

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

**Shenzhen Dejiayun Network Technology Co., Ltd.,**

**Case No. 25-cv-24204**

**Plaintiff,**

**Judge Rodney Smith**

**v.**

**Mag. Judge: Patrick M. Hunt**

**The Partnerships And Unincorporated  
Associations Identified On Schedule “A,”**

**Defendants.**

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**[PROPOSED] ORDER ON PLAINTIFF’S MOTION  
FOR ENTRY OF A PRELIMINARY INJUNCTION**

THIS MATTER comes before the Court on Plaintiff Shenzhen Dejiayun’s Motion for Entry of a Preliminary Injunction. (“Plaintiff’s Motion for PI”). (DE 28). The Plaintiff, Shenzhen Dejiayun (“Plaintiff”), moves for entry of preliminary injunction against the Defendants, Individuals, Partnerships, and Unincorporated Associations Identified on Schedule “A” to the Complaint, and attached hereto, (collectively “Defendants”), and an order restraining the financial accounts used by Defendants pursuant to 17 U.S.C. § 504(b) and Federal Rule of Civil Procedure 65(a).

The Court has carefully considered the Motion, the record, and the governing law. For the reasons stated below, the Plaintiff’s Motion for Entry of a Preliminary Injunction is **GRANTED**.

**I. FACTUAL BACKGROUND**

Plaintiff is the owner of U.S. Trademark Registration No. 5,745,285 (“BAGILAANOE”). (DE 1 at ¶3). Since May 7, 2019, Plaintiff has utilized the BAGILAANOE Mark in connection

with the advertising, marketing and sale of retail items, as depicted therein, in interstate and foreign commerce, including commerce in the State of Florida and the Southern District of Florida. (DE 1-1). In order to counter widespread infringement of the BAGILAANOE mark, Plaintiff has undertaken an investigation which has established that Defendants are using various storefronts on the Walmart e-commerce platform to sell products to consumers in the United States and the State of Florida, including the Southern District of Florida. (DE 13-1 at ¶¶12-14). Plaintiff personally analyzed each of the screenshots and photographs of the products as described in the Declaration of Deng Jialiang and its accompanying exhibits, which demonstrate that products are being offered for sale to residents of the United States and the State of Florida utilizing the unauthorized and infringing counterfeits of Plaintiff's BAGILAANOE mark. (DE 13-1, 11).

## **II. LEGAL STANDARD**

Title 15 U.S.C. §1114 provides liability for trademark infringement if, without the consent of the registrant, a defendant uses "in commerce any reproduction, counterfeit, copy, or colorable imitation of a registered mark in connection with the sale, offering for sale, distribution, or advertising of any goods or services on or in connection with which such use is likely to cause confusion, or to cause mistake, or to deceive."

## **III. CONCLUSIONS OF LAW**

The submissions that the Plaintiff submitted in support of its *Ex Parte* Application for Temporary Restraining Order and the representations made in the Motion for Preliminary Injunction support the following conclusions of law:

A. The Plaintiff has a strong probability of proving at trial that Plaintiff owns the valid trademark for the BAGILAANOE Mark.

B. Because of the infringement of the BAGILAANOE Mark, the Plaintiff is likely to suffer immediate and irreparable injury if a preliminary injunction is not granted. The following specific facts, as set forth in the Plaintiff's Complaint, Application for Temporary Restraining Order, and accompanying submissions, demonstrate that immediate and irreparable loss, damage, and injury will result to the Plaintiff and to consumers, before the Defendants can be heard in opposition unless the Plaintiff's request for relief is granted:

1. The Defendants own or control Internet based e-commerce stores through which Defendants sell products utilizing Plaintiff's BAGILAANOE Mark without permission;

2. There is good cause to believe that more products that do not originate with and are not approved by Plaintiff will appear in the marketplace that are marketed and sold utilizing unauthorized and infringing copies of Plaintiff's BAGILAANOE Mark without permission; that consumers are likely to be misled, confused, and disappointed by the quality of these products; and that the Plaintiff may suffer loss of sales for its genuine products and an unnatural erosion of the legitimate marketplace in which it operates.

3. There is good cause to believe that the Defendants can easily and quickly change the ownership or modify domain registration and e-commerce store account data and content, change payment accounts, redirect consumer traffic to other seller identification names, and transfer assets and ownership of Seller IDs thereby thwarting the Plaintiff's ability to obtain meaningful relief.

C. If a preliminary injunction is issued, the potential harm to the Plaintiff, its reputation, and its goodwill associated with the BAGILAANOE Mark far outweighs the

potential harm to the Defendants in restraining their trade associated with their use of the BAGILAANOE Mark.

D. The public interest favors issuance of the preliminary injunction to protect the Plaintiff's trademark interests, to encourage respect for the law and to protect the public from being defrauded.

E. Pursuant to 15 U.S. Code § 1117(a), a trademark owner is entitled to recover profits, actual damages suffered by it as a result of the infringement, as well as attorney's fees and costs. In addition, the law provides for statutory damages upon Plaintiff's election. 15 U.S.C. §1117(c).

F. Requesting equitable relief "invokes the district court's inherent equitable powers to order preliminary relief, including an asset freeze, in order to assure the availability of permanent relief." *Levi Strauss & Co.*, 51 F.3d 982, 987 (11th Cir. 1995) (citing *Federal Trade Commission v. United States Oil & Gas Corp.*, 748 F.2d 1431, 1433-34 (11th Cir. 1984)).

G. In light of the inherently deceptive nature of the counterfeiting business, and the likelihood that the Defendants have violated federal trademark laws, the Plaintiff has good reason to believe the Defendants will hide or transfer their ill-gotten assets beyond the jurisdiction of this Court unless those assets are restrained.

Upon review of the Plaintiff's Complaint, Motion for Entry of Preliminary Injunction, and supporting evidentiary submissions, the Court hereby ORDERS AND ADJUDGES that the Plaintiff's Motion for Entry of a Preliminary Injunction Order (DE 28) is GRANTED, under the terms set forth below:

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

- a. reproducing, distributing copies of, making derivative works of, or publicly displaying the BAGILAANOE Mark in any manner without the express authorization of Plaintiff;
- b. using the BAGILAANOE Mark in connection with the publicity, promotion, sale, distribution or advertising of any goods sold by Defendants and selling of any items under the BAGILAANOE Mark;
- c. committing any acts calculated to cause consumers to believe that Defendants' products are those sold under the authorization, control or supervision of Plaintiff, or are sponsored by, approved by, or otherwise connected with Plaintiff;
- d. further infringing the BAGILAANOE Mark and damaging Plaintiff's goodwill;
- e. from secreting, concealing, destroying, selling off, transferring, or otherwise disposing of: (i) any evidence relating to the manufacture, importation, sale, offer for sale, distribution, or transfer of any products marketed, sold or offered for sale using the BAGILAANOE Mark or substantially similar reproductions; or (ii) any assets or other financial accounts subject to this Order, in the actual or constructive possession of, or owned, controlled, or held by, or subject to access by, any of the Defendants, including, but not limited to, any assets held by or on behalf of any of the Defendants.

2. Each of the Defendants, 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 shall immediately discontinue the use of the BAGILAANOE Mark on or in connection with, all Internet based e-commerce stores owned and operated, or controlled by them, including the Internet based e-commerce stores operating under the Seller ID's.

3. Each of the Defendants shall not transfer ownership of the Seller IDs during the pendency of this action, or until further Order of the Court.

4. Upon receipt of notice of this Order, the Defendants and any third party financial institutions, payment processors, banks, escrow services, money transmitters, or marketplace platforms that are providing services for any of the Defendants, including but not limited to, Walmart, Hyperwallet, Paypal, PingPong, Stripe, and Payoneer, and their related companies and affiliates (collectively, the "Third Party Providers"), shall within five (5) business days after receipt of notice of this Order restrain the transfer of all funds, including funds relating to ongoing account activity, held or received for the Defendants' benefit or to be transferred into the Defendants' respective financial accounts, restrain any other financial accounts tied thereto. Such restraining of the funds and the disclosure of the related financial institution account information (as provided below) shall be made without notice to the account owners or the financial institutions until after those accounts are restrained. No funds restrained by this Order shall be transferred or surrendered by any Third Party Provider for any purpose (other than pursuant to a chargeback made pursuant to their security interest in the funds) without the express authorization of this Court.

5. Any Defendant or Third Party Provider subject to this Order may petition the Court to modify the asset restraint set out in this Order.

6. In addition to other methods authorized by law, Plaintiff may provide notice of these proceedings to third parties by delivery of this Order and other relevant documents electronically to the following Online marketplace platforms, Financial Institutions and/or Third Party Service Providers, including Walmart, PayPal, Hyperwallet, Stripe, Ping Pong, and Payoneer.

7. This Order shall apply to the Seller IDs, associated e-commerce stores and websites, and any other seller identification names, e-commerce stores, domain names, websites, or financial accounts which are being used by Defendants for the purpose of infringing the BAGILAANOE Mark at issue in this action and/or unfairly competing with Plaintiff.

8. The Court determines that the bond to be posted by Plaintiff, in the amount of Ten Thousand Dollars and Zero Cents (\$10,000.00), is sufficient and shall remain with the Court until a final disposition or until this Preliminary Injunction is dissolved or terminated.

9. This preliminary injunction order shall remain in effect until a final disposition or until this Preliminary Injunction is dissolved or terminated.

10. Any Defendants that are subject to this Order may appear and move to dissolve or modify the Order on two days' notice to Plaintiff or on shorter notice as set by this Court.

**DONE AND ORDERED** in Fort Lauderdale, Florida this \_\_\_\_ day of April, 2026.

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**RODNEY SMITH**  
**UNITED STATES DISTRICT JUDGE**

cc: counsel of record

**SCHEDULE A**

<b>Def. No.</b>	<b>Platform</b>	<b>Store Name</b>
1	Walmart	Abetb
2	Walmart	Accio Money
3	Walmart	Anst Alarm Clock Offical
4	Walmart	AQLR Co,Ltd
5	Walmart	Baipangxie.co
6	Walmart	Balance Store
7	Walmart	Beesli R
8	Walmart	Best Experience
9	Walmart	Blue Lightning
10	Walmart	Blue sky love
11	Walmart	Brenberke INC
12	Walmart	BU WU HAO
13	Walmart	chengsheng
14	Walmart	Chenshuai
15	Walmart	Clothing Shopping
16	Walmart	CLZLOUD Clothing
17	Walmart	ComfortMart
18	Walmart	dewenkeji
19	Walmart	Dian Q

20	Walmart	Discount Rabbit
21	Walmart	Eleonora Department stores
22	Walmart	Ennmui loop
23	Walmart	Evergreen Boutique
24	Walmart	FANGQU Co.Ltd
25	Walmart	FANHUI
26	Walmart	FASHI0NFACT0RY INC
27	Walmart	foshanshizezaojiajuyoux
28	Walmart	FOXKE
29	Walmart	Fupofacaiya
30	Walmart	GUO XUE WAN
31	Walmart	GWIDHAED
32	Walmart	Gznate Co.Ltd
33	Walmart	HAO XIANG
34	Walmart	Have a fun
35	Walmart	Health Life Select
36	Walmart	Herise
37	Walmart	hoadeuw
38	Walmart	HONGCHEN Co.Ltd
39	Walmart	HUI HAN
40	Walmart	hyyyuemd
41	Walmart	JF Co.,Ltd
42	Walmart	JIAN CHUAN

43	Walmart	jijidcca
44	Walmart	JSin
45	Walmart	JUN RONG CEN
46	Walmart	KAI BAO FA
47	Walmart	KeMouKeJi
48	Walmart	kunmingsaigeshangmaoyouxiangongsi
49	Walmart	Lanxnue
50	Walmart	Lihanbebe Co.Ltd
51	Walmart	lilijuan
52	Walmart	liuzelong
53	Walmart	LMBKK
54	Walmart	LnSport Co.,Ltd
55	Walmart	Lroxiy
56	Walmart	Lucky You
57	Walmart	Manzhenjie toy co., ltd
58	Walmart	MINGQU Co.Ltd
59	Walmart	Morrow
60	Walmart	New fashion
61	Walmart	Nice Shiping
62	Walmart	Ningtannaoyi
63	Walmart	NUIgan INC
64	Walmart	Phenhua Clothing
65	Walmart	piartly

66	Walmart	Preventy
67	Walmart	PXH
68	Walmart	Qianyuanlong
69	Walmart	QQtechnology
70	Walmart	Quealent Co.Ltd
71	Walmart	QWZian
72	Walmart	QYOY TOY INC
73	Walmart	Red Ball
74	Walmart	SCFDZSW Co., Ltd.
75	Walmart	Sebulube Deals Today Clearance
76	Walmart	sgJHXb
77	Walmart	shenzhenshierdiriyongbaihuo
78	Walmart	SHEYON BEAUTY INC
79	Walmart	Sitikel
80	Walmart	Snow M Electronics Co., Ltd
81	Walmart	suolingkeji
82	Walmart	Susoonfo INC
83	Walmart	Sweet Home LLC
84	Walmart	TANG Garden INC
85	Walmart	TANGNADE
86	Walmart	thinsont
87	Walmart	thogive Co.Ltd
88	Walmart	tongbaimaoyi

89	Walmart	Victaryo
90	Walmart	Walda
91	Walmart	Waldeals
92	Walmart	Wangyue Clothing
93	Walmart	Wardrobe Inc.
94	Walmart	Waserce Clothing
95	Walmart	WEN ZOU
96	Walmart	Wen-L ltd
97	Walmart	Wind to Win Store
98	Walmart	XIAO XIAO HUI
99	Walmart	XNIGF Co.,Ltd
100	Walmart	Xuapaodt INC
101	Walmart	YANG BO
102	Walmart	YE KAI
103	Walmart	YENMBX
104	Walmart	Yifanshun
105	Walmart	yo1nengzh
106	Walmart	yuhuang Co.ltd
107	Walmart	yunhao
108	Walmart	Zengkjue
109	Walmart	ZHAO LING GAN
110	Walmart	Zhengbokeji
111	Walmart	Zhizh

112	Walmart	ZLM
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