

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
CASE NO. 21-61332-CIV-RUIZ**

CHANEL, INC.,

Plaintiff,

vs.

ANALUXURYFASHION, *et al.*,

Defendants.

**DECLARATION OF STEPHEN M. GAFFIGAN IN SUPPORT OF
PLAINTIFF’S MOTION FOR ENTRY OF FINAL DEFAULT JUDGMENT**

I, Stephen M. Gaffigan, declare and state as follows:

1. I am the attorney for Plaintiff, Chanel, Inc. (“Chanel” or “Plaintiff”), in the above captioned action. I submit this Declaration 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 “Defendants”) and, if called upon to do so, I could and would competently testify to the following facts set forth below.

2. On June 29, 2021, Chanel filed its *Ex Parte* Application for Entry of Temporary Restraining Order, Preliminary Injunction, and Order Restraining Transfer of Assets (the “Application for Temporary Restraining Order”) [ECF No. 6]. I hereby incorporate by reference all factual allegations contained in my Declaration filed in support of Chanel’s Application for Temporary Restraining Order [ECF No. 6-2]. On July 2, 2021, this Court entered an Order granting Plaintiff’s Application for Temporary Restraining Order [ECF No. 11]. On August 2, 2021, the Court held a hearing on Plaintiff’s Motion for Preliminary Injunction and indicated at the hearing that the Motion for Preliminary Injunction would be granted. (See [ECF No. 27].)

The Temporary Restraining Order required, *inter alia*, PayPal, Inc. (“PayPal”),¹ Alibaba.com Hong Kong Limited, which operates the AliExpress.com platform (“AliExpress”), Zhejiang Ant Small and Micro Financial Services Group Co., Ltd. (“Ant Financial Services”), AliPay (China) Internet Technology Co. Ltd., Alipay.com Co., Ltd., and Alipay Singapore E-Commerce Private Limited (collectively, “Alipay”), Amazon Payments, Inc. (“Amazon”), ContextLogic, Inc., which operates the Wish.com website (“ContextLogic”), Dunhuang Group which operates the DHgate.com and DHPay.com platforms, Camel FinTech Inc, and their related companies and affiliates, to identify and restrain all funds in Defendants’ associated payment accounts, including all financial accounts tied to, associated with, 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 applicable financial institutions that they complied with the requirements of the Court’s Orders.

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3. On June 28, 2021, Chanel filed its Complaint [ECF No. 1], and on July 26, 2021, its Amended Complaint for Damages and Injunctive Relief against Defendants [ECF No. 16].

4. On June 29, 2021, Chanel filed its *Ex Parte* Motion for Order Authorizing Alternate Service of Process on Defendants Pursuant to Federal Rule of Civil Procedure 4(f)(3) (“Motion for Alternate Service”) [ECF No. 7], which the Court subsequently granted on July 2, 2021 [ECF No. 10], authorizing Chanel to serve the Summonses, Complaint, and all filings and discovery in this matter upon Defendants via electronic mail (“e-mail”) or via website posting by

¹ After the Court’s entry of the Temporary Restraining Order, Chanel discovered Defendant Numbers 5, 11, 16, 19, 40-44, and 47, were using additional PayPal accounts to receive money in connection with their respective Seller IDs and Subject Domain Names, and under some newly identified aliases. Accordingly, pursuant to the Court’s Temporary Restraining Order, Chanel requested PayPal restrain all funds in those Defendants’ respective additional accounts. (See all Notices of Identification of Additional Aliases and/or PayPal Accounts Used By Defendant Numbers 5, 11, 16, 19, 40-44, and 47 [ECF Nos. 18, 28, 29, 30].)

posting copies of the same on Chanel's designated serving notice website appearing at the URL <http://servingnotice.com/cp05e/index.html>.

5. Pursuant to the Court's Order granting Chanel's Motion for Alternate Service, on July 27, 2021 and July 29, 2021, Chanel served Defendants with their respective Summons, a copy of the Complaint, and Amended Complaint via e-mail service and via website posting. (See [ECF No. 31], Proof of Service on file with the Court.)

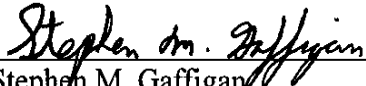
6. The time allowed for Defendants to respond to the Amended Complaint has expired.

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

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

9. On September 9, 2021 and September 10, 2021, Chanel filed its Requests for Clerk's Entry of Default [ECF Nos. 32, 34, respectively]. The Clerk subsequently entered default against all Defendants on September 10, 2021 and September 13, 2021, for failure to appear, answer, or otherwise plead to the Amended Complaint filed herein within the time required [ECF Nos. 33, 35, respectively].²

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed this 8th day of October, 2021, at Hollywood, Florida.


Stephen M. Gaffigan

² On September 28, 2021, this Court issued an Order for the Clerk to file an Entry of Default against Defendants and for Chanel to move for Default Final Judgment [ECF No. 36].