

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

Michael Barcohana,

Plaintiff,

v.

YANAN's sweet sleep,

Defendant.

**Case No. 1:25-cv-10582-MMP-JTG**

**Honorable Martha M. Pacold**

**Magistrate Jeffrey T. Gilbert**

**MOTION FOR ENTRY OF CLERK'S DEFAULT AGAINST THE DEFENDANT**

Plaintiff Michael Barcohana ("Plaintiff") hereby moves for entry of clerk's default pursuant to Federal Rule of Civil Procedure 55(a) (the "Motion") against YANAN's sweet sleep ("Defendant") who has failed to appear, through the filing of an answer or otherwise responsive pleading.

DATED: January 21, 2026

Respectfully submitted,

By: */s/ Joseph W. Droter*  
Joseph W. Droter (Bar No. 6329630)  
**BAYRAMOGLU LAW OFFICES LLC**  
233 S. Wacker Drive, 44<sup>th</sup> Floor, #57  
Chicago, IL 60606  
Tel: (702) 462-5973 Fax: (702) 553-3404  
Joseph@bayramoglu-legal.com  
*Attorneys for Plaintiff*

**CERTIFICATE OF SERVICE**

I hereby certify that on the 21st day of January 2026, I electronically filed the foregoing document with the clerk of the court for the U.S. District Court, Northern District of Illinois, Eastern Division, using the electronic case filing system. The electronic case filing system sent a “Notice of Electronic Filing” to the attorneys of record who have consented in writing 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 has been provided via email and by posting the filing on a URL contained on our website <http://blointernetenforcement.com>, and distributed to e-commerce platform, TikTok.

By: /s/ Joseph W. Droter  
Joseph W. Droter (Bar No. 6329630)

<b>Store Name</b>	<b>Mall ID</b>	<b>Email</b>
YANAN’s sweet sleep	7496157979132594698	3910529826@qq.com

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**PLAINTIFF'S MEMORANDUM IN SUPPORT OF MOTION FOR  
ENTRY OF CLERK'S DEFAULT AGAINST THE DEFENDANT**

Plaintiff Michael Barcohana ("Plaintiff") submits the following memorandum in support of its request for entry of default (the "Motion") pursuant to Federal Rule of Civil Procedure 55(a) ("Rule 55(a)") against Defendant YANAN's sweet sleep (the "Defendant").

**I. INTRODUCTION**

Plaintiff's request for entry of default is straightforward, the Court authorized electronic service of process on Defendant via e-mail electronic service on December 23, 2025 [Dkt. No. 31]. Plaintiff promptly effectuated service on Defendant and a Return of Service was filed attesting to service having been completed on December 30, 2025 [Dkt. No. 34].

Pursuant to Federal Rule of Civil Procedure 12(a)(1)(A) ("Rule 12(a)(1)(A)"), the Defendant had twenty-one (21) days to answer or otherwise respond to Plaintiff's First Amended Complaint in this action. As of the filing of this Motion, more than twenty-two (22) days have expired since electronic service was effectuated on the Defendant Declaration of Joseph W. Droter ("Droter Decl.") ¶ 5. To date, the Defendant has not answered or otherwise responded to Plaintiff's First Amended

Complaint. (*Id.*) Accordingly, the Clerk of the Court is compelled to enter default pursuant to Rule 55(a) against the Defendant.

**II. ARGUMENT**

**A. JURISDICTION AND VENUE ARE PROPER IN THIS COURT**

This Court has original subject matter jurisdiction over the claims in this action pursuant to the provisions of the Lanham Act, 15 U.S.C. § 1051, *et seq.*, 28 U.S.C. § 1338(a)-(b), and 28 U.S.C. § 1331. This Court has supplemental jurisdiction over Plaintiff's state law claims under 28 U.S.C. § 1367 because they are based on the same facts, occurrences, harms, and transactions as the federal claims and, therefore, form part of the same case and controversy [Dkt. No. 13 at ¶ 1-4]. Venue is proper in this Court pursuant to 28 U.S.C. § 1391, and this Court may properly exercise personal jurisdiction over Defendant since the Defendant directly targets business activities toward consumers in Illinois and causes harm to Plaintiff's business within this judicial district. [Dkt. No. 13 at ¶ 1-4]; *see also uBID, Inc. v. GoDaddy Grp., Inc.*, 623 F.3d 421, 423-24 (7th Cir. 2010) (without benefit of an evidentiary hearing, plaintiff bears only the burden of making a prima facie case for personal jurisdiction; all of plaintiff's asserted facts should be accepted as true and any factual determinations should be resolved in its favor).

**B. PLAINTIFF HAS MET THE REQUIREMENTS FOR ENTRY OF DEFAULT UNDER RULE 55(a)**

Pursuant to Rule 55(a), "when a party against whom a judgment for affirmative relief is sought has failed to plead or otherwise defend, and that failure is shown by affidavit or otherwise, the clerk must enter the party's default." Fed. R. Civ. P. 55(a). Plaintiff clearly meets these requirements.

On September 5, 2025, Plaintiff filed its First Amended Complaint in this action. [Dkt. No. 13]. The Defendant was properly served on December 30, 2025. [Dkt. No. 34]. As such, the

Defendant had twenty-one (21) days to answer or otherwise respond to Plaintiff's First Amended Complaint pursuant to Rule 12(a)(1)(A). As of the filing of this Motion, more than twenty-two (22) days have expired since electronic service was effectuated on the Defendant. (Droter Decl. ¶ 5.) To date, the Defendant has not answered or otherwise responded to Plaintiff's First Amended Complaint. (*Id.*) Accordingly, the Clerk of the Court is compelled to enter default pursuant to Rule 55(a) against the Defendant.

### **III. CONCLUSION**

Based on the foregoing, Plaintiff respectfully requests that the Clerk of the Court enter default against each of the Defaulting Defendant pursuant to Rule 55(a).

DATED: January 21, 2026

Respectfully submitted,

By: /s/ Joseph W. Droter  
Joseph W. Droter (Bar No. 6329630)  
**BAYRAMOGLU LAW OFFICES LLC**  
233 S. Wacker Drive, 44<sup>th</sup> Floor, #57  
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By: /s/ Joseph W. Droter  
Joseph W. Droter (Bar No. 6329630)

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**Magistrate Jeffrey T. Gilbert**

**DECLARATION OF JOSEPH W. DROTER IN SUPPORT OF  
PLAINTIFF'S MOTION FOR ENTRY OF CLERK'S DEFAULT**

I, Joseph W. Droter, of the City of Chicago, in the State of Illinois, declare as follows:

1. Except as otherwise expressly stated to the contrary, this declaration is based upon my personal knowledge of the following facts and, if called as a witness, I could and would competently testify to the statements made herein.

2. I make this declaration in support of Plaintiff's Motion for Entry of Clerk's Default against the Defendant YANAN's sweet sleep (the "Motion"). The Motion seeks entry of default against the Defendant, which has neither appeared in this action nor reached a settlement with Plaintiff over the Plaintiff's asserted claims for relief.

3. I am an attorney at law, duly admitted to practice before the Courts of the State of Illinois and the United States District Court for the Northern District of Illinois. I am one of the attorneys for Plaintiff Michael Barcohana.

4. I hereby certify that the Defendant has failed to file an answer or other responsive pleading within twenty-one (21) days after being served with the Summons and First Amended Complaint in this action as required by Federal Rule of Civil Procedure 12(a)(1)(A).

5. Specifically, the Defendant was served with copies of the Summons and First Amended Complaint via electronic service authorized by the Court on December 30, 2025, which is reflected in the Return of Service filed in this case. [Dkt. No. 34]. As of the filing of this Motion, more than twenty-two (22) days have expired since electronic service was effectuated on the Defendant.

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

Executed on January 21, 2026, in Chicago, Illinois.

By: /s/ Joseph W. Droter  
JOSEPH W. DROTER, ESQ.

**CERTIFICATE OF SERVICE**

I hereby certify that on the 21st day of January 2026, I electronically filed the foregoing document with the clerk of the court for the U.S. District Court, Northern District of Illinois, Eastern Division, using the electronic case filing system. The electronic case filing system sent a “Notice of Electronic Filing” to the attorneys of record who have consented in writing 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 has been provided via email and by posting the filing on a URL contained on our website <http://blointernetenforcement.com>, and distributed to e-commerce platform, TikTok.

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