

**IN THE UNITED STATES DISTRICT COURT FOR THE
DISTRICT OF MARYLAND
Baltimore Division**

BULLESEYEBORE, INC.,)	
)	
Plaintiff,)	.
)	
v.)	Civil Action No. 1:24-cv-00246-RDB
)	
LANDBASE TRADING CO. LTD, and)	
)	
MANNER TRADING CO . LTD, and)	
)	
Maoyun Zhou, and)	
)	
Yanbo Zhao, and)	
)	
DOES 1-9)	
)	
Defendants.)	

[Proposed] ORDER

Upon consideration of Plaintiff’s Motion for Temporary Restraining Order and Other Relief, this Court finds that Plaintiff has demonstrated a need for such relief in this case.

Plaintiff Bulleyebore, Inc. (Bullseyebore”) filed an *Ex Parte* Motion for Entry of a Temporary Restraining Order and other Relief, including a request for a temporary injunction, a temporary transfer of the Defendants’ Domain Names, a temporary asset restraint, expedited discovery and service of process by Email and Electronic Publication, (the “Motion”) against the fully interactive, e-commerce stores operating under the Sellers and Sellers aliases identified in

Schedule A to the Complaint and attached hereto (collectively, “Defendants”) and using at least the domain names identified in Schedule A (the “Defendant Domain Names”).

After reviewing the Motion and the accompanying record, this Court GRANTS Bullseybore’s Motion as follows.

This Court finds, in the absence of adversarial presentation, that Bulleyebore has provided a basis to conclude that Defendants have sold products using Bullseyebore federally registered copyrights (the “Bulleyebore Copyrights”) and/or using infringing and counterfeit versions of Bullseyebore trademarks (the “Bullseyebore Trademarks”).

This 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 Bullseyebore has presented specific facts in the Declaration of Andrew Aitken in support of the Motion and accompanying evidence that clearly shows immediate and irreparable injury, loss, and damage will result to the movant before the adverse party 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 that

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 the Bullseyebore Trademarks or any reproductions, counterfeit copies, or colorable imitations in any manner in connection with the distribution, marketing, advertising, offering for sale, or sale of any product that is not a genuine Bullseyebore Products product or not authorized by s to be sold in connection with the Bullseyebore Trademarks;

- b. reproducing, distributing copies of, making derivative works of, or publicly displaying the Bullseyebore Copyrights in any manner without the express authorization of Bullseyebore;
- c. passing off, inducing, or enabling others to sell or pass off any product as a genuine Bullseyebore Product or any other product produced by Bullseyebore, that is not Bullseyebore's or not produced under the authorization, control, or supervision of Bullseyebore and approved by Bullseyebore for sale under the Bullseyebore Trademarks;
- d. committing any acts calculated to cause consumers to believe that Defendants' products are those sold under the authorization, control, or supervision of Bullseyebore, or are sponsored by, approved by, or otherwise connected with Bullseyebore;
- e. manufacturing, 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 Bullseyebore, nor authorized by Bullseyebore to be sold or offered for sale, and which bear any of Bullseyebore's copyrights or trademarks, including the Bullseyebore Copyrights and the Bullseyebore Trademarks, or any reproductions, counterfeit copies, or colorable imitations; and
- f; effecting assignments or transfers, forming new entities or associations, or utilizing any other device for the purpose of circumventing or otherwise avoiding the prohibitions set forth in Subparagraphs (d) and (e).

2. Defendants shall not transfer or dispose of any money or other of Defendants' assets in any of Defendants' financial accounts.

3. Bullseyebore is authorized to issue expedited written discovery to Defendants, pursuant to

Federal Rules of Civil Procedure 33, 34, and 36, 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 webpages and Defendants' financial accounts and Defendants' sales and listing history related to their respective web pages or Web Stores; 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, Inc. (“PayPal”), or other merchant account providers, payment providers, third party processors, and credit card associations (e.g., MasterCard and VISA).

4. The domain name registries for the Defendants’ Domain Names, including, but not limited to, Namesilo, LLC and Alibaba Cloud Servicee, 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 Defendants Domain Names as set forth in Sechedule A and make them inactive and untransferable until further order by this Court.

5. Upon Bullseyebore’s request, those with notice of this Order, including the Third Party Providers including Meta, Inc. (Facebook and Instagram, 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 counterfeit and infringing goods bearing the Bullseyebore Copyrights or using the Bullseyebore Trademarks.

6. Any Third Party Providers, including PayPal, within seven (7) calendar days of receipt of this Order shall: 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. shall 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. Bullseyebore may provide notice of the proceedings in this case to Defendants, including notice of the preliminary injunction hearing, service of process pursuant to Fed. R. Civ. P. 4(f)(3), and any future motions, by electronically publishing a link to the Complaint, this Order, and other relevant documents on a website and by sending an e-mail with a link to said website to the e-mail addresses provided for Defendants by third parties. The Clerk of the Court is directed to issue a single original summons in the name of “Landbase Trading Co., Ltd. and all other Defendants identified in the Complaint” that shall apply to all Defendants. The combination of providing notice via electronic publication and email, along with any notice that Defendants receive from domain name registers or payment processors, shall constitute notice reasonably calculated under all circumstances to apprise Defendants of the pendency of the action and afford them the opportunity to present their objections.

8. Within seven (7) calendar days of entry of this Order, Bullseyebore shall deposit with the Court (\$10,000) (\$1,000 per defendant), either cash 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 US District Court of Maryland Local Rules. Any third party impacted by this Order may move for appropriate relief.

10. This Temporary Restraining Order without notice is entered at _____ on this _____ day of January 2023 and shall remain in effect for fourteen (14) calendar days. Any motion to extend this Order must be filed by _____