

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
CASE NO. 21-60663-CIV-COHN/STRAUSS

ABS-CBN CORPORATION, *et al.*,

Plaintiffs,

vs.

123FULLPINOYMOVIESHUB.COM, *et al.*,

Defendants.

FINAL DEFAULT JUDGMENT

THIS CAUSE is before the Court upon Plaintiffs' Motion for Entry of Final Default Judgment against Defendants [DE 26] ("Motion"). The Motion seeks a final default judgment against the Individuals, Partnerships, and Unincorporated Associations identified on Schedule "A" hereto ("Defendants"). The Court has reviewed the Motion, the supporting Declaration [DE 26-1], and the entire file of this case, and notes Defendants' failure to timely respond to the Motion.

Pursuant to Rule 55(b)(2) of the Federal Rules of Civil Procedure, the Court finds that Plaintiffs have met their burden of showing that they are entitled to a final default judgment. Accordingly, it is hereby

ORDERED AND ADJUDGED as follows:

1. Plaintiffs' Motion for Entry of Final Default Judgment Against Defendants [DE 26] is **GRANTED**. Judgment is entered in favor of Plaintiffs, ABS-CBN Corporation, ABS-CBN Film Productions, Inc., d/b/a StarCinema, and ABS-CBN International Corporation (collectively, "Plaintiffs"), and against Defendants, the Individuals, Partnerships, and Unincorporated Associations identified on Schedule "A" hereto.
2. Plaintiffs are entitled to the following Permanent Injunctive Relief:

Defendants and their officers, directors, employees, agents, subsidiaries, distributors, and all persons acting in concert and participation with Defendants having notice of this Order are hereby permanently restrained and enjoined from:

- (a) Advertising, promoting, performing, copying, broadcasting, and/or distributing any of Plaintiffs' content or copyrighted works, including but not limited to those works identified in Paragraphs 25 and 26 of the Complaint (the "Copyrighted Works");
- (b) Advertising, promoting, offering, using, or causing to be advertised, promoted, or offered, services using Plaintiffs' registered or common law trademarks identified in Paragraphs 14 and 18 of the Complaint and in Schedules "B" and "C" attached thereto (the "ABS-CBN Marks");
- (c) using the ABS-CBN Marks in connection with any unauthorized services or performances of Plaintiffs' copyrighted works;
using any logo, and/or layout which may be calculated to falsely advertise
- (d) the services or content of Defendants offered for distribution via the Internet websites operating under their domain names identified on Schedule "A" hereto (the "Subject Domain Names") and/or any other website or business as being sponsored by, authorized by, endorsed by, or in any way associated with Plaintiffs;
falsely representing themselves as being connected with Plaintiffs,
- (e) through sponsorship or association;
engaging in any act which is likely to falsely cause members of the trade
- (f) and/or of the public to believe any content or services of Defendants offered for distribution or distributed via the Subject Domain Names and/or any other website or business are in any way endorsed by, approved by, and/or associated with Plaintiffs;
- (g) using any reproduction, counterfeit, copy, or colorable imitation of the ABS-CBN Marks in connection with the publicity, promotion, sale, or advertising of any services or content by Defendants via the Subject Domain Names, and/or any website or business;
- (h) affixing, applying, annexing or using in connection with the distribution of any content or services, a false description or representation, including words or other symbols tending to falsely describe or represent the content or services offered for distribution or distributed by Defendants via the Subject Domain Names and/or any other website or business as being those of Plaintiffs or in any way endorsed by Plaintiffs;
- (i) otherwise unfairly competing with Plaintiffs;

- (j) using the ABS-CBN Marks, or any confusingly similar trademarks, within domain name extensions, metatags or other markers within website source code, from use on any webpage (including as the title of any web page), from any advertising links to other websites, from search engines' databases or cache memory, and any other form of use of such terms which is visible to a computer user or serves to direct computer searches to websites, Internet based website businesses registered by, owned, or operated by Defendants, including the Internet websites operating under all of the Subject Domain Names; and
 - (k) effecting assignments or transfers, forming new entities or associations or utilizing any other device for the purpose of circumventing or otherwise avoiding the prohibitions set forth above.
3. The Court further orders the following equitable relief:
- (a) In order to give practical effect to the Permanent Injunction, the domain names identified on Schedule "A" hereto ("Subject Domain Names") are hereby ordered to be immediately transferred by Defendants, their assignees and/or successors in interest or title, and the Registrars to Plaintiff's control. To the extent the current Registrars do not facilitate the transfer of the Subject Domain Names to Plaintiff's control within five (5) days of receipt of this Judgment, upon Plaintiff's request, the top level domain (TLD) Registry for each of the Subject Domain Names, or their administrators, including backend registry operators or administrators, shall, within thirty (30) days, (i) change the Registrar of Record for the Subject Domain Names to a Registrar of Plaintiff's choosing, and that Registrar shall transfer the Subject Domain Names to Plaintiff, or (ii) place the Subject Domain Names on Registry Hold status for the life of the current registration, thus removing them from the TLD zone files maintained by the Registries which link the Subject Domain Names to the IP addresses where the associated websites are hosted; and
 - (b) Defendants, their agent(s) or assign(s), shall assign all rights, title, and interest, to their Subject Domain Name(s) to Plaintiffs and, if within five (5) days of receipt of this Order Defendants fail to make such an assignment, the Court shall order the act to be done by another person appointed by the Court at Defendants' expense, such as the Clerk of Court, pursuant to Federal Rule of Civil Procedure 70(a).
4. Plaintiffs' statutory damages pursuant to 15 U.S.C. § 1117(c) are determined to be \$1,000,000.00 against each Defendant, for which let execution issue, based upon the Court's finding that each Defendant infringed upon at least one trademark on one type of service. The Court considered both the willfulness of

the Defendants' conduct and the deterrent value of the award imposed, and the award falls within the permissible statutory range under 15 U.S.C. § 1117(c).

5. Plaintiffs' statutory damages pursuant to 15 U.S.C. § 1117(c) are determined to be:
 - (a) \$60,000.00 against 123fullpinoymovieshub.com (Defendant Number 1), for which let execution issue;
 - (b) \$30,000.00 against fullpinoymovieshub.com (Defendant Number 4), for which let execution issue;
 - (c) \$30,000.00 against kapamilyaforever.su (Defendant Number 6), for which let execution issue;
 - (d) \$30,000.00 against tambyanteleseyre.com (Defendant Number 6), for which let execution issue;
 - (e) \$30,000.00 against pinoyflixteleserye.su (Defendant Number 9), for which let execution issue;
 - (f) \$30,000.00 against pinoyhdnishai.com (Defendant Number 9), for which let execution issue;
 - (g) \$30,000.00 against pinoyteleseryelambingan.net (Defendant Number 9), for which let execution issue;
 - (h) \$30,000.00 against pinoy-hd.asia (Defendant Number 10), for which let execution issue;
 - (i) \$30,000.00 against pinoymovies.org (Defendant Number 15), for which let execution issue.
6. Plaintiffs' statutory damages pursuant to 15 U.S.C. § 1117(d) are determined to

be:

- (a) \$10,000.00 against thefilipinochannel.su (Defendant Number 12), for which let execution issue.
7. All funds currently restrained by the financial institutions, advertising services, advertising networks, or advertising platforms, payment processors, banks, escrow services, or money transmitters, including but not limited to those identified on Schedule "B" hereto (the "Advertising Services"), and their related companies and affiliates, are to be immediately (within 5 business days), transferred by all financial institutions, advertising services, advertising networks, or advertising platforms, payment processors, banks, escrow services, or money transmitters, including but not limited to the Advertising Services, and by Defendants, to Plaintiffs and/or Plaintiffs' counsel in partial satisfaction of the monetary judgment entered herein against each Defendant. All financial institutions, advertising services, advertising networks, or advertising platforms, payment processors, banks, escrow services, or money transmitters, Advertising Services, and their related companies and affiliates, shall provide to the Plaintiffs at the time the funds are released, a breakdown reflecting (i) the total funds restrained in this matter per Defendant; (ii) total chargebacks, refunds, and/or transaction reversals deducted from each Defendant's funds restrained prior to the release; and (iii) total funds released per Defendant to the Plaintiffs.
8. Interest on the amounts awarded in this judgment shall accrue at the legal rate. See 28 U.S.C. § 1961.
9. The bond posted by Plaintiffs in the amount of \$10,000.00 [DE 12] is ordered to

be released by the Clerk of Court.

10. The Court retains jurisdiction to enforce this Judgment and permanent injunction.
11. The Clerk of Court is directed to **CLOSE** this case and **DENY as moot** all other pending motions.

DONE AND ORDERED in Chambers at Fort Lauderdale, Broward County,
Florida, on this 3rd day of November, 2021.



JAMES I. COHN
United States District Judge

Copies provided to:
Counsel of record via CM/ECF

SCHEDULE "A"
DEFENDANTS BY NUMBER AND SUBJECT DOMAIN NAME

D e f . No.	Domain Name
1	123fullpinoymovieshub.com
2	craigwhittakermp.co.uk
2	filpinereplay.com
2	futuregallery.co.uk
2	garmoshka.su
2	griefworld.su
2	lambingantv.su
2	pinoy-channels.su
2	pinoytambayanteleseryetv.s u
2	pinoyteleserye.su
2	pinoytvlambingans.su
2	pinoytvteleseryes.net
3	creatomic.co
4	fullpinoymovieshub.com
5	hdfullmovies.net
6	kapamilyaforever.su
6	tambyanteleseyre.com
7	kshows.club
8	moviesnipipay.co
9	pinoyflixteleserye.su
9	pinoyhdnishai.com
9	pinoyteleseryelambingan.net
10	pinoy-hd.asia
11	pinoyhd.net
12	pinoyhdflix.su
12	pinoystv.su
12	pinoystvtambayan.su
12	pinoytambayanonline.su
12	replaypinoytv.su
12	thefilipinochannel.su
12	wikisaji.su
13	pinoyhdteleserye.com
14	pinoymovies.ch
15	pinoymovies.org
16	pinoymovieshub.to
17	pinoyflix.su

D e f . No.	Domain Name
18	pinoysmovieshub.su
19	pinoysreplays.su
20	pinoyteleseryehdreplay.net
21	teleseryeonline.su

SCHEDULE "B"
DEFENDANTS BY NUMBER, SUBJECT DOMAIN NAME, ADVERTISING ACCOUNT
INFORMATION, AND ASSOCIATED E-MAIL ADDRESSES

Def. No.	Domain Name	Associated E-mails	Advertiser(s) Identified	Unique Identifier
1	123fullpinoymovieshub.com	fullpinoytv@gmail.com		
2	craigwhittakermp.co.uk			
2	filpinereplay.com			
2	futuregallery.co.uk			
2	garmoshka.su	grilian@mail.ru		
2	griefworld.su	pinoymovies.su@gmail.com		
2	lambangantv.su	herpalasif@gmail.com		
2	pinoy-channels.su			
2	pinoytambayanteleseryetv.su			
2	pinoyteleserye.su	pinoyteleserye.su@gmail.com pinoyteleserye.su@whoisproxy.ru	VDO.AI VDO.AI Inc. Google AdSense, Google LLC	publd:1282 publd:62e564782c44a66 https://a.vdo.ai/core/b- pinoyteleserye-su- v2/vdo.ai.js https://a.vdo.ai/core/b- pinoyteleserye-su- v1/vdo.ai.banner.js capub- 7094677798399606 ca-pub- 2403018226404213 ca-pub- 8309773808661346
2	pinoytvlambangans.su	pinoyteleserye.su@gmail.com pinoyteleserye.su@whoisproxy.ru herpalasif@gmail.com	Google AdSense, Google LLC	ca-pub- 2454131693938657
2	pinoytvtleseryes.net			
3	creatomic.co			
4	fullpinoymovieshub.com			
5	hdfullmovies.net			
6	kapamilyaforever.su	support@phtv.net		
6	tambyanteleseyre.com			
7	kshows.club			
8	moviesnipipay.co			
9	pinoyflixteleserye.su	javirock906@gmail.com		
9	pinoyhdnishai.com			

Def. No.	Domain Name	Associated E-mails	Advertiser(s) Identified	Unique Identifier
9	pinoyteleseryelambingan.net		Google AdSense, Google LLC	ca-pub-4073094583486028
10	pinoy-hd.asia		popads.net Tomksoft S.A.	3926003
11	pinoyhd.net		Google AdSense, Google LLC	ca-pub-1256604383590629
12	pinoyhdflix.su		Google AdSense, Google LLC	ca-pub-2806149989775352
12	pinoys1tv.su		-	
12	pinoystvtambayan.su		Google AdSense, Google LLC	ca-pub-2456058618146104
12	pinoytambayanonline.su		-	
12	replaypinoytvs.su		-	
12	thefilipinochannel.su		-	
12	wikisaji.su		-	
13	pinoyhdteleserye.com		Google AdSense, Google LLC	ca-pub-1715847515243954
14	pinoymovies.ch			
15	pinoymovies.org			
16	pinoymovieshub.to			
17	pinoysflix.su		Google AdSense, Google LLC	ca-pub-6603743760556429
18	pinoysmovieshub.su		-	
19	pinoysreplays.su		Google AdSense, Google LLC	ca-pub-2456058618146104
20	pinoyteleseryehdreplay.net	pinoyteleseryeinfo@gmail.com		
21	teleseryeonline.su	teleseryeonline@gmail.com ayyazpinoy@gmail.com	Google AdSense, Google LLC	pub-3641817032249997