

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

NIFTY HOME PRODUCTS, INC.,

Plaintiff,

v.

LAYLAXY, et al.,

Defendants.

Civil Action No.

FILED UNDER SEAL

PLAINTIFF’S MOTION TO EXCEED PAGE LIMIT¹

Plaintiff hereby moves for an order granting Plaintiff permission to file a memorandum of law in excess of the page limitations set by the Court in support of Plaintiff’s *ex parte* application for: a temporary restraining order; an order to show cause why a preliminary injunction should not issue: an asset restraining order; and an order authorizing expedited discovery against Defendants Identified on **Schedule “A”** to the Complaint (collectively, hereinafter referred to as “Defendants”) in light of Defendants’ intentional and willful manufacturing, importing, exporting, advertising, marketing, promoting, distributing, displaying, offering for sale, and/or selling of Infringing Products (“Application”), which is being filed herewith.

¹ This Court granted the identical motion in the related case of *Nifty Home Products, Inc., v. LADYNANA US*, et al., Civil Action No. 22-994 (Schwab, J) ECF No. 14. The papers in the instant case are quite similar in length and content. Indeed, all of the Court’s brethren have granted such a motion in similar anti-counterfeiting cases brought by undersigned counsel. *See, e.g., Osprey LLC v. Alfie Pet et al*, Civil Action 22-790 (Ranjan, J) ECF No. 15. *Pawesome Pet Products v. Colorflowers, et al*, Civil Action No. 22-629 (Hornak, CJ) ECF No. 23, *Aquapaw Brands LLC v. Yan-Peng, et al*, Civil Action No.s 21-1784 (Wiegand, J) ECF No. 17, *Talisman Designs, LLC v. Angelworld, et al*, Civil Action No. 21-1292 (Colville, J) ECF No. 6, *Gorge Design Group LLC v. Syarme, et al*, Civil Action No. 20-1384 (Stickman, J) ECF No. 14, *Rapid Slicer, LLC v Art-House, et al.*, Civil Action No. 19-411 (Horan, J) ECF No. 10.

In this District Court, each Judge is allowed to set his or her own rules regarding the page limitations for filing a memorandum of law. Seeing as Plaintiff is filing its memorandum of law in support of its Application contemporaneously with its initial pleadings, this case has not yet been opened or assigned a Judge. Accordingly, Plaintiff is unable to ascertain whether its memorandum of law will exceed any page length restriction established by the designated Judge. As such, Plaintiff seeks permission to file a memorandum of law in support of its Application that exceeds the assigned Judge's page limitations. Plaintiff believes that this length is necessary to adequately support its *ex parte* Application.

Accordingly, Plaintiff respectfully requests that the Court grant this motion allowing Plaintiff to submit a memorandum of law in support of its Application which may exceed the page limit instructed by the Court.

A Proposed Order granting this motion is submitted herewith.

Respectfully submitted,

Dated: May 31, 2023

/s/ Stanley D. Ference III
Stanley D. Ference III
Pa. ID No. 59899
courts@ferencelaw.com

Brian Samuel Malkin
Pa. ID No. 70448
bmalkin@ferencelaw.com

FERENCE & ASSOCIATES LLC
409 Broad Street
Pittsburgh, Pennsylvania 15143
(412) 741-8400 – Telephone
(412) 741-9292 – Facsimile

Attorneys for Plaintiff