



EPSTEIN DRANGEL LLP

60 East 42nd Street, Suite 1250, New York, NY 10165
T: 212.292.5390 • E: mail@ipcounselors.com
www.ipcounselors.com

May 21, 2025

VIA EMAIL

Hon. Vernon S. Broderick
United States District Judge
Thurgood Marshall
United States Courthouse
40 Foley Square
New York, New York 10007

Re: *Supercell Oy v. www.clashofclansmerch.com*
Case No. 25-cv-2731 (VSB)
Letter Request to Modify and Extend Amended TRO and Continue Sealing

Dear Judge Broderick,

We represent Plaintiff Supercell Oy (“Plaintiff”) in the above-referenced action (the “Action”). On April 2, 2025, Plaintiff filed this Action and its Application under seal. On May 16, 2025, the Court entered an Order granting Plaintiff’s Application (“TRO”). Plaintiff respectfully submits the instant letter to request modification of Section II of the TRO, specifically the briefing schedule, including the date of the Show Cause Hearing, since to date, several Financial Institutions have failed to comply with the expedited discovery ordered in the TRO, as well as an extension of the TRO and the sealing period.

After receiving the TRO, Plaintiff immediately served it on the Third Party Service Providers and Financial Institutions, via the methods of alternative service authorized by the TRO. To date, several Financial Institutions, including Payoneer and Visa, have yet to provide Plaintiff with any of the expedited discovery ordered in the TRO. As the TRO currently stands, the Defendant’s deadline to file opposition to Plaintiff’s Application is tomorrow, May 23, 2025. Therefore, Plaintiff would need to serve Defendant by tomorrow, May 22, 2025, for Defendant to have had sufficient time to oppose the TRO should Defendant wish to do so. However, as detailed in Plaintiff’s Application, if Defendant is given notice of Plaintiff’s Application before the Financial Institutions comply with the TRO, it is highly likely that Defendant will destroy, move, hide or otherwise make inaccessible to Plaintiff the records, documents and financial accounts relating to Defendant’s sale of Counterfeit Products. *See*, Plaintiff’s Application. Therefore, Plaintiff respectfully requests that the Court modify the briefing schedule, including the date of the Show Cause Hearing in the TRO to allow the Financial Institutions additional time to review and comply with the directives of the TRO, including producing the expedited discovery, for Plaintiff to serve Defendant in this Action and for Defendant to file opposition to Plaintiff’s Application should it wish to do so. This is Plaintiff’s first request for an extension and modification of the briefing schedule and Plaintiff has not requested the consent of Defendant as it has not been served


in the Action yet and the Action remains under seal. Plaintiff respectfully proposes modifying the dates in the TRO as follows:

1. Extending Defendant's deadline to file opposing papers, if any, from May 23, 2025 to June 6, 2025;
2. Extending Plaintiff's deadline to file reply papers, if any, from May 28, 2025 to June 11, 2025; and
3. Rescheduling the Show Cause Hearing from May 30, 2025 at 2:00 p.m. EST to June 12, 2025, June 16, 2025, June 17, 2025 or at a date and time that is convenient for the Court. As detailed above, since Defendant has not yet been served with the Action, Plaintiff was unable to seek its consent.

Further, as it currently stands, the TRO is set to expire on Friday, May 30, 2025, the same day as the Show Cause Hearing. *See* Fed. R. Civ. P. 65(b)(2). Should the Court modify Section II of the TRO, Plaintiff respectfully requests the Court extend the TRO to the new date of the Show Cause Hearing on Plaintiff's Application.

Additionally, in light of the fact that Plaintiff is presently unable to serve Defendant, Plaintiff respectfully requests that the period during which Plaintiff's Complaint and all exhibits attached thereto, as well as Plaintiff's Application and all declarations in support thereof and exhibits attached thereto and the TRO remain sealed be extended to the new date of the Show Cause Hearing on Plaintiff's Application.

We thank the Court for its time and consideration.

**APPLICATION GRANTED
SO ORDERED** 
**VERNON S. BRODERICK
U.S.D.J.**

Date: May 22, 2025

Plaintiff's request that the Court extend the Temporary Restraining Order issued on May 16, 2025 (the "Order") is granted. *See Loewe, S.A. v. Beijing Onward Fashion Co., Ltd.*, Case No. 24-CV-8871(GHW), Doc. 21 at 2 (S.D.N.Y. Nov. 25, 2024) (extending TRO issued on November 22, 2024 through January 8, 2025).

The Order will remain in effect until June 12, 2025 pending the hearing and determination of Plaintiffs' Application for a preliminary injunction. The hearing date and related briefing schedule are modified as follows: The hearing established in Section II.A of the Order is adjourned to June 12, 2025 at 11:00 a.m. The deadline for the submission of oppositions set forth in Section II.B of the Order is extended to June 6, 2025. The deadline for the submission of any reply papers set forth in Section II.B of the Order is extended to June 11, 2025. All other provisions of the Order remain in full force and effect. Plaintiff's request to extend the sealing of this case is granted. Plaintiff's Complaint and exhibits attached thereto, and Plaintiff's ex parte Application and all declarations in support thereof and exhibits attached thereto, and this Order shall remain sealed until June 12, 2025. Any application to extend the period during which those documents remain under seal must be submitted to the Court in writing no later than June 9, 2025. Plaintiffs are hereby ordered to serve this order on Defendants.