

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
CASE NO.

LOUIS VUITTON MALLETIER, S.A. and
EMILIO PUCCI INTERNATIONAL B.V.,

Plaintiffs,

v.

YANGQUAN LU and DOES 1-10,

Defendants.

/

COMPLAINT FOR DAMAGES AND INJUNCTIVE RELIEF

Plaintiffs, Louis Vuitton Malletier, S.A. (“Louis Vuitton”) and Emilio Pucci International B.V. (“Pucci”) hereby sue Defendants YangQuan Lu (“Lu”) and Does 1-10, (collectively “Defendants”), individually and jointly, doing business and conspiring to do business as the domain names identified on Schedule “A” (the “Subject Domain Names”) and allege as follows:

JURISDICTION AND VENUE

1. This is an action for federal trademark infringement, counterfeiting, false designation of origin, and cybersquatting¹ pursuant to 15 U.S.C. §§ 1114, 1116, 1121, 1125(a), and 1125(d). Accordingly, this Court has subject matter jurisdiction under 28 U.S.C. §§ 1331 and 1338. Defendants are subject to personal jurisdiction in this District, because they direct business activities toward and conduct business with consumers within this District through, at least, the fully interactive, Internet websites operating under the Subject Domain Names.

2. Venue is proper in this Court pursuant to 28 U.S.C. § 1391 since Defendants are, upon information and belief, aliens who engage in infringing activities which are directed at and cause harm within this District.

¹ Only Plaintiff Pucci is alleging a claim for cybersquatting.

THE PLAINTIFFS

3. Louis Vuitton is a foreign business entity organized under the laws of the Republic of France with its principal place of business located at 151, Rue Saint Honoré, 5th Floor, Paris, France. Louis Vuitton has been, in part, engaged in the business of manufacturing and distributing throughout the world, including within this Judicial District, handbags, pocket wallets, shoulder bags, purses, belts, shoes, boots, sunglasses, watches, and other goods under multiple world famous common law and Federally registered trademarks including those identified in Paragraph 12 below.

4. Pucci is a foreign business entity organized under the laws of the Netherlands with its principal place of business located at Oude Utrechtseweg 22-24 Baarn, 3743 KN. Pucci has been, in part, engaged in the business of manufacturing and distributing throughout the world, including within this Judicial District, dresses and other goods under multiple world famous common law and Federally registered trademarks including the one identified in Paragraph 13 below.

THE DEFENDANTS

5. Defendants are individuals who, upon, information and belief, reside in the People's Republic of China. Defendants conduct business throughout the United States, including within this Judicial District through the operation of the fully interactive commercial websites existing under the Subject Domain Names identified on Schedule "A" hereto. Upon information and belief Defendant Lu uses the aliases Manuela Schirru, Tania Araujo, Wusam, Adelaidejore, Yuansheng Wu, Briand Campbell, Sam, Bill Bill, Werwer, Wuyuansheng, Linruiyun, Ramon Perez, Mar Sieira, Yuansheng, Elias Ghrayeb, Beverlyjore, Sam Wu, and Wu Sam in conjunction with the operation of the Subject Domain Names. Plaintiffs are presently

unaware of the true names of Does 1-10, although they are generally identified as the owners, operators, partners, or managing agents of the Subject Domain Names. Plaintiffs will amend this Complaint upon discovery of the identities of such fictitious Defendants.

6. Defendants are the past and present moving and conscious forces behind the operation of the commercial Internet websites operating under the Subject Domain Names.

7. Upon information and belief, Defendants engage in the advertisement, offering for sale and sale of goods bearing counterfeits and infringements of one or more of Plaintiffs' trademarks to consumers within this District through multiple fully interactive commercial websites operating under, at least, the Subject Domain Names. Defendants, upon information and belief, also operate additional websites which promote and offer for sale counterfeit and infringing goods under domain names not yet known to Plaintiffs. Defendants have purposefully directed some portion of their illegal activities towards consumers in the State of Florida through the advertisement, offer to sell, sale and shipment of their counterfeit branded goods into the State.

8. Upon information and belief, Defendants will continue to register new domain names for the purpose of selling goods bearing counterfeits of Plaintiffs' trademarks unless preliminarily and permanently enjoined.

9. Defendants' entire Internet-based website businesses amount to nothing more than illegal operations established and operated to infringe the intellectual property rights of Plaintiffs and others.

10. Defendants have registered, established or purchased, and maintained the Subject Domain Names. Upon information and belief, Defendants have engaged in fraudulent conduct

with respect to the registration of the Subject Domain Names by providing false and/or misleading information to their various Registrars during the registration process.

11. Defendants' Subject Domain Names and any other domain names used in connection with the sale of counterfeit goods bearing Plaintiffs' trademarks are essential components of Defendants' counterfeiting and infringing activities and are the means by which Defendants further their counterfeiting scheme and cause harm to Plaintiffs. Moreover, Defendants are using Plaintiffs' famous names and trademarks to drive Internet consumer traffic to their websites operating under the Subject Domain Names, thereby increasing the value of the Subject Domain Names at Plaintiffs' expense.

COMMON FACTUAL ALLEGATIONS

Plaintiff Louis Vuitton's Trademark Rights

12. Louis Vuitton is and at all times relevant hereto has been, the owner of all rights in and to the following trademarks, which are valid and registered on the Principal Register of the United States Patent and Trademark Office (collectively the "Louis Vuitton Marks"):

Trademark	Registration Number	Registration Date	Class / Goods
	0,297,594	September 20, 1932	IC 018 - trunks, valises, traveling bags, satchels, hat boxes and shoe boxes used for luggage, hand bags, and pocketbooks
LOUIS VUITTON	1,045,932	August 10, 1976	IC 018 - luggage and ladies' handbags
	1,519,828	January 10, 1989	IC 018 - trunks, valises, traveling bags, satchels, hat boxes and shoe boxes used for luggage, hand bags, pocketbooks

	1,653,663	August 13, 1991	IC 018 - leather and imitation leather products namely traveling bags, hand bags, shoulder bags used for luggage and shopping bags and beach bags in the nature of luggage
X	1,938,808	November 28, 1995	IC 014 - jewelry, watches and straps for wrist watches IC 024 - travel blankets made of textile
LOUIS VUITTON	1,990,760	August 6, 1996	IC 014 - watches and straps for wrist watches IC 016 - [photograph albums] catalogues featuring luggage and travel accessories, bags, small leather goods and garments; [engagement books,] notebooks, [picture books,] anthologies and pamphlets referring to travel; calendars; telephone indexes; [hat boxes of cardboard; office requisites in the nature of writing pads, letter trays, writing cases, pencil holders;] fountain pens, ballpoint pens, nibs, [ink wells, ink stands; playing cards;] covers for pocket and desk diaries, and checkbook holders IC 018 - trunks; traveling trunks; suitcases; traveling bags; luggage; garment bags for travel; hat boxes for travel; shoe bags for travel; umbrellas; animal carriers; [bags for climbers; bags for campers;] rucksacks; haversacks; leather or textile shopping bags; beach bags; [hunters' game bags;] handbags; vanity cases sold empty; attache cases; [school bags; school satchels;] tote bags, travel satchels; clutch bags; briefcases; wallets; pocket wallets; credit card cases; business card cases; bill and card holders; checkbook holders; key cases; change purses; briefcase-type portfolios; [envelopes of leather or

			<p>imitation leather for packaging]</p> <p>IC 024 - travel blankets</p> <p>IC 025 - shirts; sweatshirts; polo shirts; T-shirts; headwear; jackets; ties; belts; shawls; [sashes;] scarves</p>
❖	2,177,828	August 4, 1998	<p>IC 014 - goods made of precious metals, namely, shoe ornaments, [hat ornaments] , ornamental pins, [ashtrays for smokers, decorative boxes, powder compacts of precious metal, jewelry cases]; jewelry, namely, rings, [key rings] , [belt buckles,] ear rings, cufflinks, bracelets, charms, [brooches], necklaces [tie pins, medallions]; horological [and chronometric] instruments, straps for watches, watches and wrist-watches, cases for watches</p> <p>IC 018 - goods made of leather or imitations of leather are not included in other classes, namely, boxes made from leather [or leatherboard, envelopes of leather for packaging]; trunks, valises, traveling bags, luggage for travel, garment bags for travel, vanity cases sold empty, rucksacks, hand bags, beach bags, shopping bags, shoulder bags, attache cases, briefcases, [draw string pouches], and fine leather goods, namely, pocket wallets, purses, leather key holders, business card cases, calling card cases, and credit card cases, umbrellas, [parasols, canes, and walking-stick seats]</p> <p>IC 025 - clothing and underwear, namely, [sweaters,] ((shirts)) , [corsets], [suits,] ((waistcoats, raincoats, skirts, coats, pullovers, trousers, dresses, jackets,)) shawls, stoles, [sashes for wear,] ((scarves,</p>

			neckties, pocket squares,)) [suspenders] , [gloves,] belts, [stockings, tights], [socks, bath robes,] shoes, boots and sandals, [hats and caps]
	2,181,753	August 18, 1998	<p>IC 014 - goods made of precious metals, namely, shoe ornaments,] [hat ornaments,] [ornamental pins,] [ashtrays for smokers, decorative boxes, powder compacts of precious metal, jewelry cases;] jewelry, namely, rings, [key rings,] [belt buckles,] ear rings, [cufflinks,] bracelets, charms, [brooches,] necklaces, [tie pins, medallions;] horological [and chronometric] instruments, straps for watches, watches and wrist-watches, cases for watches</p> <p>IC 018 - goods made of leather or imitations of leather are not included in other classes, namely, boxes made from leather; [or leatherboard, envelopes of leather for packaging;] trunks, valises, traveling bags, luggage for travel, garment bags for travel, vanity cases sold empty, rucksacks, hand bags, beach bags, shopping bags, shoulder bags, attache cases, briefcases, [draw string pouches;] and fine leather goods, namely, pocket wallets, purses, leather key holders, business card cases, calling card cases, credit card cases, and umbrellas [parasols, canes, and walking-stick seats]</p> <p>IC 025 - clothing and underwear, namely, [sweaters,] shirts, [corsets,] [suits,] waistcoats, raincoats, skirts, coats, pullovers, trousers, dresses, jackets, shawls, stoles, [sashes for wear,] scarves, neckties, pocket squares, [suspenders,] [gloves,] belts, [stockings, tights,] [socks, bath robes,]</p>

			shoes, boots and sandals, [hats and caps]
X	2,361,695	June 27, 2000	IC 025 -Clothing [and underwear] , namely, sweaters, shirts, sweatshirts, polo shirts, t-shirts, [corsets,] suits, waistcoats, raincoats, skirts, coats, pullovers, trousers, dresses, jackets, shawls, stoles, [sashes for wear,] scarves, neckties, pocket squares, [suspenders,] pocket handkerchief squares for wear, [braces,] gloves, ties, belts, [stockings, tights, socks, bath robes,] bathing suits, shoes, boots and sandals, [tips for footwear;] hats [and caps]
 LOUIS VUITTON PARIS	2,378,388	August 22, 2000	IC 018 - goods made of leather or imitations of leather not included in other classes, namely, boxes of leather [or leather board] principally used for travel purposes, [envelopes of leather for merchandise packaging,] trunks, valises, traveling bags, [traveling sets for containing cosmetics, jewelry,] * traveling sets for containing cosmetics and jewelry, * [and stationery, garment bags for travel, vanity cases,] [rucksacks,] handbags, beach bags, shopping bags, shoulder bags, [attache-cases,] brief cases, pouches, fine leather goods namely, pocket wallets, purses, key cases, business card cases, credit card cases, [calling card cases,] [parasols, umbrellas, canes, walking-stick seats]
	2,399,161	October 31, 2000	IC 025 - Clothing and underwear, namely, [sweaters,] shirts, [sweatshirts,] polo shirts, t-shirts, [corsets, suits,] waistcoats, raincoats, skirts, coats, [pullovers,] trousers, dresses, jackets, shawls, stoles, [sashes for wear,] scarves, neckties, [pocket squares, suspenders, pocket handkerchiefs, braces,] gloves, ties,

			belts, [stockings, tights, socks, bath robes,] bathing suits, shoes, boots and sandals, [tips for footwear;] hats [and caps]
❖	2,773,107	October 14, 2003	<p>IC 014 -Jewelry including ((rings,)) [belt buckles of precious metals,] ((earrings,)) cuff links, bracelets, ((charms,)) [brooches,] necklaces, [tie pins, ornamental pins,] ((and medallions;)) horological and chronometric instruments and apparatus, namely, watches, [watch cases and clocks; nutcrackers of precious metals; candlesticks of precious metals, jewelry boxes of precious metals]</p> <p>IC 018 - Travel bags, travel bags made of leather; luggage trunks and valises, garment bags for travel, vanity-cases sold empty; rucksacks, shoulder bags, handbags; attache-cases, briefcases, drawstring pouches, pocket wallets, purses, umbrellas, business card cases made of leather or of imitation leather, credit card cases made of leather or of imitation leather; [calling card cases made of leather or of imitation leather;] * key holders made of leather or of imitation leather *</p> <p>IC 025 - Clothing, namely, ((underwear, sweaters, shirts, T-shirts, suits, hosiery,)) belts, scarves, neck ties, shawls, ((waistcoats, skirts,)) raincoats, overcoats, [suspenders,] ((trousers, jeans, pullovers, frocks,)) jackets, ((winter gloves,)) [dress gloves,] ((tights,)) [socks,] ((bathing suits,)) [bath robes, pajamas, night dresses,] ((shorts,)) [pocket squares;] high-heeled shoes, low-heeled shoes, sandals, boots, [slippers,] tennis shoes; ((hats)) [caps, headbands].</p>

	3,023,930	December 6, 2005	IC 009 - Spectacles, sunglasses and spectacle cases
	3,051,235	January 24, 2006	IC 009 - Spectacles, sunglasses and spectacle cases

The Louis Vuitton Marks are used in connection with the manufacture and distribution of quality goods in the categories identified above.

Plaintiff Pucci's Trademark Rights

13. Pucci is and at all times relevant hereto has been, the owner of all rights in and to the following trademark, which is valid and registered on the Principal Register of the United States Patent and Trademark Office (the "Pucci Mark"):

Trademark	Registration Number	Registration Date	Class / Goods
EMILIO PUCCI	1,687,909	May 19, 1992	IC 025 - Ladies' tailored apparel; namely, dresses, scarves, lingerie, hats, bathing suits, skirts, blouses, slacks and [footwear].

The Pucci Mark is used in connection with the manufacture and distribution of quality goods in the categories identified above. The Louis Vuitton Marks and the Pucci Mark are collectively hereafter referred to as the "Plaintiffs' Marks."

14. The Plaintiffs' Marks have been used in interstate commerce to identify and distinguish Plaintiffs' respective quality goods for an extended period of time.

15. The Plaintiffs' Marks have never been assigned or licensed to any of the Defendants in this matter.

16. The Plaintiffs' Marks are symbols of Plaintiffs' respective quality, reputations, and goodwill and have never been abandoned.

17. Further, Plaintiffs have each expended substantial time, money and other resources developing, advertising and otherwise promoting Plaintiffs' Marks. For many years Plaintiffs have each advertised goods under their respective trademarks in widely circulated catalogs and popular magazines. The Plaintiffs' Marks qualify as famous marks as that term is used in 15 U.S.C. §1125(c)(1).

18. Plaintiffs have extensively used, advertised and promoted the Plaintiffs' Marks in the United States in association with the sale of quality products and have carefully monitored and policed the use of Plaintiffs' Marks.

19. The Plaintiffs' Marks have achieved secondary meaning as identifiers of quality goods as a result of Plaintiffs' advertisement, promotion and sale of such goods thereunder.

20. As a result of Plaintiffs' respective efforts, members of the consuming public readily identify merchandise bearing or sold under the Plaintiffs' Marks, as being quality merchandise sponsored and approved by Plaintiffs.

Defendants' Infringing Activities

21. Upon information and belief, at all times relevant hereto, Defendants in this action had full knowledge of Plaintiffs' respective ownership of the Plaintiffs' Marks, including their respective, exclusive rights to use and license such intellectual property and the goodwill associated therewith.

22. Plaintiffs have discovered Defendants are promoting and otherwise advertising, distributing, selling and/or offering for sale at least, handbags, pocket wallets, shoulder bags, purses, belts, shoes, boots, sunglasses, and watches bearing counterfeit and infringing trademarks which are exact copies of the Louis Vuitton Marks and promoting and otherwise advertising, distributing, selling and/or offering for sale at least, dresses bearing counterfeit and infringing

trademarks which are exact copies of the Pucci Mark (collectively the “Counterfeit Goods”). Specifically, upon information and belief, Defendants are using the Plaintiffs’ Marks in the same stylized fashion, for different quality goods.

23. Upon information and belief, Defendants’ Counterfeit Goods are of a quality substantially different than that of Plaintiffs’ respective genuine goods. Despite the nature of their Counterfeit Goods and the knowledge they are without authority to do so, Defendants, upon information and belief, are actively using, promoting and otherwise advertising, distributing, selling and/or offering for sale substantial quantities of their Counterfeit Goods with the knowledge that such goods will be mistaken for the genuine quality goods offered for sale by Plaintiffs. The net effect of Defendants’ actions will be to result in the confusion of consumers who will believe Defendants’ Counterfeit Goods are genuine goods originating from, associated with, and approved by Plaintiffs.

24. Defendants advertise their Counterfeit Goods for sale to the consuming public via the websites operating under, at least, the Subject Domain Names. In so advertising these products, Defendants use the Plaintiffs’ Marks. Indeed, Defendants herein have misappropriated Plaintiffs’ respective advertising ideas and entire style of doing business with regard to the advertisement and sale of Plaintiffs’ genuine goods. Upon information and belief, the misappropriation of Plaintiffs’ advertising ideas in the form of the Plaintiffs’ Marks is the proximate cause of damage to Plaintiffs.

25. Upon information and belief, Defendants are targeting their counterfeiting and infringing activities toward consumers and causing harm within this District and elsewhere throughout the United States. As a result, Defendants are defrauding Plaintiffs and the consuming public for Defendants’ own benefit. Defendants’ infringement and disparagement of

Plaintiffs and their trademarks does not simply amount to the wrong description of their goods or the failure of the goods to conform to the advertised quality or performance.

26. Defendants' use of the Plaintiffs' Marks, including the promotion and advertisement, reproduction, distribution, sale and offering for sale of their Counterfeit Goods, is without Plaintiffs' consent or authorization.

27. Further, Defendants are engaging in the above-described illegal counterfeiting and infringing activities knowing and intentionally or with reckless disregard or willful blindness to Plaintiffs' rights for the purpose of trading on the goodwill and reputation of Plaintiffs. If Defendants' intentional counterfeiting and infringing activities are not preliminarily and permanently enjoined by this Court, Plaintiffs and the consuming public will continue to be harmed.

28. Defendants' above identified infringing activities are likely to cause confusion, deception and mistake in the minds of consumers, the public, and the trade. Moreover, Defendants' wrongful conduct is likely to create a false impression and deceive customers, the public, and the trade into believing there is a connection or association between Plaintiffs' respective, genuine goods and Defendants' Counterfeit Goods.

29. Plaintiffs have no adequate remedy at law.

30. Plaintiffs are suffering irreparable injury and have suffered substantial damages as a result of Defendants' counterfeiting and infringing activities.

31. The harm and damages sustained by Plaintiffs have been directly and proximately caused by Defendants' wrongful reproduction, use, advertisement, promotion, offers to sell, and sale of their Counterfeit Goods.

COUNT I - TRADEMARK COUNTERFEITING AND INFRINGEMENT

32. Plaintiffs hereby readopt and re-allege the allegations set forth in Paragraphs 1 through 31 above.

33. This is an action for trademark counterfeiting and infringement against Defendants based on their use of counterfeits of the Plaintiffs' Marks in commerce in connection with the promotion, advertisement, distribution, offering for sale and sale of the Counterfeit Goods.

34. Defendants are promoting and otherwise advertising, selling, offering for sale, and distributing, at least, handbags, pocket wallets, shoulder bags, purses, belts, shoes, boots, sunglasses, and watches, using counterfeits and infringements of one or more of the Louis Vuitton Marks and are promoting and otherwise advertising, selling, offering for sale, and distributing, at least, dresses, using counterfeits and infringements of the Pucci Mark. Defendants are continuously infringing and inducing others to infringe the Plaintiffs' Marks by using them to advertise, promote and sell counterfeit and infringing handbags, pocket wallets, shoulder bags, purses, belts, shoes, boots, sunglasses, watches, and dresses.

35. Defendants' counterfeiting and infringing activities are likely to cause and actually are causing confusion, mistake, and deception among members of the trade and the general consuming public as to the origin and quality of Defendants' Counterfeit Goods.

36. Defendants' unlawful actions have caused and are continuing to cause unquantifiable damages to Plaintiffs.

37. Defendants' above-described illegal actions constitute counterfeiting and infringement of the Plaintiffs' Marks in violation of Plaintiffs' rights under § 32 of the Lanham Act, 15 U.S.C. § 1114.

38. Plaintiffs have suffered and will continue to suffer irreparable injury due to the above described activities of Defendants if Defendants are not preliminarily and permanently enjoined.

COUNT II - FALSE DESIGNATION OF ORIGIN
PURSUANT TO § 43(a) OF THE LANHAM ACT

39. Plaintiffs hereby readopt and re-allege the allegations set forth in Paragraphs 1 through 31 above.

40. Defendants' Counterfeit Goods bearing and sold under copies of the Plaintiffs' Marks have been widely advertised and distributed throughout the United States.

41. Defendants' Counterfeit Goods bearing and sold under the Plaintiffs' Marks are virtually identical in appearance to Plaintiffs' genuine goods. However, Defendants' Counterfeit Goods are different and likely inferior in quality. Accordingly, Defendants' activities are likely to cause confusion in the trade and among the general public as to, at least, the origin or sponsorship of their Counterfeit Goods.

42. Defendants, upon information and belief, have used in connection with their sale of the Counterfeit Goods, false designations of origins and false descriptions and representations, including words or other symbols and trade dress, which tend to falsely describe or represent such goods and have caused such goods to enter into commerce with full knowledge of the falsity of such designations of origins and such descriptions and representations, all to the detriment of Plaintiffs.

43. Defendants have authorized infringing uses of the Plaintiffs' Marks in Defendants' advertisement and promotion of their counterfeit and infringing handbags, pocket wallets, shoulder bags, purses, belts, shoes, boots, sunglasses, watches, and dresses. Defendants

have misrepresented to members of the consuming public that the Counterfeit Goods being advertised and sold by them are genuine, non-infringing goods.

44. Defendants' above-described actions are in violation of Section 43(a) of the Lanham Act, 15 U.S.C. §1125(a).

45. Plaintiffs have sustained injury and damage caused by Defendants' conduct, and absent an entry of an injunction by this Court, Plaintiffs will continue to suffer irreparable injury to their respective goodwill and business reputations, as well as monetary damages.

**COUNT III - CLAIM FOR RELIEF FOR CYBERSQUATTING
UNDER §43(d) OF THE LANHAM ACTION, 15 U.S.C. §1125(d)**
(Plaintiff Pucci Only)

46. Pucci hereby readopts and re-alleges the allegations set forth in Paragraphs 1 through 31 above.

47. At all times relevant hereto, Pucci has been and still is the owner of the rights, title and interest in and to the Pucci Mark.

48. Upon information and belief, Defendants have acted with the bad faith intent to profit from the Pucci Mark and the goodwill associated with the Pucci Mark by registering, at least, the domain names emiliopuccioutlet.com and emiliopuccioutletdress.com which are identical, confusingly similar to or dilutive of the Pucci Mark.

49. Defendants have no intellectual property rights in or to the Pucci Mark.

50. Defendants' actions constitute cybersquatting in violation of §43(d) of the Lanham Act, 15 U.S.C. §1125(d).

51. Defendants' conduct is done with knowledge of the Pucci Mark and constitutes a willful violation of Pucci's rights in the Pucci Mark. At a minimum, Defendants' conduct is

undertaken in reckless disregard of Pucci's rights or demonstrates willful blindness to Pucci's rights.

52. The aforesaid conduct is causing Pucci immediate and irreparable injury. Pucci has no adequate remedy at law.

PRAYER FOR RELIEF

53. WHEREFORE, Plaintiffs demand judgment on all Counts of this Complaint and an award of equitable relief and monetary relief, jointly and severally, against Defendants as follows:

a. Entry of preliminary and permanent injunctions enjoining Defendants, their agents, representatives, servants, employees, and all those acting in concert or participation therewith, from manufacturing or causing to be manufactured, importing, advertising or promoting, distributing, selling or offering to sell their Counterfeit Goods; from infringing, counterfeiting, or diluting the Plaintiffs' Marks; from using the Plaintiffs' Marks, or any mark or trade dress similar thereto, in connection with the sale of any unauthorized goods; from using any logo, trade name or trademark or trade dress which may be calculated to falsely advertise the services or goods of Defendants as being sponsored by, authorized by, endorsed by, or in any way associated with Plaintiffs; from falsely representing themselves as being connected with Plaintiffs, through sponsorship or association, or engaging in any act which is likely to falsely cause members of the trade and/or of the purchasing public to believe any goods or services of Defendants, are in any way endorsed by, approved by, and/or associated with Plaintiffs; from using any reproduction, counterfeit, copy, or colorable imitation of the Plaintiffs' Marks in connection with the publicity, promotion, sale, or advertising of any goods sold by Defendants, including, without limitation, handbags, pocket wallets, shoulder bags, purses, belts, shoes,

boots, sunglasses, watches, and dresses; from affixing, applying, annexing or using in connection with the sale of any goods, a false description or representation, including words or other symbols tending to falsely describe or represent Defendants' goods as being those of Plaintiffs, or in any way endorsed by Plaintiffs and from offering such goods in commerce; and from otherwise unfairly competing with Plaintiffs.

b. Entry of an order requiring the Subject Domain Names, and any other domain names being used by Defendants to engage in the business of selling goods bearing counterfeits and infringements of the Plaintiffs' Marks to be disabled and/or immediately transferred by Defendants, their Registrars and/or the Registries to Plaintiffs' control.

c. Entry of an Order that, upon Plaintiffs' request, the top level domain (TLD) Registry for each of the Subject Domain Names place the Subject Domain Names on Registry Hold status, thus removing them from the TLD zone files maintained by the Registries which link the Subject Domain Names to the IP addresses where the associated websites are hosted.

d. Entry of an Order that, upon Plaintiffs' request, any Internet search engines, Web hosts, domain-name registrars and domain-name registries or administrators which are provided with notice of the injunction, cease facilitating access to any or all websites through which Defendants engage in the promotion, offering for sale and/or sale of goods bearing counterfeits and/or infringements of the Plaintiffs' Marks.

e. Entry of an Order that, upon Plaintiffs' request, the Internet Corporation for Assigned Names and Numbers ("ICANN") shall take all actions necessary to ensure that the Registrars and the top-level domain registry responsible for the Subject Domain Names transfer, change the Registrar of Record, and/or disable, the Subject Domain Names.

f. Entry of an Order requiring Defendants to account to and pay Plaintiffs for all profits and damages resulting from Defendants' trademark infringing and counterfeiting and unfairly competitive activities and that the awards to Plaintiffs be trebled, as provided for under 15 U.S.C. §1117, or, at Plaintiffs' election with respect to Count I, that Plaintiffs' be awarded statutory damages from each Defendant in the amount of two million dollars (\$2,000,000.00) per each counterfeit trademark used and product sold, as provided by 15 U.S.C. §1117(c)(2) of the Lanham Act.

g. Entry of an Order requiring Defendants to account to and pay Pucci for all profits and damages resulting from Defendants' cybersquatting activities and that the award to Pucci be trebled, as provided for under 15 U.S.C. §1117, or, at Pucci's election with respect to Count III, that Pucci be awarded statutory damages from Defendants in the amount of one hundred thousand dollars (\$100,000.00) per pirated domain name used as provided by 15 U.S.C. §1117(d) of the Lanham Act.

h. Entry of an award of Plaintiffs' costs and reasonable attorneys' fees and investigative fees associated with bringing this action.

i. Entry of an order requiring all funds, up to and including the total amount of judgment, in payment accounts or money transfer systems used in connection with the Subject Domain Names, including PayPal, Inc., The Western Union Company, MoneyGram and other payment processing accounts, to be surrendered to Plaintiffs in partial satisfaction of the monetary judgment entered herein.

j. Entry of an award of pre-judgment interest on the judgment amount.

k. Entry of an Order for any further relief as the Court may deem just and proper.

DATED: November 9, 2011.

Respectfully submitted,

STEPHEN M. GAFFIGAN, P.A.

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SCHEDULE “A”
SUBJECT DOMAIN NAMES

1. alibabaonlinestore.com
2. allwholesalepick.com
3. cnstoreonline.com
4. coachoutletssale.org
5. cooltimberlandshoes.com
6. emiliopuccioutlet.com
7. emiliopuccioutletdress.com
8. lkmwholesale.com
9. luxuryaaa.com
10. pickwholesale.com
11. replicabaghandbags.com
12. replicabagshandbag.com
13. replicabagshandbags.com
14. replicahandbagbabs.com
15. replicahandbagsbags.com
16. replicahandbagsshop.org
17. us-wholesaleclothing.com