

IN THE UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

CASE NO.: 1:25-cv-21356-ALTMAN

XYZ CORPORATION,

Plaintiff,

v.

THE INDIVIDUALS, CORPORATIONS,
LIMITED LIABILITY COMPANIES,
PARTNERSHIPS AND UNINCORPORATED
ASSOCIATIONS IDENTIFIED IN
SCHEDULE "A," HERETO,

Defendants.

PLAINTIFF'S MOTION FOR ENTRY OF CLERK'S DEFAULT

Plaintiff XYZ Corporation. ("Plaintiff") hereby moves for Entry of Clerk's Default against certain Defendants identified in Schedule "A" to the complaint (collectively, the "Defaulting Defendants").¹ [Dkt 21-1], The Defaulting Defendants have been separately listed in **Exhibit 1** to the accompanying Declaration of Willam Brees (the "Brees Decl."). Plaintiff makes this motion on the ground that the Defaulting Defendants have failed to appear or otherwise respond to the Complaint within the time prescribed by Federal Rules of Civil Procedure.

On March 27, 2025, the Court authorized electronic service via email on Defendants listed in Schedule "A" in connection with the Temporary Restraining Order ("TRO") [Dkt. No. 11]. On April 8, 2025, Defendants were served with their respective Summons and copies of the Complaint and Temporary Restraining Order via electronic mail ("e-mail") to the email addresses provided

¹ Plaintiff is not seeking entry of Default against Defendant No. 3 (JUAN – Seller ID 10001233229); No. 5 (Ogiraw dba Plyitoys – Seller IDs 10001543560 and 1000265156); No. 7 (Duoif New Style – Seller ID 10001544644); or No. 12 (YXaou – Seller ID 102661419).

by the online marketplace walmart.com in response to request for expedited discovery as permitted by the TRO and via website posting pursuant to the Court's Order authorizing alternate service of process. (Brees Decl. ¶ 4; see Dkt. No. 17 Return of Service on file with the Court.) The deadline to respond to the Complaint and Jury Demand (the "Complaint") [Dkt. No.1] was April 29, 2025. *Id.* at ¶ 5.

Pursuant to Federal Rule of Civil Procedure 12(a)(1)(A), the Defaulting Defendants had twenty-one (21) days to answer or otherwise respond to Plaintiff's Complaint in this action. As of the filing of this Motion, approximately twenty-four days (24) have expired since electronic service was effectuated on the Schedule "A" Defendants, which includes the Defaulting Defendants that are the subject of Plaintiff's Motion. *Id.* at ¶ 7. To date, none of the Defaulting Defendants have answered or otherwise responded to Plaintiff's Complaint. *Id.* at ¶ 8.

WHEREFORE, Plaintiff request that default be entered against Defendants Nos. 1, 2, 4, 6, 8, 9, 10, and 11.

DATED: May 5, 2025

Respectfully submitted,

/s/ William R. Brees

William R. Brees (FL Bar No. 98886)

william@bayramoglu-legal.com

Emily M. Heim (FL Bar No. 1015867)

emily@bayramoglu-legal.com

BAYRAMOGLU LAW OFFICES LLC

11540 W. Warm Springs Rd., Ste 100

Henderson, NV 89014

Tel: (702) 462 – 5973

Counsel for Plaintiff XYZ Corporation

CERTIFICATE OF SERVICE

I hereby certify that on the 5th day of May 2025, I electronically filed the foregoing using the electronic case filing system. Notice of this filing is provided to unrepresented parties for whom contact information is listed below and provided via email and by posting the filing on a URL contained on our website <http://blointernetenforcement.com>, and a link to said website in the email provided by third-party, Walmart

/s/ William R. Brees
William R. Brees (FL Bar No. 98886)
BAYRAMOGLU LAW OFFICES LLC

IN THE UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

CASE NO. 1:25-cv-21356- ALTMAN

XYZ CORPORATION.,

Plaintiff,

v.

THE INDIVIDUALS, CORPORATIONS,
LIMITED LIABILITY COMPANIES,
PARTNERSHIPS AND UNINCORPORATED
ASSOCIATIONS IDENTIFIED IN SCHEDULE
“A,”

Defendants.

**DECLARATION OF WILLIAM R. BREES ES . IN SUPPORT OF
PLAINTIFF’S MOTION FOR ENTRY OF CLERK’S DEFAULT**

I, William R. Brees, Esq., of St. Petersburg, Florida, declare as follows:

1. I am an attorney duly licensed to practice before this Court, and I am counsel for Plaintiff, Hong Kong Yu’En E-Commerce Co. Limited (“Plaintiff”) in the above-captioned matter. I make this Declaration, which is filed in support of Plaintiff’s Motion for Entry of Clerk’s Default, and I could and would testify competently to the matters set forth herein.

2. On March 24, 2025, Plaintiff filed its Complaint and Jury Demand [Dkt. No. 1] against Defendants, the Individuals, Corporations, Limited Liability Companies, Partnerships and Unincorporated Associations identified on Schedule “A” [Dkt. No. 1-1] (collectively, “Defendants”).

3. On April 8, 2025, Defendants were served with their respective Summons and copies of the Complaint and Temporary Restraining Order via electronic mail (“e-mail”) and via website posting pursuant to the Court’s Order authorizing alternate service of process. (See Dkt. No. 17 Return of Service on file with the Court.)

4. The deadline to respond to the Complaint and Jury Demand (the “Complaint”) [Dkt. No.1] was April 29, 2025.

5. The Defendants have not been granted an extension of time to respond to the Complaint.

6. As of the filing of this Motion, approximately twenty-four days (24) have expired since electronic service was effectuated on the Schedule "A" Defendants.

7. Defendant Nos. 1, 2, 4, 6, 8, 9, 10, and 11 (the “Defaulting Defendants”) have failed to answer or otherwise respond to the Complaint, or serve a copy of the Answer or other response upon Plaintiff’s attorneys of record. A list of the Defaulting Defendants is attached hereto as **Exhibit 1**.

I declare under penalty of perjury under the laws of the United States of America the foregoing is true and correct.

Executed on May 5, 2025, in St. Petersburg, Florida.

Respectfully Submitted

By: /s/ William R. Brees

WILLIAM R. BREES (FL BAR NO. 98886)

CERTIFICATE OF SERVICE

I hereby certify that on the 5th day of May 2025, I electronically filed the foregoing using the electronic case filing system. Notice of this filing is provided to unrepresented parties for whom contact information is listed below and provided via email and by posting the filing on a URL contained on our website <http://blointernetenforcement.com>, and a link to said website in the email provided by third-party, Walmart

/s/ William R. Brees
William R. Brees (FL Bar No. 98886)
BAYRAMOGLU LAW OFFICES LLC

EXHIBIT 1

XYZ Corporation v. The Individuals, Corporations, Limited Liability Companies,
Partnerships and Unincorporated Associations Identified in Schedule "A" Hereto

DEFAULTING DEFENDANTS

No.	Seller's Name	Seller ID
1	GuangZhouShiQingLuoErWanJuYouXian GongSi CFLVAEK	101564303
2	Guangzhoushixinfudianzishangwuyouxia ngongsi Clothing and Home Décor	101186446
4	guangzhouhuyuanchenmaoyiyouxiangong si Klmhd	101633879
6	Shenzhenshigedaleijiajuyongpinyouxian ongsi PHGHQ	101591882
8	shenzhenshirongbojindianzishangwuyouxi angongsi Hicidod dba GuangZhouYiFuSiWangLuoKeJiYouXian GongSi Qeaghou	102494103 101647241
9	Guangzhouchengchengshipinyouxian si rtKFRfl	102661419
10	GuangZhouShiGuanLiWenMaoYiYouXia nGongSi Wiyuqeen	101526150
11	wu han shi kong meng shang mao you xian gong si XEDZYT Clothing	101365789

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ASSOCIATIONS IDENTIFIED IN
SCHEDULE "A,"

Defendants.

_____/

**[PROPOSED] ORDER GRANTING PLAINTIFF'S MOTION
FOR ENTRY OF CLERK'S DEFAULT**

Before the Court is Plaintiff XYZ Corporation's motion for entry of clerk's default pursuant to Federal Rule of Civil Procedure 55(a) (the "Motion") against certain non-appearing, through the filing of an answer or otherwise responsive pleading, Schedule "A" Defendants (the "Defaulting Defendants"). Plaintiff has excluded from its Motion all Schedule "A" Defendants that have settled the claims for relief asserted against them. A true and correct listing of the Defaulting Defendants is included in this Order.

Finding good cause, the Court hereby **GRANTS** Plaintiff's Motion and directs the Clerk to enter default against the Defaulting Defendants.

IT IS SO ORDERED.

DATED: _____

HONORABLE ROY K. ALTMAN
UNITED STATES DISTRICT COURT JUDGE

DEFAULTING DEFENDANTS

No.	Seller's Name	Seller ID
1	GuangZhouShiQingLuoErWanJuYou XianGongSi CFLVAEK	101564303
2	Guangzhoushixinfudianzishangwuyo uxiangongsi Clothing and Home Décor	101186446
4	guangzhouhuyuanchenmaoyiyouxian gongsi Klmhd	101633879
6	Shenzhenshigedaleijiajuyongpinyouxi angongsi PHGHQ	101591882
8	shenzhenshirongbojindianzishangwu youxiangongsi Hicidod dba GuangZhouYiFuSiWangLuoKeJiYouX ianGongSi Qeaghau	102494103 101647241
9	Guangzhouchengchengshipinyouxian gongsi rtKFRfl	102661419
10	GuangZhouShiGuanLiWenMaoYiYou XianGongSi Wiyuqeen	101526150
11	wu han shi kong meng shang mao you xian gong si XEDZYT Clothing	101365789