddz
17	beautiful-888888
18	Big Dan IC Furniture
19	Bojia food
20	BUHAIAILAOPO210
21	Cai bin shop
22	Candice55
23	Contour Queens
24	Current year talk
25	Deng wen yuan shop
26	Display&Case
27	Duanyixuan1shop
28	Easy Beauty One
29	Effortless Beauty
30	Ellestylish
31	E-Xpirit Scooters
32	F&D TIRE SHOP
33	F45 Training Summerwood
34	Fantastic Toy Base
35	farleyblai
36	fdshvbg
37	Gao qi shop
38	gaominghui223
39	Golf Center at Northwoods
40	GuoZhiQiangshop
41	haeey
42	Hai xiao shop



43	Handingding
44	HDTFHD757
45	Hemaoqingshop
46	hgfdsa
47	Hicshtensety
48	Hogwild Records EZ
49	Home Pro Organizing
50	houzhijinshop
51	huchenhui92
52	HUIJUNFUSHI
53	Hulichengshop
54	interracial
55	iOS ETutorials By Sheldon
56	IROPWEK
57	J&R Filaments
58	Jiangaihua
59	jianghuilianshop
60	juancgty
61	KAREN66058
62	kellycanales90077108
63	La Playa Restaurant
64	LanZhiHang
65	LIGANG SHOP
66	Lijinlongshop
67	lingguiquans
68	Linsmy ying
69	Lisunshinver
70	Liu peng wei shop
71	liuqiling1314
72	lixiaotong shop
73	LY2020
74	MAGGjing5136
75	mahongliang Shop
76	mahuishop
77	mai huong
78	MamBa Yellow
79	Max and Louie New York
80	MENGJIQIAO Official Store
81	Miss Long`s shop
82	ocumareshtpr
83	OH55 SSA San Pedro
84	otew69
85	Owennnn
86	PEDRO LUIS ESCOBAR
87	PXiang Shop

88	Ranger Creek Brewing
89	Real Greens Futbol Club
90	San Fernando Cathedral
91	sangyuanji84983
92	Saysix
93	sbysu
94	shengjiahao178226
95	Shidaliang
96	Shijiahong
97	Shop integrity
98	solutionsd
99	somdhueo
100	Son Shop77
101	songwenli2694
102	soswhole
103	spx951005
104	sunchuangwei8163
105	SunWeishop
106	tangdingyan9002
107	The Beauty Rules
108	tjr888
109	Toys & Game Console
110	Truck Source Diesel
111	True Face Beauty
112	vajajjs
113	Vonsady
114	wagnsijiee
115	wangjian198138
116	wanglina26691
117	WangYaRushop
118	WangYing11shop
119	WangYuXiangshop
120	WangZhanQunshop
121	Warajected
122	Weisongjunshop
123	wenhuaren
124	wilk-01
125	yidengl2
126	Chicken Blood Jade Collection
127	Encountero Flora
128	Jiacheng Jusheng Trading
129	jikbig
130	Jimu store
131	JunXiangzhao
132	JZMNB-JP

133	linanencaimaoyishanghang
134	minglangzhaoming80
135	mistywind
136	Mu Guangquan
137	ONCHEE TECHNOLOGY LIMITED
138	rejkhgdbvh
139	renbeibeidfwr2
140	Sanyin Xiamen Management Consulting
141	shenzhenshiweifengyuanchuangyefuhuayouxiangongsi
142	songshanqujunlanwujinmenshi
143	sxxushenggongmao-
144	tangshewangluokeji
145	Tolibavia
146	UJKN
147	Under(cover)
148	wangkaikai8576
149	Wei Qing Rong 11
150	WOSHIXIAOQIAN
151	xianshibeilingubeibinbaihuodian
152	XinHaoFigure
153	xinxinyuang
154	Xuanyanglitong
155	XuMo-shop
156	yhkg
157	Ylante
158	yynq
159	ZMHJ
160	zyingshop
161	亳州市赋柔商贸
162	百色市右江区昱翔商贸有限公司