

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

PACIFIC MARKET INTERNATIONAL,
LLC AND PMI WW BRANDS, LLC,

Plaintiffs,

v.

THE INDIVIDUALS, CORPORATIONS,
LIMITED LIABILITY COMPANIES,
PARTNERSHIPS, AND
UNINCORPORATED ASSOCIATIONS
IDENTIFIED ON SCHEDULE A,

Defendants.

Case No. 26-cv-03470-PAE

PROPOSED PRELIMINARY INJUNCTION ORDER

THIS MATTER comes before the Court on the application of PACIFIC MARKET INTERNATIONAL, LLC (“PMI”) and PMI WW BRANDS, LLC (“WW Brands”) (together, “Plaintiffs”), brought by way of Order to Show Cause, for entry of a Preliminary Injunction (the “Application”) against the Defendants identified on the Schedule A to the [Proposed] Preliminary Injunction Order attached hereto (collectively, “Defendants”) and using at least the domain names or online marketplace accounts identified on the Schedule A (collectively, the “Defendant User Accounts”); and

THE COURT having reviewed the papers in support of the Application; and the Court having found that Plaintiffs meet the criteria for entry of preliminary injunctive relief; and

This Court further finds that it has personal jurisdiction over the Defendants because the Defendants directly target their business activities toward consumers in the United States, including New York, by selling and shipping products into this Judicial District. Specifically,

Defendants are reaching out to do business with New York residents by operating one or more commercial, interactive Internet Stores through which New York residents can purchase counterfeit versions of Plaintiffs' products ("Counterfeit Products") bearing, using, or infringing upon Plaintiffs' trademarks, which include but are not limited to those covered by U.S. Trademark Registration Nos. 643,096; 4,640,026; 5,846,339; and 7,405,350 ("Plaintiffs' Trademarks"), and/or embodying the designs depicted in Plaintiffs' design patents, which include but are not limited to those covered by U.S. Patent Nos. US D805,838 S and US D1,092,146 S ("Plaintiffs' Patents", together with Plaintiffs' Trademarks, "Plaintiffs' IP").

THIS COURT having determined that the evidence submitted in support of the Application establishes Plaintiffs have a likelihood of success on the merits; that no remedy at law exists; and that Plaintiffs will suffer irreparable harm, if the injunction is not granted including for example:

1. Through the Declarations of Shanna A. Lehrman and Christopher Tom and accompanying evidence, Plaintiffs have proven a *prima facie* case of trademark infringement because (1) Plaintiffs' Trademarks are registered with the U.S. Patent and Trademark Office and Plaintiff PMI hold all rights, title, and interest in and to Plaintiffs' Trademarks; (2) Plaintiffs develop, market, and sell products using Plaintiffs' Trademarks; (3) Defendants make, use, offer for sale, sell, and/or import into the United States for subsequent sale or use products using the marks covered by Plaintiffs' Trademarks; (4) an ordinary observer would be deceived into thinking that the Counterfeit Products are the same as Plaintiffs' products or would be confused by Defendants' use of Plaintiffs' Trademarks; and (5) Defendants are not

licensed or authorized to use Plaintiffs' Trademarks and none of the Defendants is an authorized retailer of genuine versions of Plaintiffs' products.

2. Through the Declarations of Shanna A. Lehrman and Christopher Tom and accompanying evidence, Plaintiffs have proven a *prima facie* case of design patent infringement because (1) Plaintiffs' Patents were granted by the U.S. Patent and Trademark Office and Plaintiff PMI hold all rights, title, and interest in and to Plaintiffs' Patents; (2) Plaintiffs develop, market, and sell products using Plaintiffs' Patents; (3) Defendants make, use, offer for sale, sell, and/or import into the United States for subsequent sale or use products using the marks covered by Plaintiffs' Trademarks; (4) an ordinary observer would be deceived into thinking that the Counterfeit Products are the same as Plaintiffs' products or would be confused by Defendants' use of Plaintiffs' Patents; and (5) Defendants are not licensed or authorized to use Plaintiffs' Patents and none of the Defendants is an authorized retailer of genuine versions of Plaintiffs' products.
3. Defendants' continued and unauthorized use of Plaintiffs' IP irreparably harms Plaintiffs through diminished goodwill and brand confidence, damage to Plaintiffs' reputation, loss of exclusivity, and loss of future sales.
4. Monetary damages fail to address such damage and, therefore, Plaintiffs have an inadequate remedy at law.
5. The public interest is served by entry of this Preliminary Injunction to dispel the public confusion created by Defendants' actions.

THIS COURT having determined, therefore, that injunctive relief initially granted in the Temporary Restraining Order ("TRO") on May 1, 2026 [Dkt. No. 23] and later extended on May

14, 2026 [Dkt. No. 24] should remain in place through the pendency of this litigation and issuing this Preliminary Injunction is warranted under Federal Rule of Civil Procedure 65;

NOW THEREFORE, on this 27th day of May, 2026, this Court ORDERS the following:

1. Defendants, their affiliates, officers, agents, servants, employees, attorneys, confederates, and all persons acting for, with, by, through, under, or in active concert with them be temporarily enjoined and restrained from

- a. Using Plaintiffs' Trademarks 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 Counterfeit Products;
- b. Passing off, inducing, or enabling others to sell or pass off any product as a genuine version of Plaintiffs' products that is not, in fact, a genuine version of Plaintiffs' products and/or not produced under the authorization, control, or supervision of Plaintiffs and approved by Plaintiffs for sale using Plaintiffs' Trademarks;
- c. Committing any acts calculated to cause consumers to believe that Defendants' Counterfeit Products are those sold under the authorization, control, or supervision of Plaintiffs, or are sponsored by, approved by, or otherwise connected with Plaintiffs;
- d. Further infringing Plaintiffs' Trademarks and damaging Plaintiffs' goodwill;

- e. 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 Plaintiffs, nor authorized by Plaintiffs to be sold or offered for sale, and which bear Plaintiffs' Trademarks or any reproductions, counterfeit copies, or colorable imitations thereof;
- f. Using the designs embodied in Plaintiffs' Patents or any colorable imitations thereof in any manner in connection with the distribution, marketing, advertising, offering for sale, or sale of any Counterfeit Products;
- g. Passing off, inducing, or enabling others to sell or pass off any product as a genuine version of Plaintiffs' Products that is not, in fact, a genuine version of Plaintiffs' products and/or not produced under the authorization, control, or supervision of Plaintiffs and approved by Plaintiffs for sale using Plaintiffs' Patents;
- h. Committing any acts calculated to cause consumers to believe that Defendants' Counterfeit Products are those sold under the authorization, control, or supervision of Plaintiffs, or are sponsored by, approved by, or otherwise connected with Plaintiffs;
- i. Further infringing Plaintiffs' Patents and damaging Plaintiffs' goodwill; and
- j. 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 Plaintiffs, nor authorized by Plaintiffs to be sold or offered for sale, and which uses the design(s) embodied in Plaintiffs' Patents or any colorable imitations thereof.

2. Each Defendant, within fourteen (14) days after receiving notice of this Order, shall serve upon Plaintiffs a written report under oath providing (a) their true name and physical address; (b) all websites and online marketplace accounts on any platform that they own and/or operate; (c) their financial accounts, including by way of example, all Alibaba, AliPay, AllPay/GoAllPay, Amazon, Bank of China, Coinbase, DHgate, eBay, HyperWallet, JD.com, Joom, Lakala, LianLian, OFX, Paxful, PayEco, Payoneer, PayPal, PingPong, SellersFunding, Shein, Shopify, Stripe, Temu, Union Mobile/UmPay/UmPay2, Temu, Walmart, Wise/TransferWise, Wish, and World First accounts; and (d) the steps taken by each Defendant to comply with paragraph 1, a through j, above

3. Within five (5) days of receipt of this Order, Alibaba, DHgate, eBay, Shein, Walmart, and any other online marketplace platform or service provider hosting or servicing a Defendant User Account are directed to disable and cease providing services for any Defendant User Accounts through which Defendants are currently engaged in the sale of counterfeit and infringing goods using Plaintiffs' IP.

4. Defendants and any third party with actual notice of this Order who is providing services for any of the Defendants, or in connection with any Defendant User Account, including, without limitation, any online marketplace platforms such as Alibaba, Amazon, DHgate eBay, Etsy, Redbubble, Shein, Temu, Walmart, Wish, 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 AliPay, AllPay/GoAllPay, Amazon,

Bank of China, Coinbase, DHgate, eBay, HyperWallet, JD.com, Joom, Lakala, LianLian, OFX, Paxful, PayEco, Payoneer, PayPal, PingPong, SellersFunding, Shopify, Stripe, Temu, Union Mobile/UmPay/UmPay2, Walmart, Wise/TransferWise, Wish, and World First, third party processors and other payment processing service providers, shippers, and domain name registrars (collectively, the “Third Party Providers”) shall, within five (5) business days after receipt of such notice, provide to Plaintiffs 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, servants, employees, confederates, 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 the Defendant User Accounts, and Defendants’ financial accounts, as well as providing a full accounting of Defendants’ sales and listing history related to their respective Defendant User Accounts;
- c. Defendant User Accounts or any domain name registered by Defendants;
- d. Any financial accounts owned or controlled by Defendants, including their agents, servants, employees, confederates, 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, Alibaba, AliPay, AllPay/GoAllPay, Amazon, Bank of China, Coinbase, DHgate, eBay, HyperWallet, JD.com, Joom, Lakala, LianLian, OFX, Paxful,

PayEco, Payoneer, PayPal, PingPong, SellersFunding, Shein, Shopify, Stripe, Union Mobile/UmPay/UmPay2, Temu, Walmart, Wise/TransferWise, Wish, World First, or other merchant account providers, payment providers, third party processors, and credit card associations (e.g., MasterCard and VISA).

5. 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.

6. Alibaba, DHgate, eBay, Shein, Temu, and any other online marketplace platform or service provider hosting or servicing a Defendant User Account shall, within five (5) business days of receipt of this Order, for any Defendant or any of Defendants' Online Marketplace Accounts or websites

- a. Locate all accounts and funds connected to and related to Defendants, Defendants' Online Marketplace Accounts or Defendants' websites, including, but not limited to, any Alibaba, AliPay, AllPay/GoAllPay, Amazon, Bank of China, Coinbase, DHgate, eBay, HyperWallet, JD.com, Joom, Lakala, LianLian, OFX, Paxful, PayEco, Payoneer, PayPal, PingPong, SellersFunding, Shein, Shopify, Stripe, Temu, Union Mobile/UmPay/UmPay2, Walmart, Wise/TransferWise, Wish, and World First accounts connected to and related to the Defendants listed in Schedule A to this order; and
- b. Restrain and enjoin any such accounts or funds from transferring or disposing of any money or other of Defendants' assets until further ordered by this Court.

7. Any banks, savings and loan associations, payment processors, or other financial institutions, for any Defendant or any Defendant User Account, shall within five (5) business days of receipt of this Order:

- a. Locate all accounts and funds connected to Defendants, Defendants' Online Marketplace Accounts or Defendants' websites, including, but not limited to, any accounts connected to the Defendants listed in the Schedule A to this Order; 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.

8. Plaintiffs may provide notice of these proceedings to Defendants by electronically publishing a link to the Complaint, this Order, and other relevant documents on a website and by sending an e-mail to all e-mail addresses identified by Plaintiffs and any e-mail addresses provided for Defendants by third parties that includes a link to said website. The combination of providing notice via electronic publication or e-mail, along with any notice that Defendants receive from domain name registrars 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.

9. Plaintiffs' Schedule A to the Complaint, Exhibit 1 to the Declaration of Hou Yingchun, and Exhibit 3 to the Declaration of Christopher Tom shall become unsealed.

10. Any Defendants that are subject to this Order may appear and move to dissolve or modify the Order on two days' notice to Plaintiffs or on shorter notice as set by this Court.

11. The five thousand dollars (\$5,000.00) bond posted by Plaintiffs shall remain with the Court until a final disposition of this case or until this Preliminary Injunction is terminated.

Dated: May 27, 2026

Paul A. Engelmayer
HONORABLE PAUL A. ENGELMAYER
United States District Judge

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SCHEDULE A TO ~~PROPOSED~~ PRELIMINARY INJUNCTION ORDER

DOE No.	Defendant Seller	Defendant Marketplace
1	Guangzhou Honghao Technology Co., Ltd.	https://honghaotoy.en.alibaba.com/contactinfo.html
2	Lu'an Huiyue International Trade Co., Ltd.	https://ahhuiyue.en.alibaba.com/search/product?SearchText
3	Zhejiang Hongfan Industry&Trade Co., Ltd.	https://hongfan.en.alibaba.com/contactinfo.html
4	changkuku	https://www.dhgate.com/store/about-us/21635265.html
5	homedkeep	https://www.dhgate.com/store/about-us/21872513.html
6	jiangzeming	https://www.dhgate.com/store/about-us/21564110.html
7	mucho	https://www.dhgate.com/store/about-us/21635141.html
8	divinekart	https://www.ebay.com/usr/divinekart?_tab=about
9	ecomm_connect_uk	https://www.ebay.com/usr/ecomm_connect_uk?_tab=about
10	GoodLifen	https://www.ebay.com/str/goodlifen
11	qtgyewdoo	https://www.ebay.com/usr/qtgyewdoo
12	s-mart-001	https://www.ebay.com/usr/s-mart-001?_tab=about
13	ABCDEFBSB	https://us.shein.com/store/home?store_code=7300158837
14	American water cup wholesaler 6 stores	https://us.shein.com/store/home?store_code=5491388512
15	Athens Boutique	https://us.shein.com/store/home?store_code=7009914470
16	B.E.S.T	https://us.shein.com/store/home?store_code=5165169618
17	Beiai Marketplace	https://us.shein.com/store/home?store_code=4087805516
18	bin778899	https://us.shein.com/store/home?store_code=5383544559
19	Bost Cinema	https://us.shein.com/store/home?store_code=5862739907
20	Bull Strongman	https://us.shein.com/store/home?store_code=4219383762
21	BUZHIWEN	https://us.shein.com/store/home?store_code=4598487700
22	Civic Business	https://us.shein.com/store/home?store_code=2761954331
23	El Theater	https://us.shein.com/store/home?store_code=1724365453
24	esfcas	https://us.shein.com/store/home?store_code=1640173636
25	ETYSGSGRTE SHOP	https://us.shein.com/store/home?store_code=3804792412
26	Fansphere	https://us.shein.com/store/home?store_code=7954012139
27	Feiping	https://us.shein.com/store/home?store_code=6936662070
28	For My Guest	https://us.shein.com/store/home?store_code=5047919988
29	For You Want	https://us.shein.com/store/home?store_code=4597332233
30	ggdhnzbzdegtnhsz	https://us.shein.com/store/home?store_code=8659443973
31	GZ KLD stickers	https://us.shein.com/store/home?store_code=2254321890
32	Hongjunzi	https://us.shein.com/store/home?store_code=7249086196

DOE No.	Defendant Seller	Defendant Marketplace
33	Huang Ming Xu	https://us.shein.com/store/home?store_code=3518197354
34	Incomtins	https://us.shein.com/store/home?store_code=5216938899
35	infinetech	https://us.shein.com/store/home?store_code=9092650826
37	JOHNATHAN WALTON	https://us.shein.com/store/home?store_code=7214158562
38	JS0098	https://us.shein.com/store/home?store_code=9331849457
39	KkziziShop	https://us.shein.com/store/home?store_code=4771149118
40	lairuiming	https://us.shein.com/store/home?store_code=2635784385
41	Magic Capsules	https://us.shein.com/store/home?store_code=6307846776
42	MAREE KEVEN	https://us.shein.com/store/home?store_code=6736098566
43	MCOKTAN	https://us.shein.com/store/home?store_code=2453316283
44	MUTIANCup collection shop	https://us.shein.com/store/home?store_code=6785978148
45	NiceForALL	https://us.shein.com/store/home?store_code=6041667139
46	NNiu888	https://us.shein.com/store/home?store_code=2859265521
47	PONGDT	https://us.shein.com/store/home?store_code=9195994800
48	Prosperity Bar	https://us.shein.com/store/home?store_code=2272796492
49	QGBHTY	https://us.shein.com/store/home?store_code=5168961456
50	RAMIREZ	https://us.shein.com/store/home?store_code=6904609541
51	RUIQI24	https://us.shein.com/store/home?store_code=4207499985
52	SAYERS	https://us.shein.com/store/home?store_code=6681559312
53	SGSDGDGS	https://us.shein.com/store/home?store_code=7095174490
54	Shengmanq	https://us.shein.com/store/home?store_code=6680846225
55	SOOOOO CUTE	https://us.shein.com/store/home?store_code=1456164613
56	topluxury	https://us.shein.com/store/home?store_code=6177664574
57	tydcfyfcv	https://us.shein.com/store/home?store_code=6092134882
58	uyttgdffg	https://us.shein.com/store/home?store_code=9480673211
59	VHGJHG	https://us.shein.com/store/home?store_code=2869726815
60	Water container	https://us.shein.com/store/home?store_code=7128132315
61	xiaoqin' store	https://us.shein.com/store/home?store_code=4307850971
62	YingZhiJian	https://us.shein.com/store/home?store_code=6320791548
63	younim	https://us.shein.com/store/home?store_code=6051737060
64	Yran Marketplace	https://us.shein.com/store/home?store_code=6518881910
65	zhanrikuidedian	https://us.shein.com/store/home?store_code=9314661866
66	Kind Cup	https://www.temu.com/mall.html?mall_id=634418228200576
67	OWH HZCNMY	https://www.temu.com/mall.html?mall_id=634418226987377
68	Pzhongshop	https://www.temu.com/mall.html?mall_id=634418227340616