

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

HONG KONG YU'EN E-COMMERCE CO.
LIMITED,

Plaintiff,

v.

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

Defendants.

Case No. 1:25-cv-11286-CPK-YBK

TEMPORARY RESTRAINING ORDER
AND ASSET RESTRAINT ORDER

Plaintiff Hong Kong Yu'En E-Commerce Co. Limited, (“Plaintiff”) filed a Motion for Temporary Restraining Order, including a Temporary Injunction and a Temporary Asset Restraint, (the “Motion”), against the fully interactive, e-commerce stores¹ (the “Online Marketplaces”) operating under domain names on the Online Platform, after reviewing the Motion and the accompanying record, this Court GRANTS Plaintiff’s Motion as follows:

The Court 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 consumers in Illinois. Specifically, Plaintiff has provided a basis to conclude that Defendants have targeted sales to Illinois residents by setting up and operating e-commerce stores by using one or more seller aliases, offer shipping to the United States, including to the State of Illinois, and intentionally offering for sale women’s apparel and fashion items

¹ The e-commerce store URLs are listed on Schedule A attached hereto.

(“Counterfeit Goods”) that Plaintiff sells in connection with Plaintiff’s federally registered word mark, “Rotita” as shown in U.S. Trademark Registration No. 5,994,759 (the “Plaintiff’s Trademark”).

In this case, Plaintiff has presented screenshot evidence that each of the Defendants’ e-commerce stores on the online Walmart marketplace platform is reaching out to do business with Illinois residents by operating one or more commercial, interactive internet stores that use, without authorization, Plaintiff’s Trademark through which Illinois residents can and do purchase counterfeit copies of Plaintiff’s Products. See Exhibit 3 to the Complaint (including screenshot evidence and internet link confirming that each Defendant’s Internet store displays the Plaintiff’s Trademark without authorization in connection with offering the Counterfeit Goods, and they stand ready, willing, and able to ship the Counterfeit Goods to customers in Illinois. Accordingly, the Court finds that Plaintiff stands a likelihood of success on the merits of its trademark infringement, false designation of origin, and state law trademark infringement and unfair competition claims for relief.

The Court additionally finds that issuance of the requested injunctive relief would be in the public interest by protecting consumers from being misled by the unauthorized use of the Plaintiff’s Trademark by Defendants on their internet stores to entice the purchase of the Counterfeit Goods. The Court also finds that it need not balance the interests of Defendants in this case because there is credible evidence to conclude they are engaged in, among other things, willful trademark infringement of Plaintiff’s Trademark.

The Court also finds that issuing this Order without notice pursuant to Rule 65(b)(1) of the Federal Rules of Civil Procedure is appropriate because Plaintiff has presented specific facts in the Declarations of En Fang, Anisah Beaston, and Joshua H. Sheskin, in support of the Motion and

accompanying evidence clearly showing that immediate and irreparable injury, loss, or damage will result to the movant before the adverse parties can be heard in opposition. Specifically, in the absence of an *ex parte* Order, Defendants could and likely would move any assets from accounts in financial institutions under this Court's jurisdiction to offshore accounts. Accordingly, this Court Orders as follows:

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

- a. Using Plaintiff's Trademark or any reproduction, counterfeit, copy or colorable imitation of Plaintiff's Trademark in connection with the manufacture, importation, distribution, advertisement, offer for sale and/or sale of merchandise that is not the genuine products of Plaintiff, or in any manner likely to cause others to believe that the infringing products are connected with Plaintiff or Plaintiff's Products;
- b. 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 Plaintiff, nor authorized by Plaintiff to be sold or offered for sale, and which use Plaintiff's Trademark;
- c. Using, linking to, transferring, selling, exercising control over, or otherwise owning the user accounts associated with Plaintiff's Trademark, the Online Marketplaces listed in Schedule A attached to the Complaint, or any other domain name or online marketplace account that is being used to sell Defendant's products, or is how Defendant could continue to sell Counterfeit Goods;

- d. Manufacturing, distributing, promoting, or selling any labels, tags, decals, emblems, signs or other forms of markings, packaging, wrappers, containers, or promotional materials bearing Plaintiff's Trademark or any marks that include or are colorable imitations of or confusingly similar to Plaintiff's Trademark;
- e. Passing off or enabling others to sell or pass off any goods that are not Plaintiff's genuine good as being Plaintiff's genuine goods;
- f. Falsely representing that Defendants or Defendants' goods are affiliated with, connected to, or sponsored by Plaintiff;
- g. Committing any acts calculated to cause consumers to believe that Defendants' goods are Plaintiff's goods;
- h. Communicating in any manner with any suppliers of the Counterfeit Goods or any other people involved in advertising, offering for sale, or selling the Counterfeit Goods regarding the existence of this litigation, or taking any action that would have the effect of revealing to such persons that Plaintiff initiated this litigation;
- i. Representing by any means whatsoever, directly or indirectly, or doing any other acts or things calculated or likely to cause confusion or mistake, or to deceive consumers into believing that Defendants' goods are the goods of Plaintiff or that there is any affiliation or connection between Plaintiff or its goods and Defendants or its goods/services, and from otherwise unfairly competing with Plaintiff;
- j. Advertising, marketing, promoting, offering to sell, selling, distributing, and/or taking orders for the Counterfeit Goods;
- k. Fulfilling orders for, or shipping or distributing the Counterfeit Goods;

1. Destroying, altering, disposing of, concealing, tampering with or in any manner secreting any and all business records, invoices, correspondence, books of account, receipts or other documentation relating or referring in any manner to the manufacture, advertising, acquisition, importation, purchase, sale or offer for sale, or distribution of any merchandise using Plaintiff's Trademark or any marks that include or are colorable imitations of or confusingly similar to Plaintiff's Trademark; and
 - m. Defendants shall not transfer or dispose of any money or other of Defendants' assets in any of Defendants' financial accounts.
2. Plaintiff is authorized to issue expedited written discovery to Defendants, pursuant to Federal Rules of Civil Procedure 33, 34, 36, and 45 related to:
 - 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 Online Marketplaces and Defendants' financial accounts, including Defendants' sales and listing history related to their respective Online Marketplaces; 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, Temu.com (“Temu”), PayPal Inc. (“PayPal”), Alipay, ContextLogic Inc. d/b/a Wish.com (“Wish”), Alibaba Group Holding Ltd. (“Alibaba”), Ant Financial Services Group (“Ant Financial”), Amazon Pay, Afterpay, Klarna or other merchant account providers, payment providers, third party processors, and credit card associations (e.g., MasterCard and VISA).

- d. The domain name registries for the Defendants (“Defendant Domain Names”), including, but not limited to, VeriSign, Inc., Neustar, Inc., Afilias Limited, CentralNic, Nominet, and the Public Interest Registry, and the domain name registrars, including, but not limited to, GoDaddy Operating Company LLC, Name.com, PDR LTD. d/b/a/ PublicDomainRegistry.com, Cloudflare Inc, Oracle Corp., Amazon Inc., Alibaba Group d/b/a Alibaba Cloud.com, Namesilo, LLC d/b/a privacuguardian.org, and Namecheap Inc., within seven (7) calendar days of receipt of this Order or prior to the expiration of this Order, whichever date shall occur first, shall disable the Defendant Domain Names and make them inactive and untransferable until further order by this Court.

3. Upon Plaintiff’s request, any third party with actual notice of this Order who is providing services for any of the Defendants, or in connection with any of Defendants’ Online Marketplaces, including, without limitation, any online marketplace platforms such as Walmart.com, TikTok Temu, eBay Inc., AliExpress, Alibaba, Amazon.com Inc., Wish, and Dhgate (collectively the “Third Party Providers”), shall, within seven (7) calendar days after receipt of such notice, provide to Plaintiff 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 Online Marketplaces and Defendants' financial accounts, including Defendants' sales and listing history related to their respective Online Marketplaces; 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, PayPal, Alipay, Wish, Alibaba, Ant Financial, Amazon Pay, or other merchant account providers, payment providers, third party processors, credit card associations (e.g., MasterCard and VISA), including present balances on any accounts.
4. The domain name registries for the Defendant Domain Names, including, but not limited to, VeriSign, Inc., Neustar, Inc., Afilias Limited, CentralNic, Nominet, and the Public Interest Registry, and the domain name registrars, including, but not limited to, GoDaddy Operating Company LLC, Name.com, PDR LTD. d/b/a PublicDomainRegistry.com, Cloudflare Inc, Oracle Corp., Amazon Inc., Alibaba Group d/b/a Alibaba Cloud.com, Namesilo, LLC d/b/a privacuguardian.org, and Namecheap Inc., within seven (7) calendar days of receipt of this Order

or prior to the expiration of this Order, whichever date shall occur first, shall disable the Defendant Domain Names and make them inactive and untransferable until further order by this Court.

5. Upon Plaintiff's 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 infringing goods using the Plaintiff's Trademark.

6. Any Third-Party Providers, including PayPal, Alipay, Alibaba, Ant Financial, Wish, Afterpay, Klarna, and Amazon Pay, shall, within seven (7) calendar days of receipt of this Order:

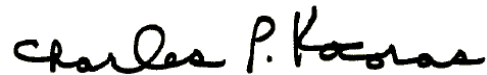
- a. locate all accounts and funds connected to Defendants' seller aliases, including, but not limited to, any financial accounts connected to the information listed in Schedule A hereto, and any e-mail addresses provided for Defendants by third parties; and
- b. restrain and enjoin any such accounts or funds from transferring or disposing of any money or other of Defendants' assets until further order by this Court.

7. Plaintiff must provide notice to Defendants of any motion for preliminary injunction as required by Rule 65(a)(1).

8. Within seven (7) business days of entry of this Order, Plaintiff shall deposit with the Court \$5,000.00 (Five Thousand Dollars), either cash, cashier's check or surety bond, as security, which amount has, in the absence of adversarial testing, been deemed adequate for the payment of such damages as any person may be entitled to recover as a result of a wrongful restraint hereunder.

9. 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 Southern District of Florida Local Rules. Any third party impacted by this Order may move for appropriate relief.

This Temporary Restraining Order without notice is entered on this day of September 24, 2025, and shall remain in effect for fourteen (14) calendar days. Any motion to extend this Order must be filed by October 3, 2025



HONORABLE CHARLES P. KOCORAS
UNITED STATES DISTRICT JUDGE

SCHEDULE A

Defendant No.	Seller's Name	Link to Seller's Website
1	Divhosrg	https://www.walmart.com/global/seller/102599419
2	Ymyiu	https://www.walmart.com/global/seller/102819364
3	Cli beau	https://www.walmart.com/global/seller/101688234
4	Tumotour	https://www.walmart.com/global/seller/101690857
5	Frost Ice Snow Feather Co.Ltd	https://www.walmart.com/global/seller/102501185
6	BASKUWISH	https://www.walmart.com/global/seller/101196702
7	MenTxenfivo	https://www.walmart.com/global/seller/102528781
8	Jolero Clothes	https://www.walmart.com/global/seller/101524210
9	Dazajoo	https://www.walmart.com/global/seller/101564305
10	2025 Fashion Clothes	https://www.walmart.com/global/seller/101609756
11	TianJu	https://www.walmart.com/global/seller/102546243
12	CGMDTZ	https://www.walmart.com/global/seller/101593065
13	NeoNectarSwim	https://www.walmart.com/global/seller/101592593
14	ZVAVZ	https://www.walmart.com/global/seller/101234915
15	Duoif New Style	https://www.walmart.com/global/seller/102589570
16	ZZwxWA Female Cloth Store	https://www.walmart.com/global/seller/101133224
17	Kogui	https://www.walmart.com/global/seller/102814693
18	Fashion clothing store	https://www.walmart.com/global/seller/101620661
19	ChicWearGlobal	https://www.walmart.com/global/seller/101257452