

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

ALLSEASON ENTERPRISES, LLC,

Plaintiff,

v.

MYKYTA MELNIK LLC, *et al.*,

Defendants.

Civil Action No. 24-cv-921

**(Judge Colville)**

**MOTION FOR ENTRY OF DEFAULT JUDGMENT AND PERMANENT  
INJUNCTION<sup>1</sup>**

In accordance Federal Rule of Civil Procedure 55(b)(2), Plaintiff respectfully submits this Motion for Default Judgment and Permanent Injunction against the defaulting Defendants set forth on Attachment “A” (hereinafter collectively referred to as “Defendants” or individually as “Defendant”). The grounds for this Motion are set forth in the accompanying Memorandum in Support.

Plaintiff respectfully requests the following relief from the Court: (1) a damage award, against each individual Defendant, severally and individually, as listed on Schedule A for statutory damages (of \$150,000.00 multiplied by the number of copyrighted words infringed) for their intentional copyright infringement and disgorgement of admitted profits (\$2,000,0000.00) for their unfair competition, calculated as follows:

Defendants 25, 65, and 77 (\$2,150,000.00)(infringing one work);

Defendants 57 and 93 (\$2,300,000.00)(infringing two works);

Defendants 91 and 102 (\$2,450,000.00)(infringing three works);

Defendants 1, 4, 5, 6, 8, 9, 16, 18, 49, 50, 83, 84, 85, 87, 96, 107, 112, and 115

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<sup>1</sup> This motion does not dispose of all the claims in this case since some of the defendants have not yet been defaulted or are continuing to negotiate with plaintiff. These defendants are not included in the attached Schedule A for the motion. In the event a settlement is not completed, the plaintiff will file a motion to amend to dispose of the remaining claims.

(\$2,600,000.00)(infringing four works);

Defendants 3 and 66 (\$2,750,000.00)(infringing five works);

Defendants 10, 14, 42, 44, 63, 64, 73, 81, 86, 94, 95,100, 110, and 114  
(\$2,900,000.00)(infringing six works);

And damages for Defendant No. 41 (\$2,900,000.00) for statutory damages for intentional copyright infringement of six works and trademark counterfeiting;

(2) a post-judgment asset restraining order, and an order authorizing the release and transfer of Defendants' assets from the Third-Party Service Provider(s) and Financial Institution(s) to satisfy the damages, in whole or in part, awarded to Plaintiff, and a (3) permanent injunction in order to prevent Defendants from infringing Plaintiff's intellectual property rights in the future. A proposed Order granting the relief sought is submitted herewith.

Respectfully submitted,

Dated: September 16, 2024

/s/ Stanley D. Ference III

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