

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

AFG MEDIA LTD,

*Plaintiff,*

v.

POPTREND-OFFICIAL, *et al,*

*Defendants.*

Civil Action No. 2:23-cv-1840

Hon. William S. Stickman IV

**ORDER OF COURT**

AND NOW, this 29<sup>th</sup> day of December 2023, for the reasons set forth in the Memorandum Opinion filed this day, IT IS HEREBY ORDERED that Plaintiff AFG Media Ltd's ("AFG") Motion for Preliminary Injunction (ECF No. 28) is GRANTED. IT IS FURTHER ORDERED that Defendants and all persons or entities acting in concert with them are hereby enjoined as follows:

- (a) Defendants may not use AFG's copyrighted work for distribution, marketing, advertising, offering for sale, or sale of any allegedly infringing costumes;
- (b) Defendants may not ship, deliver, hold for sale, transfer or otherwise move, store, distribute, return, or otherwise dispose of in any manner products that infringe upon AFG's copyrighted work;
- (c) Defendants may not form new entities or associations, or create and/or utilize any other seller on an online marketplace platform or any other means of importation, exportation, advertising, marketing, promotion, distribution, and/or display for the purposes of selling the allegedly infringing costumes;
- (d) Defendant may not transfer ownership of the User Accounts or Merchant Storefronts associated with their Seller IDs;

- (e) Defendants shall immediately identify and restrain all funds related to the sale of the allegedly infringing costumes;
- (f) Defendants may not secret, conceal, destroy, alter, sell, transfer, or otherwise dispose of and/or deal with any computer files, data, business records, documents, or any other records or evidence relating to their User Accounts, Merchant Storefronts, or any money, securities, or other property or assets of Defendants;
- (g) Defendants shall preserve copies of all computer files relating to the use of any User Account and/or Merchant Storefronts under their Seller IDs and take all reasonable steps to retrieve computer files relating to the use of the User Accounts and/or Merchant Storefronts under their Seller IDs that may be deleted before the entry of this Order;
- (h) upon AFG's request, within no later than five (5) calendar days of AFG's request, all online marketplaces shall upon receipt of this Order, suspend, block, tombstone, and/or delete any product listings identified by AFG as either identical or substantially similar, to AFG's copyrighted work, whether sold by Defendants or other persons or entities.
- (i) upon AFG's request, Amazon.com, Inc., and its related companies and affiliates, shall remove listings and/or advertisements for any product that AFG identifies as using its copyrighted work;
- (j) upon AFG's request, a Third-Party Service Provider shall remove listings and/or advertisements for any product advertised using AFG's photographs and/or videos;
- (k) this Order shall remain in effect during the pendency of this action or until further order of the Court.

IT IS FURTHER ORDERED that the \$5,000.00 bond previously posted shall remain in place as security for the preliminary injunction.

IT IS FURTHER ORDERED that the parties must meet and confer to discuss (1) the amount of funds related to Defendants' sales of the allegedly infringing costumes and (2) the sufficient place for these funds to be deposited pending this suit and (2). The parties are to relay the stipulated amount and their decision on where the funds will be deposited to the Court by

**January 12, 2024.** If the parties fail to reach a stipulated amount, the Court will schedule an evidentiary hearing.

BY THE COURT:

s/ William S. Stickman IV  
WILLIAM S. STICKMAN IV  
UNITED STATES DISTRICT JUDGE