

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

GENERAL MOTORS LLC,

Plaintiff,

v.

THE PARTNERSHIPS and
UNINCORPORATED ASSOCIATIONS
IDENTIFIED ON SCHEDULE “A,”

Defendants.

Case No. 22-cv-00888

COMPLAINT

Plaintiff General Motors LLC (hereinafter, “GM” or “Plaintiff”) hereby brings the present action against the Partnerships and Unincorporated Associations identified on Schedule A attached hereto (collectively, the “Defendants”) and alleges as follows:

I. JURISDICTION AND VENUE

1. This Court has original subject matter jurisdiction over the claims in this action pursuant to the provisions of the Lanham Act, 15 U.S.C. § 1051, *et seq.*, 28 U.S.C. § 1338(a)-(b), and 28 U.S.C. § 1331.

2. Venue is proper in this Court pursuant to 28 U.S.C. § 1391, and this Court may properly exercise personal jurisdiction over Defendants since each of the Defendants directly targets business activities toward consumers in the United States, including Illinois, through at least the fully interactive e-commerce stores operating under the seller aliases identified in Schedule A attached hereto (the “Seller Aliases”). Specifically, Defendants have targeted sales to Illinois residents by setting up and operating e-commerce stores that target United States consumers using one or more Seller Aliases, offer shipping to the United States, including

Illinois, accept payment in U.S. dollars and/or funds from U.S. bank accounts and, on information and belief, have sold products using infringing and counterfeit versions of GM's federally registered trademarks to residents of Illinois. Each of the Defendants is committing tortious acts in Illinois, is engaging in interstate commerce, and has wrongfully caused GM substantial injury in the State of Illinois.

II. INTRODUCTION

3. This action has been filed by GM to combat e-commerce store operators who trade upon GM's reputation and goodwill by offering for sale and/or selling unauthorized and unlicensed products, including automotive maintenance and replacement parts, automotive accessories, key chains, apparel, and home decor products using infringing and counterfeit versions of GM's federally registered trademarks (the "Counterfeit ACDelco Products"). Defendants create e-commerce stores operating under one or more Seller Aliases that are advertising, offering for sale, and selling Counterfeit ACDelco Products to unknowing consumers. E-commerce stores operating under the Seller Aliases share unique identifiers establishing a logical relationship between them and that Defendants' counterfeiting operation arises out of the same transaction, occurrence, or series of transactions or occurrences. Defendants attempt to avoid and mitigate liability by operating under one or more Seller Aliases to conceal both their identities and the full scope and interworking of their counterfeiting operation. GM is forced to file this action to combat Defendants' counterfeiting of its registered trademarks, as well as to protect unknowing consumers from purchasing Counterfeit ACDelco Products over the Internet. GM has been and continues to be irreparably damaged through consumer confusion, dilution, and tarnishment of its valuable trademarks as a result of Defendants' actions and seeks injunctive and monetary relief.

III. THE PARTIES

Plaintiff

4. Plaintiff General Motors LLC is a limited liability company of the State of Delaware, having its principal place of business at 300 Renaissance Center, Detroit, Michigan 48265-3000.

5. GM, one of the most preeminent automotive brands in the world, was founded in 1908 as a separate and successor company to the already famous Durant-Dort Carriage Company, which had been the largest manufacturer of horse drawn vehicles prior to the explosion of automobiles. From its founding in 1908 to present day, GM has remained at the forefront of the automotive industry. For more than 75 years, GM has been one of the largest producers of automotive vehicles in the world, with more than 7 million vehicles sold to consumers yearly, resulting in more than 130 billion dollars in revenue.

6. The ACDelco trademark has been used by GM continuously since at least 1974, with GM's use of the AC trademark dating back to 1908 and the Delco trademark dating back to 1911. The ACDelco trademark is regarded as one of the most famous and storied automotive parts brands in the world.

7. Propelled by its reputation and recognizable trademarks, which are carefully curated and monitored, consumers recognize GM and its ACDelco brand as a source of reliable and quality vehicle parts, vehicle accessories and various other lifestyle products (collectively, the "ACDelco Products").

8. GM has registered many of its trademarks with the United States Patent and Trademark Office. ACDelco Products typically include at least one of GM's registered








trademarks. GM uses its trademarks in connection with the marketing of its ACDelco Products, including the following marks which are collectively referred to as the “ACDelco Trademarks.”

Registration No.	Trademark	Class	Goods and Services
2,052,593	AC-DELCO	006; 007; 009; 012	Radiator caps, oil filler caps, fuel filler caps and ignition cable all of metal; land vehicle engine parts; land vehicle engine generators, alternators and starting motors; batteries, speedometers, odometers, electrical switches, tachometers, thermostats, microprocessors and sensors; suspension components, namely, shock absorbers, springs, struts, brakes and brake components, namely, disks, pads, drums, rotors calipers, master cylinders and power units, engines, transmissions, axles and horns, all for use in land motor vehicles
6,883,181	DELCO	009	Plastic covers for motor vehicle batteries
4,422,531	ACDELCO CLEAR VISION	012	Vehicle parts, namely, windshield wipers
5,157,136	ACDELCO PROTECTION PLAN	036	Providing extended warranty services, namely, vehicle service contracts for the repair of motor vehicles
2,216,695	AUTOTRAC	012	Transmissions for motor vehicles
4,189,148	DELCO REMY	007	Starter motors and generators for land vehicles
2,044,503	DEX-COOL	001	Antifreeze and coolant for motor vehicles
6,725,091	DEXCOOL	001	Antifreeze and coolant for motor vehicles
3,929,002	DEXOS	004	Engine oil
3,532,106	DEXRON	004	Gear oil

Registration No.	Trademark	Class	Goods and Services
833,566	DEXRON	015	Automatic transmission fluid
2,010,805	RAPID FIRE	007	Spark plugs
2,457,659	TRANSYND	004	Transmission fluid
310,672	AC	007	Accessory devices used with internal combustion engines-namely, lubricating oil filters, gasoline fillers
311,173	AC	007; 009	Spark plugs and spark plug porcelains, radio spark plugs, and resistors for preventing ignition systems from interfering with radio apparatus
311,656	AC	009	Speedometers, tachometers, ammeters, temperature indicators, odometers
2,440,150	<u>ACDelco</u>	001	Antifreeze; automobile tire inflator sealers; automobile cooling system rust inhibitors; automobile cooling system leak sealants; automobile gasket cement; brake fluid; coolants for vehicle engines; power steering fluid
2,440,149	<u>ACDelco</u>	004	Automotive lubricants; automotive greases; transmission fluid; motor oil
2,426,384	<u>ACDelco</u>	007; 012	Radiator caps; Fuel filler caps; oil filler caps
2,445,740	<u>ACDelco</u>	007	Automobile parts, components and accessories, alternators for land vehicles, starting motors for automobiles, cooling radiators for motors and vehicles, radiator fans for vehicle engines, air compressors for vehicles, catalytic converters for motors and engines; fuel

Registration No.	Trademark	Class	Goods and Services
			injectors; vehicle parts, namely, carburetors, engine or motor exhaust mufflers; exhaust manifolds for engines, automobile exhaust system resonators; automotive flywheels; fuel pumps for land vehicles; water pumps for use in motors and engines; spark plugs; emission reduction units for motors and engines, namely pcv valves; engine valves and valve lifters
2,445,739	<u>ACDelco</u>	009	Automotive parts, automotive components and automotive accessories, namely, electric ignition switches; electric air bag switches; electrical switches; batteries; remanufactured sound systems consisting of radios, sound amplifiers, audio speakers, cassette decks for automobiles, compact disc players for automobiles; remanufactured cellular telephones; thermostats; meters for automobiles, namely, speedometers, aerometers, accelerometers, ammeters, voltmeters, odometers, tachometers; pressure gauges, namely, fuel gauges, boost gauges, fuel pressures gauges, oil pressure gauges, oil temperature gauges, vacuum gauges, water temperature gauges and voltmeter gauges;

Registration No.	Trademark	Class	Goods and Services
			condensers; electrical wire sets comprised of electrical cable, electrical connectors, and voltage regulators; electrical cigarette lighter adapters for land vehicles
3,111,630	<u>ACDelco</u>	009	Computer software for use in the service, repair and maintenance of automobiles and the identification and ordering of automobile parts
2,399,723	<u>ACDelco</u>	011	Automotive parts, components and accessories, namely, air conditioners, air conditioning evaporator cores, air conditioning motors, air conditioning heater cores
2,445,737	<u>ACDelco</u>	012	Automotive parts, components and accessories for land vehicles, namely, axle bearings, axle shafts, wheel bearings; brakes for land vehicles and brake components for land vehicles, namely, brake disks, brake pads, brake drums, brake rotors, brake calipers, brake master cylinders, vehicle parts, namely, wiper blades, rearview mirrors for vehicles; torque converters for land vehicles; clutches for land vehicles; suspension system components for land vehicles, namely, shock absorbers, coil springs, struts; vehicle horns; steering components for land vehicles, namely, steering wheel, power

Registration No.	Trademark	Class	Goods and Services
			steering pumps, power steering gearboxes
2,445,738		017	Automotive parts, components and accessories namely non-metal gaskets for vehicles, non-metal hoses for vehicles, and non-metal seals for vehicles
5,157,151		036	For providing extended warranty services, namely, vehicle service contracts for the repair of motor vehicles
1,739,592		009	Compact disc players, multiple disc changers, radio receivers, audio cassette players, amplifiers, tweeters, and loudspeakers for motor vehicles
5,751,569		004	Engine oil
3,945,278		004	Engine oil
4,653,624		004	Engine oil
4,471,526		001	Transmission fluid, power steering fluid, hydraulic fluid, traction drive fluid

9. The above U.S. registrations for the ACDelco Trademarks are valid, subsisting, in full force and effect, and many are incontestable pursuant to 15 U.S.C. § 1065. The registrations for the ACDelco Trademarks constitute *prima facie* evidence of their validity and of GM's exclusive right to use the ACDelco Trademarks pursuant to 15 U.S.C. § 1057(b). True and correct copies of the United States Registration Certificates for the above-listed ACDelco Trademarks are attached hereto as **Exhibit 1**.

10. The ACDelco Trademarks are distinctive when applied to the ACDelco Products, signifying to the purchaser that the products come from GM and are manufactured to GM's quality standards. Whether GM manufactures the products itself or contracts with others to do so, GM has ensured that products bearing the ACDelco Trademarks are manufactured to the highest quality standards.

11. The ACDelco Trademarks are famous marks, as that term is used in 15 U.S.C. § 1125(c)(1), and have been used by GM for many years. The innovative marketing and product designs of the ACDelco Products have enabled the ACDelco brand to achieve widespread recognition and fame and have made the ACDelco Trademarks some of the most well-known marks in the industry. The widespread fame, outstanding reputation, and significant goodwill associated with the ACDelco brand have made the ACDelco Trademarks valuable assets of GM.

12. GM has expended substantial time, money, and other resources in developing, advertising and otherwise promoting the ACDelco Trademarks. In fact, GM has expended millions of dollars annually in advertising, promoting, and marketing featuring the ACDelco Trademarks. ACDelco Products have also been the subject of extensive unsolicited publicity resulting from their high quality, performance, and innovative design. As a result, products bearing the ACDelco Trademarks are widely recognized and exclusively associated by consumers, the public, and the trade as being high-quality products sourced from GM. ACDelco Products have become among the most popular of their kind in the U.S. and the world. The ACDelco Trademarks have achieved tremendous fame and recognition which has only added to the distinctiveness of the marks. As such, the goodwill associated with the ACDelco Trademarks is of incalculable and inestimable value to GM.

13. ACDelco Products are sold online via the ACDelco.com website and through authorized dealers and licensees, including several in the Chicago area. Sales of ACDelco Products via the ACDelco.com website are significant. The ACDelco.com website features proprietary content, images, and designs exclusive to the ACDelco brand.

The Defendants

14. Defendants are individuals and business entities of unknown makeup who own and/or operate one or more of the e-commerce stores under at least the Seller Aliases identified on Schedule A and/or other seller aliases not yet known to Plaintiff. On information and belief, Defendants reside and/or operate in the People's Republic of China or other foreign jurisdictions, or redistribute products from the same or similar sources in those locations. Defendants have the capacity to be sued pursuant to Federal Rule of Civil Procedure 17(b).

15. On information and belief, Defendants, either individually or jointly, operate one or more e-commerce stores under the Seller Aliases listed in Schedule A attached hereto. Tactics used by Defendants to conceal their identities and the full scope of their operations make it virtually impossible for Plaintiff to learn Defendants' true identities and the exact interworking of their counterfeit network. If Defendants provide additional credible information regarding their identities, Plaintiff will take appropriate steps to amend the Complaint.

IV. DEFENDANTS' UNLAWFUL CONDUCT

16. The success of the ACDelco brand has resulted in significant counterfeiting of the ACDelco Trademarks. Consequently, GM has a worldwide anti-counterfeiting program and regularly investigates suspicious e-commerce stores identified in proactive Internet sweeps and reported by consumers. In recent years, GM has identified many fully interactive, e-commerce stores offering Counterfeit ACDelco Products on online marketplace platforms such as Amazon,

eBay, AliExpress, Alibaba, Walmart, Etsy, Wish.com, and DHgate, including the e-commerce stores operating under the Seller Aliases. The Seller Aliases target consumers in this Judicial District and throughout the United States. According to a U.S. Customs and Border Protection (CBP) report, in 2021, CBP made over 27,000 seizures of goods with intellectual property rights (IPR) violations totaling over \$3.3 billion, an increase of \$2.0 billion from 2020. *Intellectual Property Rights Seizure Statistics, Fiscal Year 2021*, U.S. Customs and Border Protection (**Exhibit 2**). Of the 27,000 in total IPR seizures, over 24,000 came through international mail and express courier services (as opposed to containers), 51 percent of which originated from China and Hong Kong. *Id.*

17. Third party service providers like those used by Defendants do not adequately subject new sellers to verification and confirmation of their identities, allowing counterfeiters to “routinely use false or inaccurate names and addresses when registering with these e-commerce platforms.” **Exhibit 3**, Daniel C.K. Chow, *Alibaba, Amazon, and Counterfeiting in the Age of the Internet*, 40 NW. J. INT’L L. & BUS. 157, 186 (2020); *see also*, report on “Combating Trafficking in Counterfeit and Pirated Goods” prepared by the U.S. Department of Homeland Security’s Office of Strategy, Policy, and Plans (Jan. 24, 2020) attached as **Exhibit 4** and finding that on “at least some e-commerce platforms, little identifying information is necessary for a counterfeiter to begin selling” and recommending that “[s]ignificantly enhanced vetting of third-party sellers” is necessary. Counterfeiters hedge against the risk of being caught and having their websites taken down from an e-commerce platform by preemptively establishing multiple virtual store-fronts. **Exhibit 4** at 22. Since platforms generally do not require a seller on a third-party marketplace to identify the underlying business entity, counterfeiters can have many different profiles that can appear unrelated even though they are commonly owned and operated. **Exhibit**

4 at 39. Further, “E-commerce platforms create bureaucratic or technical hurdles in helping brand owners to locate or identify sources of counterfeits and counterfeiters.” Exhibit 3 at 186-187.

18. Defendants have targeted sales to Illinois residents by setting up and operating e-commerce stores that target United States consumers using one or more Seller Aliases, offer shipping to the United States, including Illinois, accept payment in U.S. dollars and/or funds from U.S. bank accounts and, on information and belief, have sold Counterfeit ACDelco Products to residents of Illinois.

19. Defendants concurrently employ and benefit from substantially similar advertising and marketing strategies. For example, Defendants facilitate sales of Counterfeit ACDelco Products by designing the e-commerce stores operating under the Seller Aliases so that they appear to unknowing consumers to be authorized online retailers, outlet stores, or wholesalers. E-commerce stores operating under the Seller Aliases appear sophisticated and accept payment in U.S. dollars and/or funds from U.S. bank accounts via credit cards, Alipay, Amazon Pay, and/or PayPal. E-commerce stores operating under the Seller Aliases often include content and images that make it very difficult for consumers to distinguish such stores from an authorized retailer. On information and belief, Plaintiff has not licensed or authorized Defendants to use any of the ACDelco Trademarks, and none of the Defendants are authorized retailers of genuine ACDelco Products.

20. Many Defendants also deceive unknowing consumers by using one or more ACDelco Trademarks without authorization within the content, text, and/or meta-tags of their e-commerce stores to attract various search engines crawling the Internet looking for websites relevant to consumer searches for ACDelco Products. Other e-commerce stores operating under

Seller Aliases omit using ACDelco Trademarks in the item title to evade enforcement efforts while using strategic item titles and descriptions that will trigger their listings when consumers are searching for ACDelco Products.

21. E-commerce store operators like Defendants commonly engage in fraudulent conduct when registering the Seller Aliases by providing false, misleading and/or incomplete information to e-commerce platforms to prevent discovery of their true identities and the scope of their e-commerce operation.

22. E-commerce store operators like Defendants regularly register or acquire new seller aliases for the purpose of offering for sale and selling Counterfeit ACDelco Products. Such seller alias registration patterns are one of many common tactics used by e-commerce store operators like Defendants to conceal their identities, the full scope and interworking of their counterfeiting operation, and to avoid being shut down.

23. Even though Defendants operate under multiple fictitious aliases, the e-commerce stores operating under the Seller Aliases often share unique identifiers, such as templates with common design elements that intentionally omit any contact information or other information for identifying Defendants or other Seller Aliases they operate or use. E-commerce stores operating under the Seller Aliases include other notable common features such as use of the same registration patterns, accepted payment methods, check-out methods, keywords, advertising tactics, similarities in price and quantities, the same incorrect grammar and misspellings, and/or the use of the same text and images. Additionally, Counterfeit ACDelco Products for sale by the Seller Aliases bear similar irregularities and indicia of being counterfeit to one another, suggesting that the Counterfeit ACDelco Products were manufactured by and come from a common source and that Defendants are interrelated.

24. E-commerce store operators like Defendants are in constant communication with each other and regularly participate in QQ.com chat rooms and through websites such as sellerdefense.cn, kaidianyo.com and kuajingvs.com regarding tactics for operating multiple accounts, evading detection, pending litigation, and potential new lawsuits.

25. Counterfeiters such as Defendants typically operate under multiple seller aliases and payment accounts so that they can continue operation in spite of GM's enforcement. E-commerce store operators like Defendants maintain off-shore bank accounts and regularly move funds from their financial accounts to off-shore accounts outside the jurisdiction of this Court to avoid payment of any monetary judgment awarded to GM. Indeed, analysis of financial account transaction logs from previous similar cases indicates that off-shore counterfeiters regularly move funds from U.S.-based financial accounts to off-shore accounts outside the jurisdiction of this Court.

26. Defendants are working in active concert to knowingly and willfully manufacture, import, distribute, offer for sale, and sell Counterfeit ACDelco Products in the same transaction, occurrence, or series of transactions or occurrences. Defendants, without any authorization or license from GM, have jointly and severally, knowingly and willfully used and continue to use the ACDelco Trademarks in connection with the advertisement, distribution, offering for sale, and sale of the Counterfeit ACDelco Products into the United States and Illinois over the Internet.

27. Defendants' unauthorized use of the ACDelco Trademarks in connection with the advertising, distribution, offering for sale, and sale of Counterfeit ACDelco Products, including the sale of Counterfeit ACDelco Products into the United States, including Illinois, is likely to

cause and has caused confusion, mistake, and deception by and among consumers and is irreparably harming GM.

COUNT I
TRADEMARK INFRINGEMENT AND COUNTERFEITING (15 U.S.C. § 1114)

28. GM hereby re-alleges and incorporates by reference the allegations set forth in the preceding paragraphs.

29. This is a trademark infringement action against Defendants based on their unauthorized use in commerce of counterfeit imitations of the federally registered ACDelco Trademarks in connection with the sale, offering for sale, distribution, and/or advertising of infringing goods. The ACDelco Trademarks are highly distinctive marks. Consumers have come to expect the highest quality from ACDelco Products sold or marketed under the ACDelco Trademarks.

30. Defendants have sold, offered to sell, marketed, distributed, and advertised, and are still selling, offering to sell, marketing, distributing, and advertising products using counterfeit reproductions of the ACDelco Trademarks without GM's permission.

31. GM is the exclusive owner of the ACDelco Trademarks. GM's United States Registrations for the ACDelco Trademarks (**Exhibit 1**) are in full force and effect. On information and belief, Defendants have knowledge of GM's rights in the ACDelco Trademarks and are willfully infringing and intentionally using counterfeits of the ACDelco Trademarks. Defendants' willful, intentional, and unauthorized use of the ACDelco Trademarks is likely to cause and is causing confusion, mistake, and deception as to the origin and quality of the Counterfeit ACDelco Products among the general public.

32. Defendants' activities constitute willful trademark infringement and counterfeiting under Section 32 of the Lanham Act, 15 U.S.C. § 1114.

33. GM has no adequate remedy at law and, if Defendants' actions are not enjoined, GM will continue to suffer irreparable harm to its reputation and the goodwill of its well-known ACDelco Trademarks.

34. The injuries and damages sustained by GM have been directly and proximately caused by Defendants' wrongful reproduction, use, advertisement, promotion, offering to sell, and sale of Counterfeit ACDelco Products.

COUNT II
FALSE DESIGNATION OF ORIGIN (15 U.S.C. § 1125(a))

35. GM hereby re-alleges and incorporates by reference the allegations set forth in the preceding paragraphs.

36. Defendants' promotion, marketing, offering for sale, and sale of Counterfeit ACDelco Products has created and is creating a likelihood of confusion, mistake, and deception among the general public as to the affiliation, connection, or association with GM or the origin, sponsorship, or approval of Defendants' Counterfeit ACDelco Products by GM.

37. By using the ACDelco Trademarks in connection with the sale of Counterfeit ACDelco Products, Defendants create a false designation of origin and a misleading representation of fact as to the origin and sponsorship of the Counterfeit ACDelco Products.

38. Defendants' false designation of origin and misrepresentation of fact as to the origin and/or sponsorship of the Counterfeit ACDelco Products to the general public involves the use of counterfeit marks and is a willful violation of Section 43 of the Lanham Act, 15 U.S.C. § 1125.

39. GM has no adequate remedy at law and, if Defendants' actions are not enjoined, GM will continue to suffer irreparable harm to its reputation and the goodwill of its ACDelco Trademarks and brand.

PRAYER FOR RELIEF

WHEREFORE, GM prays for judgment against Defendants as follows:

- 1) That Defendants, their affiliates, officers, agents, servants, employees, attorneys, confederates, and all persons acting for, with, by, through, under or in active concert with them be temporarily, preliminarily and permanently enjoined and restrained from:
 - a. using the ACDelco Trademarks or any reproductions, counterfeit copies, or colorable imitations thereof in any manner in connection with the distribution, promotion, marketing, advertising, offering for sale, or sale of any product that is not a genuine ACDelco Product or is not authorized by GM to be sold in connection with the ACDelco Trademarks;
 - b. passing off, inducing, or enabling others to sell or pass off any products as genuine ACDelco Products or any other products produced by GM that are not GM's, or not produced under the authorization, control, or supervision of GM and approved by GM for sale under the ACDelco Trademarks;
 - c. committing any acts calculated to cause consumers to believe that Defendants' Counterfeit ACDelco Products are those sold under the authorization, control, or supervision of GM, or are sponsored by, approved by, or otherwise connected with GM;
 - d. further infringing the ACDelco Trademarks and damaging GM's goodwill; and
 - e. manufacturing, shipping, delivering, holding for sale, transferring or otherwise moving, storing, distributing, returning, or otherwise disposing of, in any manner, products or inventory not manufactured by or for GM, nor authorized by GM to be sold or offered for sale, and which bear any of GM's trademarks, including the

ACDelco Trademarks, or any reproductions, counterfeit copies, or colorable imitations thereof;

- 2) Entry of an Order that, upon GM's request, those with notice of the injunction, including, without limitation, any online marketplace platforms such as eBay, AliExpress, Alibaba, Amazon, Walmart, Etsy, Wish.com, and DHgate (collectively, the "Third Party Providers") shall disable and cease displaying any advertisements used by or associated with Defendants in connection with the sale of counterfeit and infringing goods using the ACDelco Trademarks;
- 3) That Defendants account for and pay to GM all profits realized by Defendants by reason of Defendants' unlawful acts herein alleged, and that the amount of damages for infringement of the ACDelco Trademarks be increased by a sum not exceeding three times the amount thereof as provided by 15 U.S.C. § 1117;
- 4) In the alternative, that GM be awarded statutory damages for willful trademark counterfeiting pursuant to 15 U.S.C. § 1117(c)(2) of \$2,000,000 for each and every use of the ACDelco Trademarks;
- 5) That GM be awarded its reasonable attorneys' fees and costs; and
- 6) Award any and all other relief that this Court deems just and proper.

Dated this 13th day of February 2022.

Respectfully submitted,

/s/ Justin R. Gaudio

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