

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

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GILEAD SCIENCES, INC. and GILEAD  
SCIENCES IRELAND UC,

Plaintiffs,

- against -

CITY PLUS CARE PHARMACY INC. D/B/A HEAL  
THE WORLD PHARMACY, NABILA CHAUDHARY,  
QAISER CHAUDHARY, and HAMZA  
CHAUDHARY,

Defendants.

**TEMPORARY RESTRAINING  
ORDER AND ORDER TO  
SHOW CAUSE FOR A  
PRELIMINARY INJUNCTION**

No. 25-CV-1469 (RER) (RML)

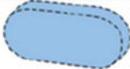
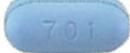
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**RAMÓN E. REYES, JR., United States District Judge:**

Upon review of the Complaint of Gilead Sciences, Inc. and Gilead Sciences Ireland UC, the accompanying declarations and the exhibits annexed hereto, and the memorandum of law submitted in support of this Order, and for good cause shown, it is hereby:

ORDERED, that for the reasons set forth in Plaintiffs’ request for entry of a temporary restraining order, Plaintiffs’ request be and hereby is **GRANTED**; and it is further

ORDERED that, pending further order of this Court, defendants City Plus Care Pharmacy Inc. d/b/a Heal the World Pharmacy (“Heal the World”), Nabila Chaudhary, Qaiser Chaudhary, or Hamza Chaudhary (together, “Defendants”) and their principals, agents, officers, directors, members, servants, employees, successors, assigns and all other persons in concert and participation with them (collectively, the “Restrained Parties”), shall, upon service of this Order in the manner described below, be immediately temporarily restrained from engaging in any or all of the following acts:

1. Purchasing, selling, distributing, marketing, manufacturing, or otherwise using any of the Gilead Marks (as defined herein) on any counterfeit or authentic product, or any marks confusingly similar thereto in connection with any products. The “Gilead Marks” are defined as follows:

Trademark	Registration Number	Registration Date
GILEAD	3251595	June 12, 2007
	2656314	December 3, 2002
GSI	3890252	December 14, 2010
BIKTARVY	5344455	November 28, 2017
DESCOVY	4876632	December 29, 2015
DESCOVY FOR PREP	5912591	November 19, 2019
9883	5467392	May 15, 2018
	5636131	December 25, 2018
	5906177	November 12, 2019
	5030567	August 30, 2016
	5154303	March 7, 2017
TRUVADA	2915213	December 28, 2004
GENVOYA	4797730	August 25, 2015
VOSEVI	5259592	August 8, 2017
STRIBILD	4263613	December 25, 2012
	6031751	April 14, 2020
SOVALDI	4468665	January 21, 2014
	5018106	August 9, 2016
7977	4585257	August 12, 2014
ODEFSEY	4879988	January 5, 2016

2. Using any logo, trade name, or trademark confusingly similar to any of the Gilead Marks which may be calculated to falsely represent or which has the effect of falsely representing that the services or products of any or all of the defendants or of others are sponsored by, authorized by, or in any way associated with Plaintiffs;

3. Infringing any of the Gilead Marks;
4. Falsely representing any or all of Defendants as being connected with Plaintiffs or sponsored by or associated with Plaintiffs or engaging in any act which is likely to cause the trade, retailers and/or members of the purchasing public to believe that any or all of Defendants are associated with Plaintiffs;
5. Using any reproduction, counterfeit, copy, or colorable imitation of any of the Gilead Marks in connection with the publicity, promotion, sale, or advertising of any Gilead product;
6. Affixing, applying, annexing, or using in connection with the sale of any goods, a false description or representation including words or other symbols tending to falsely describe or represent such goods as being Gilead products, and from offering such goods in commerce;
7. Diluting any of the Gilead Marks;
8. Removing from their premises, or discarding, destroying, transferring, or disposing in any manner any information, computer files, electronic files, WhatsApp or text messages, business records (including but not limited to e-mail communications), or other documents or communications relating to Defendants' assets and operations or relating in any way to the purchase, sale, manufacture, offer for sale, distribution, negotiation, importation, advertisement, promotion, or receipt of any products purporting to be Gilead products, including without limitation any products bearing any of the Gilead Marks, including without limitation BIKTARVY®; and
9. Assisting, aiding, or abetting any other person or business entity in engaging in or performing any of the activities referred to in subparagraphs 1 through 8 above; and it is further

ORDERED that the temporary restraining order as set forth in subparagraphs 1 through 9 above shall be in effect for a period of fourteen (14) days from the entry hereof, after which it shall expire absent further order of the Court; and it is further

ORDERED that the Restrained Parties shall turn over to Plaintiffs or any person or entity designated by Plaintiffs all counterfeit Gilead products in their possession, custody, or control to be held by Plaintiffs until further order of this Court; and it is further

ORDERED that Plaintiffs shall effect service of the Summons and Complaint, Asset Freeze Order, and this Order, together with copies of the papers in support thereof, **within three (3) business days** of the undersigned date on Defendants (but in any event, not in advance of the execution of any Seizure Order entered by this Court), by delivering true copies thereof to any person of suitable age found at Defendants' business or home addresses, or if no such persons are found, then by any method permissible under Federal Rule of Civil Procedure 4; and it is further

ORDERED that within three (3) business days of the entry of this Order, Plaintiffs post an undertaking with the Clerk of the Court in the form of a bond, cash, or check in the amount of **\$250,000** as security for the payment of such costs and damages as may be incurred or suffered by any party as a result of any undue harm caused by this Order and for the payment of such damages as may be incurred or suffered by any party as the result of a wrongful seizure or wrongfully attempted seizure pursuant to this Court's Seizure Order, and that such undertaking, if in the form of check or cash, shall be held in an interest-bearing account; and it is further

ORDERED that Defendants shall show cause before this Court at Courtroom 2E North, United States District Court for the Eastern District of New York, 225 Cadman Plaza East, Brooklyn, New York, 11201, on **March 31, 2025, at 2:00 P.M.** or such other

date as may be fixed by the Court, why a preliminary injunction, pursuant to Rule 65 of the Federal Rules of Civil Procedure, should not be issued enjoining Defendants and the Restrained Parties in the manner set forth in subparagraphs 1–9 of this Order for the duration of this litigation and confirming this Court’s seizure order; and it is further

ORDERED that answering papers, if any, be filed by Defendants with this Court and served upon Plaintiffs’ counsel, Geoffrey Potter, by email at the email address CounterfeitGileadMedications@pbwt.com on or before **March 26, 2025**, and reply papers shall be filed and served on or before **12:00 p.m. on March 28, 2025**; and finally, it is

ORDERED that Defendants are hereby put on notice that failure to attend the show cause hearing scheduled herein or otherwise respond to the Court’s Order to Show Cause by **March 31, 2025**, shall result in the confirmation of the Court’s seizure order and the issuance of the preliminary injunction, which shall extend during the pendency of this action. The Restrained Parties shall be deemed to have actual notice of the issuance and terms of such preliminary injunction, and that any act by any of the Restrained Parties in violation of any of its terms may be considered and prosecuted as contempt of this Court.

/s/ Ramón E. Reyes, Jr.  
RAMÓN E. REYES, JR.  
United States District Judge

Dated: March 17, 2025, at 4:45 p.m.  
Brooklyn, New York