

UNITED STATES DISTRICT COURT FOR THE
SOUTHERN DISTRICT OF FLORIDA
MIAMI DIVISION

Case Number: 25-20597-CIV-MARTINEZ/SANCHEZ

LACOSTE ALLIGATOR S.A.,

Plaintiff,

vs.

THE INDIVIDUALS, BUSINESS ENTITIES
AND UNINCORPORATED ASSOCIATIONS
IDENTIFIED ON SCHEDULE "A,"

Defendants.

ORDER ADOPTING MAGISTRATE JUDGE'S REPORT AND RECOMMENDATION

THIS MATTER was referred to the Honorable Eduardo I. Sanchez, United States Magistrate Judge, for a Report and Recommendation ("R&R") on Plaintiff's Motion for Entry of Preliminary Injunction ("Motion"), (ECF No. 11). (ECF No. 14). Judge Sanchez filed an R&R recommending that the Motion be granted. (ECF No. 29). The Court has reviewed the entire file and record, and notes that no objections have been filed.

Accordingly, after careful consideration, it is hereby **ADJUDGED** that Judge Sanchez's R&R, (ECF No. 29), is **AFFIRMED** and **ADOPTED**. Further, it is **ADJUDGED** and **ORDERED** that Plaintiff's Motion for Entry of Preliminary Injunction, (ECF No. 11), is **GRANTED** as set forth below:

(1) Each Defendant, its officers, directors, employees, agents, subsidiaries, distributors, and all persons in active concert or participation with any of the Defendants having notice of this Order are hereby restrained and enjoined, until further Order of this Court:

- a. From manufacturing, importing, advertising, promoting, offering to sell, selling, distributing, or transferring any products bearing and/or using the Lacoste Marks or any confusingly similar trademarks, other than those actually manufactured or distributed by Plaintiff; and
- b. From secreting, concealing, destroying, selling off, transferring, or otherwise disposing of: (i) any products, not manufactured or distributed by Plaintiff, bearing and/or using the Lacoste Marks or any confusingly similar trademarks; (ii) any evidence relating to the manufacture, importation, sale, offer for sale, distribution, or transfer of any products bearing and/or using the Lacoste Marks or any confusingly similar trademarks; or (iii) any assets or other financial accounts subject to this Order, including inventory assets, in the actual or constructive possession of, or owned, controlled, or held by, or subject to access by, any Defendant, including, but not limited to, any assets held by or on behalf of any Defendant.

(2) Each Defendant, its officers, directors, employees, agents, subsidiaries, distributors, and all persons in active concert or participation with any Defendant having notice of this Order shall immediately discontinue, until further Order of this Court, the use of the Lacoste Marks or any confusingly similar trademarks, on or in connection with all e-commerce stores owned and operated or controlled by them, including the Internet based e-commerce stores operating under the E-commerce Store Names.

(3) Each Defendant, its officers, directors, employees, agents, subsidiaries, distributors, and all persons in active concert or participation with any Defendant having notice of this Preliminary Injunction shall immediately discontinue, until further Order of this Court, the use

of the Lacoste Marks, or any confusingly similar trademarks within domain name extensions, metatags or other markers within website source code, from use on any webpage (including as the title of any web page), from any advertising links to other websites, from search engines' databases or cache memory, and from any other form of use of such terms that are visible to a computer user or serves to direct computer searches to e-commerce stores registered, owned, or operated by any Defendant, including the Internet based e-commerce stores operating under the E-commerce Store Names.

(4) Each Defendant shall continue to preserve copies of all computer files relating to the use of any of the E-commerce Store Names and shall take all steps necessary to retrieve computer files relating to the use of the E-commerce Store Names that may have been deleted before the entry of this Preliminary Injunction.

(5) Upon Plaintiff's request, the privacy protection service for any of the E-commerce Store Names for which the registrant uses such privacy protection service to conceal the registrant's identity and contact information is ordered to disclose to Plaintiff the true identities and contact information of those registrants.

(6) Upon receipt of this Preliminary Injunction, the Defendants and all financial institutions, payment processors, banks, escrow services, money transmitters, or marketplace platforms, including but not limited to, PayPal, Inc. ("PayPal"), and their related companies and affiliates shall immediately, to the extent not already done, (i) identify all financial accounts and/or sub-accounts, associated with the Internet based e-commerce stores operating under the E-commerce Store Names, payees, financial accounts, merchant identification numbers, and/or the e-mail addresses identified on Schedule "A" hereto, as well as any other related accounts of the same customer(s); (ii) identify all other accounts which transfer funds into the same financial

institution account(s) or any of the other financial accounts subject to this Preliminary Injunction; (iii) restrain the transfer of all funds, as opposed to ongoing account activity, held or received for their benefit or to be transferred into their respective financial accounts, and any other financial accounts tied thereto; and (iv) divert those restrained funds to a holding account for the trust of the Court;

(7) Upon receipt of this Preliminary Injunction, the Defendants and all financial institutions, payment processors, banks, escrow services, money transmitters, or marketplace platforms, including but not limited to, PayPal, and their related companies and affiliates, shall further, to the extent not already done, provide Plaintiff's counsel with all data that details (i) an accounting of the total funds restrained and identify the financial account(s) and sub-account(s) which the restrained funds are related to, and (ii) the account transactions related to all funds transmitted into the financial account(s) and sub-account(s) which have been restrained. No funds restrained by this Preliminary Injunction shall be transferred or surrendered by any financial institution, payment processor, bank, escrow service, money transmitter, or marketplace website, including but not limited to, PayPal, and their related companies and affiliates for any purpose (other than pursuant to a purchase refund chargeback made by a consumer) without the express authorization of this Court.

(8) Any Defendant or financial institution account holder subject to this Preliminary Injunction may petition the Court to modify the asset restraint set out in this Order.

(9) This Preliminary Injunction shall apply to the E-commerce Store Names, associated e-commerce stores, and any other seller identification names, e-commerce stores, or financial accounts that are being used by Defendants for the purpose of counterfeiting the Lacoste Marks at issue in this action and/or unfairly competing with Plaintiff.

(10) This Preliminary Injunction shall no longer apply to any Defendant or associated e-commerce store name dismissed from this action or as to which Plaintiff has withdrawn its request for a preliminary injunction.

(11) Pursuant to 15 U.S.C. § 1116(d)(5)(D) and Federal Rule of Civil Procedure 65(c), Plaintiff shall maintain its previously-posted bond in the amount of Ten Thousand Dollars and Zero Cents (\$10,000.00), as payment of damages to which Defendants may be entitled for a wrongful injunction or restraint, during the pendency of this action, or until further Order of the Court. In the Court's discretion, the bond may be subject to increase should an application be made in the interest of justice.

(12) In addition, for the purpose of providing additional notice of this proceeding and all other pleadings, orders, and documents filed herein, the owners, operators and/or administrators of the e-commerce stores, and/or financial institutions, payment processors, banks, escrow services, and money transmitters, and marketplace platforms, including but not limited to, PayPal, and their related companies and affiliates shall, at Plaintiff's request, provide Plaintiff's counsel with any e-mail addresses known to be associated with Defendants' respective E-commerce Store Names.

(13) This Preliminary Injunction shall remain in effect during the pendency of this action, or until such further date set by the Court or stipulated to by the parties.

DONE AND ORDERED in Chambers at Miami, Florida, this 11 day of March 2025.



JOSE E. MARTINEZ
UNITED STATES DISTRICT JUDGE

Copies provided to:
Magistrate Judge Sanchez
Counsel of Record

SCHEDULE "A"
DEFENDANTS BY E-COMMERCE STORE NAME,
FINANCIAL ACCOUNT INFORMATION, AND E-MAIL ADDRESSES

Def. No.	Defendant / E-commerce Store Name	Payee	Merchant Number	Financial Account	E-mail Contact
1	3dusat-shirt.com a/k/a spreadt-shirt.com		2A48VUXCCL87L		support@3dusat-shirt.com
1	crystalchirt.com		4ZAYAQT6MR23S		support@spreadt-shirt.com
			4ZAYAQT6MR23S		support@myfrogtee.com
1	designatshop.com		B55L494XHS2HL		support@designatshop.com
			8LPTTVAFXEC6E	payment@snowsmerch.com	support@teehandus.com
1	fanteesus.com a/k/a teesgramusa.com		4ZAYAQT6MR23S		support@fanteesus.com
1	fionashirt.com		6736SBP7JU9U4		support@teesgramusa.com
1	milkywayshirt.com		4ZAYAQT6MR23S		support@fionashirt.com
1	moniozo.com		4ZAYAQT6MR23S		support@milkywayshirt.com
			4ZAYAQT6MR23S		support@moniozo.com
1	myfrogtees.com		6736SBP7JU9U4		support@myfrogtees.com
					support@nvdteeshirt.com
1	nvdteeshirt.com		4ZAYAQT6MR23S		support@mytrendingshirt.com
			4ZAYAQT6MR23S		support@spreadt-shirt.com
1	spreadt-shirt.com		2A48VUXCCL87L		support@t-shirtat.com
			4ZAYAQT6MR23S		
1	techteesusa.com		B55L494XHS2HL		support@techteesusa.com
1	teeslocal.com		B55L494XHS2HL		support@teeslocal.com
			CBB4VW6GJPWHQ		
1	teeworksusa.com		2A48VUXCCL87L		support@teeworksusa.com
		Trinh Lan Anh	B55L494XHS2HL	accountant@4teenqualitee.com	support@teehandus.com
1	tshirtivity.com		B55L494XHS2HL		support@teepublicity.com
1	urnashirt.com		6736SBP7JU9U4		support@urnashirt.com
1	venusmerch.com		4ZAYAQT6MR23S		support@venusmerch.com
2	aaronshirt.com		CYZA7GAZSXMWBW		support@aaronshirt.com
		Alifads	QYXHMLZWUNNE2		support@alifads.com
3	alifads.com	Alifads	6TMUXD43TD4AL		legal@alifads.com
4	alnasclothing.com		JR6HED5MLCQK4		support@alnasclothing.com
4	melonashirt.com		JR6HED5MLCQK4		support@melonashirt.com
5	bestsportfashions.com	Best-Fashions	FY6RANFTVV5V6		best.fashions.store@gmail.com
6	clothhe.com	西安亚晟商贸有限公司	AAF7CJZ46E5D2		clothhe@outlook.com
6	menystyle.com	西安亚晟商贸有限公司	AAF7CJZ46E5D2		menylikes@outlook.com
7	deerprints.co		NJ97KQNZQ4D9E		support@deerprints.co
8	easteeshirt.com		M3NALXCVZY26W		support@easteeshirt.com
					sp.moteesfe@gmail.com

8	nobleteeshirt.com		M3NALXCVZY26W		support@nobleteeshirt.com support@mytrendingshirt.com
8	seronashirt.com		M3NALXCVZY26W		support@seronashirt.com support@etsytees.com
8	teleteeshirt.com		M3NALXCVZY26W		support@teleteeshirt.com
8	vibramtee.com	Nguyen Ai Quoc	6QCVG8YZUUA8	nguyenthanhluan7319@gmail.com	sp.moteesfe@gmail.com support@vibramtee.com support@mytrendingshirt.com
9	excutive-shirts.com		XCSP6K2WCM5RJ		support@excutive-shirts.com
9	fashtees.com		XCSP6K2WCM5RJ		support@fashtees.com
9	lawrencetees.com		XCSP6K2WCM5RJ		support@lawrencetees.com
9	levelupthings.com		XCSP6K2WCM5RJ		support@levelupthings.com
9	uscraftertees.com		XCSP6K2WCM5RJ		support@uscraftertees.com support@mytrendingshirt.com
9	uspeopleapparel.com	Nguyen Viet Khanh Dang		excutive-shirts.com@gmail.com	myteamspopro@gmail.com support@uspeopleapparel.com support@teesprime.com
10	foxmytee.com		4KG4DQAUN58EG 576RGHKDRS98A		contact@foxmytee.com
11	hellodayclothing.com		7N23VDBKGWZQN		support@hellodayclothing.com support@t-shirtat.com
12	hhshirtclothingllc.com		PMTE9Q2RMFRCN		support@hhshirtclothingllc.com
12	potoshirt.com		UMMSMB252DVW PMTE9Q2RMFRCN 7CJZGGJCFEU6W		teespteam@gmail.com support@potoshirt.com
12	printshoptee.com		LE74LKU7UWBEA 7CJZGGJCFEU6W		support@printshoptee.com
12	tshirt-center.com		LE74LKU7UWBEA		support@tshirt-center.com
13	hulktee.com		HCA4RQH5T2M26		support@hulktee.com
14	jamesandersonshops.com		Y3V7HP3SYPRTJ		support@jamesandersonshops.com
15	lkhproduction.com		DZKYZKXCUFM5Y		support@lkhproduction.com
16	marishirt.com		5SY8VZ4XND2MW		support@marishirt.com
16	teeveri.com		5SY8VZ4XND2MW		support@teeveri.com
17	mercuryshirt.com		BDZWGGB76BWPS		support@mercuryshirt.com
17	myfanshirts.com		BDZWGGB76BWPS		support@myfanshirts.com
18	myteesusa.com		SVP2MF7T87CDE		support@myteesusa.com myteebold@gmail.com
19	najera.mylencam.com		7PC27AVKN4A5U		support@najeradecor.com
20	producteeshirt.com	Ary Pujaningrum	43GLZN7T27AL4		producteeshirt.cs@gmail.com
21	tagotee.net	NN	RVPUV9DBCX8E		sales@tagotee.net

22	teetoro.com		RRRY5873LYHRE		support@teetoro.com
23	tihupod.com		RFLHUHK3WZL7U		support@tihupod.com
24	usastylishteas.com		DNTCZ6YZ5XGA2		support@usastylishteas.com
25	viperprints.com		RNHKSR8RGUY5E		cs@viperprints.com
			ERY9LNJ8RM5HA		
26	ycloth.com	西安信浩得商贸有限公司	HRDEDNKFKGG4G	xinhaode@outlook.com	ycloth@outlook.com