

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

ANGELEA VAN DAM,

Plaintiff,

v.

PLANCHOLO, *et al.*,

Defendants.

Case No. 25-cv-1198

**FILED UNDER SEAL**

**DECLARATION OF ANGELEA VAN DAM**

I, ANGELEA VAN DAM, 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 Angelea Van Dam Works. I make this declaration from matters within my knowledge save where otherwise stated.

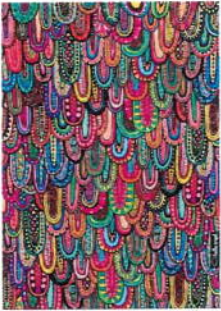

3. I am the owner of United States Copyright Registration Nos. VA 2-429-535, VA 2-429-534, and VA 2-429-527 (the “Angelea Van Dam Works”). True and correct copies of the copyright registrations for the Angelea Van Dam Works are attached to the Complaint as **Exhibit 1**.





4. I control the quality of all materials and content that feature the distinctive Angelea Van Dam Works.

5. Substantial time, money, and other resources have been expended in developing, advertising, licensing, and otherwise promoting the Angelea Van Dam Works. As a result, the images are widely recognized and exclusively associated by consumers, the public, and the trade with my professional identity as an artist.

6. The success of the Angelea Van Dam Works has resulted in significant infringement of my 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/or importing unauthorized Angelea Van Dam Products to consumers in this judicial district and throughout the United States.

7. I am aware of investigations related to internet-based infringement of the Angelea Van Dam Works. The investigations show that Defendants are using the Defendant Internet Stores to sell infringing Angelea Van Dam 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 Angelea Van Dam Products were being offered for sale to the United States, including Pennsylvania. The Defendants and their websites do not conduct business with 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 Angelea Van Dam Works and representative examples of Defendants’ products reviewed that embody the copyrighted Angelea Van Dam Works:

Reg. Number	Title of Work	Copyrighted Work	Defendants’ Product
VA 2-429-535	Drips		 Def # 5-97

Reg. Number	Title of Work	Copyrighted Work	Defendants' Product
VA 2-429-534	Owl Face		 <p data-bbox="1182 533 1344 562">Def #1-3, 98</p>
VA 2-429-527	Up		 <p data-bbox="1214 877 1302 907">Def #4</p>

8. Monetary damages alone cannot adequately compensate me for the ongoing infringement because monetary damages fail to address the loss of control of and damage to my reputation, goodwill, and control over the nature of the derivative works made using my 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 my reputation and goodwill by acts of infringement.

9. My goodwill and reputation are irreparably damaged when the Angelea Van Dam Works are used on unauthorized goods. I am further irreparably harmed by the unauthorized use of my copyrighted materials because infringers take away my ability to control the nature and quality of products bearing the Angelea Van Dam Works and derivative works.

10. I am further irreparably damaged due to a loss of exclusivity. The copyright rights in the Angelea Van Dam Works are meant to be exclusive rights.

11. The marketing and distribution of the Angelea Van Dam Works and derivative works are aimed at growing and sustaining sales. When infringers use the Angelea Van Dam Works without authorization, the exclusivity associated with the Angelea Van Dam Works, as well as my reputation, are damaged and eroded, resulting in a loss of unquantifiable future sales.

12. Uncontrolled profiteering and pirating of the Angelea Van Dam Works create the impression that the copyright rights associated with the Angelea Van Dam Works may be infringed with impunity. The Angelea Van Dam Works are distinctive and signify to consumers that the products are authorized by me and are manufactured to my high-quality standards. When infringers use the Angelea Van Dam Works on goods without authorization, the exclusivity of my products and reputation are damaged and eroded, resulting in a loss of unquantifiable future sales. The devaluing of the intellectual property associated with the Angelea Van Dam Works cannot be compensated for financially since it erodes my ability to monetize the Angelea Van Dam Works.

13. I will suffer immediate and irreparable injury, loss, or damage 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 Jun 04, 2025

Angelea Van Dam

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Angelea Van Dam