

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF FLORIDA**

CASE NO.: 1:25-cv-23009-GAYLES

TOHO CO., LTD.,

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
AS TO DEFENDANT NOS. 4-6, 17-18, 26-27, and 29**

Plaintiff Toho Co., Ltd. ("Plaintiff"), hereby moves for Entry of Clerk's Default against certain of the Defendants identified in Schedule "A" to the complaint, specifically Defendant Numbers 4-6, 17-18, 26-27, and 29 (collectively, the "Defaulting Defendants"). The Defaulting Defendants have been identified in detail in the accompanying Declaration of William Brees (the "Brees Decl."). *See* Brees Decl. ¶ 9. 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 September 19, 2025, the Court authorized electronic service via email on Defendants listed in Schedule "A" in connection with the Temporary Restraining Order ("TRO") [Dkt. No. 21].

On September 26, 2025, Defendants were served with the Summons and copies of the Complaint and Temporary Restraining Order via electronic mail ("e-mail") to the email addresses

associated with the independent websites or provided by the online marketplace Amazon in response to the request for expedited discovery as permitted by the TRO and via website publishing pursuant to the Court's Order authorizing alternate service of process. Brees Decl. ¶ 6; see Dkt. No. 23 Return of Service on file with the Court. The deadline to respond to the Complaint and Jury Demand (the "Complaint") [Dkt. No.1] was October 17, 2025. Brees Decl. at ¶ 7.

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 seventy-six (76) days have expired since electronic service was effectuated on the Defaulting Defendants. *Id.* at ¶ 8. To date, none of the Defaulting Defendants have answered or otherwise responded to Plaintiff's Complaint. *Id.* at ¶ 9.

WHEREFORE, Plaintiff request that default be entered against the Defaulting Defendants, Schedule "A".

Dated: December 11, 2025

Respectfully Submitted,

By: /s/ William R. Brees
William R. Brees (Bar No. 98886)
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Attorneys for Plaintiff

CERTIFICATE OF SERVICE

I, hereby certify that on the 11th day of December, 2025, I electronically filed the foregoing document with the clerk of the court using the electronic case filing system of the court. The electronic case filing system sent a “Notice of Electronic Filing” to the attorneys of record who have consented to accept this Notice as service of this document by electronic means. Notice of this filing is provided to unrepresented parties for whom contact information is listed below and has been 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.

/s/ William R. Brees

WILLIAM R. BREES (FL BAR NO. 98886)
BAYRAMOGLU LAW OFFICES LLC

**IN THE UNITED STATES DISTRICT COURT
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Defendants.

**DECLARATION OF WILLIAM R. BREES 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 Toho Co., Ltd. ("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 Against Defendants, and I could and would testify competently to the matters set forth herein.

2. On July 3, 2025, Plaintiff filed its Complaint and Jury Demand ("Complaint") [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. Plaintiff's Motion for Temporary Restraining Order (the "TRO") was granted by the Court on September 19, 2025. [Dkt. No. 20].

4. On September 22, 2025, Plaintiff served the third-party platform, Amazon, with the TRO.

5. On September 26, 2025, Amazon provided Plaintiff with the email addresses for the named Defendants listed on Schedule “A” (the “Defendants”) so that electronic service of process authorized under the TRO could be effectuated.

6. On September 26, 2025, Plaintiff effectuated electronic service of process on the Defendants. [Dkt. No. 23].

7. The deadline to respond to the Complaint was October 17, 2025.

8. As of the filing of this Motion, approximately seventy-six (76) days have expired since electronic service was effectuated on the Schedule "A" Defendants.

9. Certain Defendants have failed to answer or otherwise respond to the Complaint or serve a copy of an Answer or other response upon Plaintiff’s attorneys of record (“Defaulting Defendants”). Identification of the Defaulting Defendants is shown in the chart below:

| NO. | DEFENDANT NAME | DEFENDANT STORE LOCATION |
|-----|---------------------------------|---|
| 4 | resinhanmademc | http://resinhanmademc.com |
| 5 | danoto | https://danoto.co |
| 6 | doyoursnow | https://www.doyoursnow.com |
| 17 | IndochinaHandmadeLamp | https://www.amazon.com/gp/help/seller/at-a-glance.html/ref=dp_merchant_link?ie=UTF8&seller=A1OXPVJ6X4YPVO&asin=B0DD31T6PV&ref=dp_merchant_link |
| 18 | DANOTOCO | https://www.amazon.com/gp/help/seller/at-a-glance.html/ref=dp_merchant_link?ie=UTF8&seller=A2TPTP2OQ46SA5&asin=B0DKC8687S&ref=dp_merchant_link |
| 26 | VH Handmade | https://www.amazon.com/gp/help/seller/at-a-glance.html/ref=dp_merchant_link?ie=UTF8&seller=A8GTEBEOH12Q3&asin=B0DNB5XXLS&ref=dp_merchant_link |
| 27 | WE WILL BE ABLE TO LET YOU KNOW | https://www.amazon.com/gp/help/seller/at-a-glance.html/ref=dp_merchant_link?ie=UTF8&seller=A2A4Y7GDKPQWE3&asin=B0DRF8MMQR&ref=dp_merchant_link |

| | | |
|----|-------|---|
| 29 | Susoc | https://www.amazon.com/gp/help/seller/at-a-glance.html/ref=dp_merchant_link?ie=UTF8&seller=AQLPS7ZVB01V5&asin=B0DNR2CVRY&ref_=dp_merchant_link |
|----|-------|---|

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

Executed on December 11th, 2025, in St. Petersburg, Florida.

By: /s/ William R. Brees

WILLIAM R. BREES (FL BAR NO. 98886)

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Defendants.

**[PROPOSED] ORDER GRANTING PLAINTIFF'S MOTION FOR ENTRY OF
CLERK'S DEFAULT AS TO DEFENDANT NOS. 4-6, 17-18, 26-27, and 29**

Before the Court is Plaintiff Toho Co., Ltd.'s ("Plaintiff") Motion for Entry of Clerk's Default Against Defendants 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"). 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 DARRIN P. GAYLES
UNITED STATES DISTRICT COURT JUDGE

| NO. | DEFENDANT NAME | DEFENDANT STORE LOCATION |
|-----|---------------------------------|---|
| 4 | resinhanmademc | http://resinhanmademc.com |
| 5 | danoto | https://danoto.co |
| 6 | doyoursnow | https://www.doyoursnow.com |
| 17 | IndochinaHandmadeLamp | https://www.amazon.com/gp/help/seller/at-a-glance.html/ref=dp_merchant_link?ie=UTF8&seller=A1OXPVJ6X4YPVO&asin=B0DD31T6PV&ref=dp_merchant_link |
| 18 | DANOTOCO | https://www.amazon.com/gp/help/seller/at-a-glance.html/ref=dp_merchant_link?ie=UTF8&seller=A2TPTP2OQ46SA5&asin=B0DKC8687S&ref=dp_merchant_link |
| 26 | VH Handmade | https://www.amazon.com/gp/help/seller/at-a-glance.html/ref=dp_merchant_link?ie=UTF8&seller=A8GTEBEOH12Q3&asin=B0DNB5XXLS&ref=dp_merchant_link |
| 27 | WE WILL BE ABLE TO LET YOU KNOW | https://www.amazon.com/gp/help/seller/at-a-glance.html/ref=dp_merchant_link?ie=UTF8&seller=A2A4Y7GDKPQWE3&asin=B0DRF8MMQR&ref=dp_merchant_link |
| 29 | Susoc | https://www.amazon.com/gp/help/seller/at-a-glance.html/ref=dp_merchant_link?ie=UTF8&seller=AQLPS7ZVB01V5&asin=B0DNR2CVRY&ref=dp_merchant_link |