

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

CHRISTIAN DIOR COUTURE, S.A.,

Plaintiff,

v.

VIPBAGSCLUB.COM, et al.,

Defendants.

Case No. 19-cv-05007

Judge Charles P. Kocoras

Magistrate Judge Gabriel A. Fuentes

EXTENSION OF TEMPORARY RESTRAINING ORDER

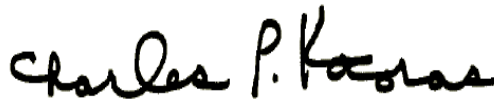
THIS CAUSE being before the Court on Plaintiff Christian Dior Couture, S.A.’s (“Plaintiff” or “Dior”) *Ex Parte* Motion to Extend the Temporary Restraining Order against the defendants identified in Schedule A to the Amended Complaint (collectively, the “Defendants”) and using at least the domain names identified in Schedule A (the “Defendant Domain Names”) and the online marketplace accounts identified in Schedule A (the “Online Marketplace Accounts”), and this Court having heard the evidence before it hereby GRANTS Plaintiff’s *Ex Parte* Motion and orders that the Temporary Restraining Order (“TRO”) entered on August 1, 2019, shall be extended for a period of fourteen (14) days until August 29, 2019, and shall apply to the Defendants identified in Schedule A attached to the TRO.

Rule 65(b)(2) states that a temporary restraining order entered without notice may be extended provided a party can show, prior to expiration of the order, good cause for such an extension. Fed. R. Civ. P. 65(b)(2). This Court finds good cause for an extension and that additional time is needed before a preliminary injunction hearing can be held in this case for at least the reasons stated herein. Specific facts in the Declaration of Justin R. Gaudio showed that additional time is needed for third parties to comply with the TRO. Good cause also exists for the

extension because there is a high probability that the Defendants will continue to harm Plaintiff without the TRO in place. Specifically, Defendants will likely attempt to move any assets from their financial accounts to off-shore bank accounts. As found by the Court in granting the TRO, this possibility of harm is significant. Accordingly, in the interest of justice, extension of the TRO is necessary.

This Court also finds that issuing this Order without notice pursuant to Rule 65(b)(1) of the Federal Rules of Civil Procedure is appropriate because Plaintiff has presented specific facts in the Declaration of Nicolas Lambert included with Plaintiff's *Ex Parte* Motion for Entry of a Temporary Restraining Order and accompanying evidence clearly showing that immediate and irreparable injury, loss, or damage will result to the movant before the adverse party can be heard in opposition. Specifically, in the absence of an *ex parte* Order, Defendants could and likely would modify registration data and content, change hosts, redirect traffic to other websites in their control, and move any assets from Defendants' accounts in U.S.-based financial institutions to an offshore account. As this Court and other courts have recognized, proceedings against those who deliberately traffic in counterfeit merchandise are often useless if notice is given to the adverse party. Accordingly, this Court orders that the TRO shall be extended for a period of fourteen (14) days until August 29, 2019.

ENTERED this 15th day of August 2019.



Charles P. Kocoras
United States District Judge