

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

JJ DESIGN HOUSE LLC,

Plaintiff,

v.

YIQIYOU, *et al.*,

Defendants.

Case No.

FILED UNDER SEAL

DECLARATION OF JESSIE GAGATKO

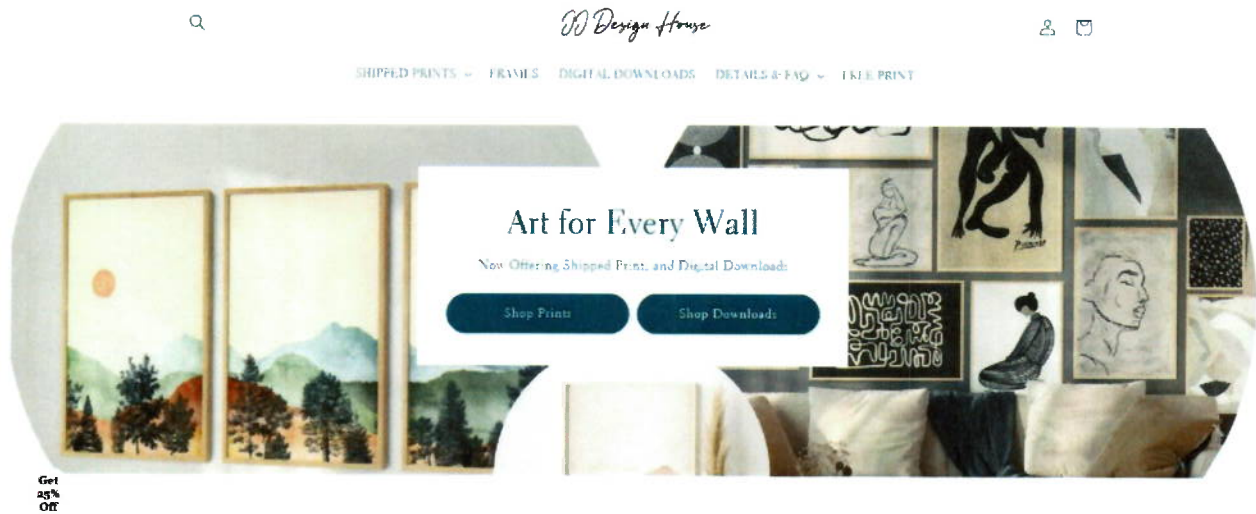
I, JESSIE GAGATKO, declare and state as follows:

1. This declaration is based upon my personal knowledge of the facts stated herein or on the business records that were made at the time or in the regular course of business. If called as a witness, I could and would testify to the statements made herein.

2. I am the artist that creates all the Jessie Gagatko Works and am the owner of JJ Design House LLC (“JJ Design House”), the Plaintiff in this lawsuit. I make this declaration from matters within my knowledge save where otherwise stated.

3. I am an artist and surface pattern designer who produces works for hire for Plaintiff JJ Design House. I create products and designs for various uses including home décor, furniture, wall art, technology, and many more.

4. JJ Design House is the official source of products associated with the Jessie Gagatko Works (the “Jessie Gagatko Products”):



<https://jjdesignhouse.com/>

5. JJ Design House is the owner of the copyright registrations for the Jessie Gagatko copyrighted works, which include United States Copyright Registration Nos. VA 2-411-886; VA 2-411-570; VA 2-411-568; VA 2-411-567, VA 2-411-571, VA 2-411-887, and VA 2-411-890 (the “Jessie Gagatko Works”). True and correct copies of the copyright registrations for the Jessie Gagatko Works are attached to the Complaint as **Exhibit 1**.





6. JJ Design House controls the quality of all materials and content that feature the distinctive Jessie Gagatko Works.




7. Substantial time, money, and other resources have been expended in developing, advertising, licensing, and otherwise promoting the Jessie Gagatko Works. As a result, the images are widely recognized and exclusively associated by consumers, the public, and the trade with JJ Design House.



8. The success of the Jessie Gagatko Works has resulted in significant infringement of JJ Design House’s copyrights. Consequently, an anti-pirating program has been implemented to investigate suspicious websites and online marketplace listings identified in proactive internet

sweeps. Various marketplace listings have been identified on multiple platforms, including the internet stores identified in Schedule A attached to the Complaint (“Defendant Internet Stores”), which were offering for sale, selling, and importing unauthorized Jessie Gagatko Products to consumers in this judicial district and throughout the United States.

9. I am aware of investigations related to internet-based infringement of the Jessie Gagatko Works. The investigations show that Defendants are using the Defendant Internet Stores to sell infringing Jessie Gagatko Products from foreign countries such as China to consumers in the United States. I, or someone working under my direction, analyzed the Defendant Internet Stores and determined that infringing Jessie Gagatko Products were being offered for sale to the United States, including Pennsylvania. The Defendants and their websites do not conduct business with JJ Design House or me and do not have the right or authority to use the copyrights for any reason. Below is a side-by-side comparison of the Jessie Gagatko Works and examples of Defendants’ products reviewed that embody the copyrighted Jessie Gagatko Works:

Reg. Number	Title of Work	Copyrighted Work	Defendants’ Product
VA 2-411-886	Hands Holding Line Art		 Def #1-56, 82-136
VA 2-411-570	Book Woman		 Def #57-62, 137

Reg. Number	Title of Work	Copyrighted Work	Defendants' Product
VA 2-411-568	Boho Leaves		 Def #63-68, 138-141
VA 2-411-567	Boho Rainbows		 Def #69-70, 142
VA 2-411-571	Soft Mods I		 Def #71-77
VA 2-411-887	Soft Mods II		 Def #78-80

Reg. Number	Title of Work	Copyrighted Work	Defendants' Product
VA 2-411-890	Sunset Bloom II		 Def # 81

10. Monetary damages alone cannot adequately compensate JJ Design House for the ongoing infringement because monetary damages fail to address the loss of control of and damage to JJ Design House's reputation, goodwill, and control over the nature of the derivative works made using JJ Design House's copyrighted material. Furthermore, monetary damages are difficult, if not impossible, to completely ascertain due to the inability to fully quantify the monetary damage caused to JJ Design House's reputation and goodwill by acts of infringement.

11. JJ Design House's goodwill and reputation are irreparably damaged when the Jessie Gagatko Works are used on unauthorized goods. JJ Design House is further irreparably harmed by the unauthorized use of the JJ Design House copyrighted materials because infringers take away its ability to control the nature and quality of products bearing the Jessie Gagatko Works and derivative works.

12. JJ Design House is further irreparably damaged due to a loss of exclusivity. The copyright rights in the Jessie Gagatko Works are meant to be exclusive rights.

13. The marketing and distribution of the Jessie Gagatko Works and derivative works are aimed at growing and sustaining sales. When infringers use the Jessie Gagatko Works without authorization, the exclusivity associated with the Jessie Gagatko Works, as well as JJ Design House's reputation, are damaged and eroded, resulting in a loss of unquantifiable future sales.

14. Uncontrolled profiteering and pirating of the Jessie Gagatko Works create the impression that the copyright rights associated with the Jessie Gagatko Works may be infringed with impunity. The Jessie Gagatko Works are distinctive and signify to consumers that the products are authorized by JJ Design House and are manufactured to its high-quality standards. The devaluing of the intellectual property associated with the Jessie Gagatko Works cannot be compensated for financially since it erodes JJ Design House's ability to monetize the Jessie Gagatko Works.

15. JJ Design House will suffer immediate and irreparable injury if an *ex parte* Temporary Restraining Order is not issued in accordance with Federal Rule of Civil Procedure 65(b)(1).

I declare under penalty of perjury that the foregoing is true and correct.

Executed on Feb 18, 2025

Jessie Gagatko - JJ Design House

Jessie Gagatko