

NATURE OF THE ACTION

1. Plaintiff owns U.S. Trademark Registration No. 7,793,391 for the mark CENLYE (the “Plaintiff Mark”) for use in connection with nightwear. A copy of the registration record is attached as Exhibit 1.

2. Defendants operate fully interactive online stores identified on Schedule A (the “Defendant Online Stores”). Through those stores, Defendants use the Plaintiff Mark to advertise, offer for sale, and sell non-genuine nightwear (the “Counterfeit Products”) without Plaintiff's authorization.