

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

Shenzhen Aifasite Electronic)	Case No.: 0:23-cv-61018-RKA
Commerce Co., Ltd.)	
)	Judge: Roy K. Altman
Plaintiff,)	
)	Mag. Judge: Patrick M. Hunt
v.)	
)	
The Partnerships And)	
Unincorporated Associations)	
Identified On Schedule "A")	
)	
Defendants.)	
)	
_____)	

**DECLARATION OF LYDIA PITTAWAY IN SUPPORT OF
PLAINTIFF'S MOTION FOR ENTRY OF FINAL DEFAULT JUDGMENT**

I, Lydia Pittaway, declare and state as follows:

1. I am an attorney duly authorized and licensed to practice before all courts in the State of Florida and the Southern District of Florida. I am counsel of record for Plaintiff, Shenzhen Aifasite Electronic Commerce Co., Ltd. ("Aifasite" or "Plaintiff"), in the above captioned action. I submit this Declaration, which is filed in support of Plaintiff's Motion for Entry of Final Default Judgment against Defendants, the Individuals, Business Entities, and Unincorporated Associations identified on Schedule "A" to Plaintiff's Motion for Entry of Final Default Judgment (collectively "Defaulting Defendants"). I am personally knowledgeable of the matters set forth in this Declaration and, if called upon to do so, I could and would competently testify to the following facts set forth below.

2. Plaintiff filed its Complaint on May 31, 2023 in order to combat the willful and intentional counterfeiting and infringement and false designation of origin by the Defendants marketing, offering for sale, and advertising with its federally registered Calsunbaby trademark. (D.E. 1 at ¶ 3).

3. On June 16, 2023, in order to facilitate the investigation of its claims and the identity and location of Defendants, Plaintiff moved for an order permitting expedited discovery. (D.E. 10). On July 10, 2023, the Court granted the motion and authorized expedited third-party discovery. (D.E. 12).

4. On July 10, 2023, this Court also entered an order Authorizing Electronic Service of Process (D.E. 14), permitting Plaintiff to serve the Summonses, Complaint, and filings in this matter upon Defendants via electronic mail (“e-mail”) and via Plaintiff’s designated serving notice website by posting copies of the same on the Internet website appearing at the URL <https://fordbanister.com/case-023-cv-61018-rka-shenzhen-aifasite-electronic-commerce-co-ltd/>.

4. On June 16, 2023, Plaintiff also moved for a temporary restraining order (D.E. 8). On July 10, 2023, this Court granted the motion for a temporary restraining order by sealed order. (D.E. 13). On July 21, 2023, Plaintiff filed its *Ex Parte* Application to Extend Temporary Restraining Order. (D.E. 17). On July 24, 2023, this Court granted Plaintiff’s motion for extension of a temporary restraining order for fourteen additional days. (D.E. 18).

5. On July 28, 2023, Plaintiff filed its Motion for Preliminary Injunction. (D.E. 21). On July 28, 2023, Plaintiff served Defendants with the Preliminary Injunction and the corresponding notice of hearing. (D.E. 22). On August 8, 2023, this Court granted Plaintiff’s Motion for Preliminary Injunction. (D.E. 35).

6. The Temporary Restraining Order and Preliminary Injunction required, inter alia, third-party payment processors including, but not limited to Paypal, Stripe, Pingpong, Payoneer and Walmart and their related companies and affiliates, to identify and restrain all funds in Defendants' associated payment accounts, including all related financial accounts tied to, used by, or that transmit funds into, the respective Defendants' financial accounts, and divert those funds to a holding account for the trust of the Court. Subsequently, my firm received notice from the third-party processors that it complied with the requirements of the Court's Orders.

7. On August 7, 2023, pursuant to the Court's Order, Plaintiff served Defendants with their respective Summons and a copy of the Complaint via email service and website posting. (D.E. 29-32).

8. The time allowed for Defendants to respond to the Complaint has expired.

9. To date, Defaulting Defendants have not filed any responsive pleadings to the Complaint, have not requested an enlargement of time to respond to the Complaint, nor have Defaulting Defendants entered a formal appearance pro se or by counsel on their behalf.

10. I am informed and believe that none of the Defaulting Defendants are infants or incompetent persons, and, upon information and belief, the Servicemembers Civil Relief Act does not apply.

11. On May 1, 2024, Plaintiff filed its Motion for Clerk's Entry of Default as to the remaining Defendants. (D.E. 98). On May 2, 2024, the Clerk of Court entered default under Fed.R.Civ.P. 55(a). (D.E. 101). On May 3, 2024, this Court also found that these Defendants had not responded to the Complaint or otherwise appeared in this action. (D.E. 108).

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed the 10th day of May, 2024, at Fort Pierce, Florida.

Signature: Lydia Pittaway

Affiant: Lydia Pittaway