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**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF INDIANA  
INDIANAPOLIS DIVISION**

Allseason IpCo, LLC,

Plaintiff,

v.

Jiabao Wang, and  
guangzhoushuimujiאהמהאוייךאנגונסי

Defendants.

Cause No. \_\_\_\_\_

COMPLAINT  
WITH JURY DEMAND

**INTRODUCTION**

Plaintiff Allseason IpCo, LLC, (“Plaintiff”) brings this action for copyright infringement and misrepresentation under the Digital Millennium Copyright Act (“DMCA”).

As described herein, Plaintiff has been forced to file this action. For all the reasons discussed herein, Plaintiff is entitled to redress and relief for Defendants’ acts of willful copyright infringement and fraudulent misrepresentations to Amazon.com, the relevant internet service provider.

**PARTIES**

1. Plaintiff Allseason IpCo, LLC, is a Delaware Limited Liability Company, having its principal place of business at 7582 Las Vegas Blvd. S, Suite 3015, Las Vegas, NV, 89123.

2. Plaintiff is the sole authorized distributor of its products and sells them online on Amazon.com and elsewhere. Like many other brand owners, Plaintiff suffers ongoing daily and sustained violations of its rights at the hands of infringers, such as Defendant herein, who wrongfully reproduces Plaintiff’s Copyrighted Work for the purposes of (i) duping and confusing the consuming public and (ii) earning substantial profits from the advertising of Plaintiff’s Copyrighted Work in connection with competing goods. The recent explosion of counterfeiting and

infringement over the Internet, including through online marketplace platforms, has created an environment that requires brand owners, such as Plaintiff, to expend significant time and money across a wide spectrum of efforts in order to protect both consumers and Plaintiff from the ill effects of confusion and the erosion of the goodwill associated with Plaintiff's brand and products.

3. On information and belief, Defendant guangzhoushuimujiiahemaoyiyouxiangongsi ("Guangzhou" or collectively "Defendants"), is a Chinese entity whose principal place of business is Room K1153, 16th Floor, Xingguang Yingjing, 119 Shuiyin Road, Yuexiu District, Guangzhou, Guangzhou Yuexiu District, Guangdong Province 510599 China.

4. On information and belief, Defendant Jiabao Wang, ("Wang" or collectively "Defendants"), is a citizen of China with an address of No. 04, Xuer Village Bajia Town Xuwu Village Committee Yangchun, Guangdong 529634 China.

5. Defendant Wang is the owner of the US registered trademark VIFSSG, used by Defendant Guangzhou to sell on Amazon under the seller name VIFSSG (Merchant ID: A2PJ4NPLMRO6JF).

### **JURISDICTION AND VENUE**

6. This Court has subject matter jurisdiction over this case under 28 U.S.C. §§ 1331 and 1338.

7. Defendant Guangzhou consented to jurisdiction of this Court through the filing of a DMCA counter-notice with Amazon. A true and accurate copy of the DMCA counter-notice is attached hereto as **Exhibit 1**.

8. Venue is proper, *inter alia*, pursuant to 28 U.S.C. § 1391 and 28 U.S.C. §§ 1400(a) because, for example:

(a) Upon information and belief, Defendants, conduct, transact, and/or solicit business in this judicial district.

(b) Upon information and belief, Defendants or their agent(s) may be found in this district because personal jurisdiction is proper in this district.

(c) Upon information and belief, this is a judicial district in which a substantial part of the events or omissions giving rise to the infringement claims occurred, or a substantial part of the property that is the subject of the action is situated.

(d) Defendants not residents in the United States and may be sued in this judicial district because personal jurisdiction is proper in this district.

## FACTS

### **PLAINTIFF'S INTELLECTUAL PROPERTY**

9. Plaintiff produces, markets, and sells supplements comprising vitamins, minerals, and botanical extracts supporting whole body health. Plaintiff sells its products under the brand name CLEAN NUTRA or CLEAN NUTRACEUTICALS.

10. Plaintiff is the owner of several United States trademark registrations, including but not limited to, CLEAN NUTRA (Design Mark—Reg. No. 7031116), CLEAN NUTRACEUTICALS (Design Mark—Reg. No. 7031117), RENOUTH (Reg. No. 7530279), GINKSENG (Reg. No. 7530277), THYRO DEFEND (Reg. No. 7556154), among many more (collectively, “Plaintiff’s Marks”).

11. Plaintiff is also the owner of numerous United States copyright registrations. Relevant to this action is the following:

- Registration Number VA 2-454-182. A true and accurate copy of the copyright registration certificate is attached hereto as **Exhibit 2**.

**WE WRITE WHAT'S ON THE INSIDE ON THE OUTSIDE.™**

**SUGGESTED USE:** As a dietary supplement take one serving once a day. For best results take with a meal and an 8oz glass of water or as directed by your healthcare professional.

**CAUTION:** Do not exceed recommended dose. Pregnant or nursing mothers, children under the age of 18, and individuals with a known medical condition should consult a physician before using this or any dietary supplement.

SHAKE WELL BEFORE USE. REFRIGERATE AFTER OPENING.

KEEP OUT OF REACH OF CHILDREN. DO NOT USE IF SAFETY SEAL IS DAMAGED OR MISSING. STORE IN A COOL, DRY PLACE.

\*These statements have not been evaluated by the Food and Drug Administration. This product is not intended to diagnose, treat, cure, or prevent any disease.

Questions, Compliments or Concerns? [support@cleannutra.com](mailto:support@cleannutra.com)

Lot # and Expiration Date Printed on bottom of bottle. Manufactured in the United States from both global and domestic ingredients.

**Supplement Facts**  
Serving Size 2 mL (approximately ½ teaspoon)  
Servings Per Container 30

AMOUNT PER SERVING	% DAILY VALUE
Vitamin D3 (as cholecalciferol)	50 mcg 250%
Vitamin K2 (as menaquinone-7)	100 mcg 83%
Cayenne ( <i>Capsicum annuum</i> ) (Fruit) Extract 10:1	100 mg †
Hawthorn ( <i>Crataegus spp.</i> ) (Berry) Extract 20:1	100 mg †
Organic Beet ( <i>Beta vulgaris</i> ) (Root) Extract 30:1	100 mg †
Clean Vasco Glow™ Proprietary Blend	100 mg †
Organic Turmeric ( <i>Curcuma longa</i> ) (Root) Extract 30:1, Organic Panax Ginseng (5% Ginsenosides) (Root) Extract, Organic Berberine HCl ( <i>Berberis aristata</i> ) (Bark, Root) Extract 10:1, Organic Ceylon Cinnamon ( <i>Cinnamomum zeylanicum</i> ) (Bark)	

†Daily Value (DV) not established

**Other Ingredients:** Organic glycerin, purified water, citric acid, natural flavors.

1:1:1 Dry Herb: Menstruum Ratio  
Approx. 35 mg dry herb equivalent per serving

Distributed By: Allseason Enterprises, LLC  
7582 Las Vegas Blvd S, #3015, Las Vegas, NV 89123 USA  
(866) 221-7374 | [support@cleannutra.com](mailto:support@cleannutra.com)

BY CLEAN NUTRACEUTICALS™

(the “Copyrighted Work”)

12. Plaintiff uses Plaintiff’s Marks and the Copyrighted Work—along with other trademarks and copyrights—to market and sell its genuine CLEAN NUTRA branded goods.

### PLAINTIFF’S PRODUCT

13. The specific product at issue in this matter is Plaintiff’s supplement titled “Vasco Glow” (“Plaintiff’s Product”), pictured directly below.

Health & Household › Vitamins, Minerals & Supplements › Herbal Supplements › Cayenne

**Clean Nutra Cayenne Pepper Drops Supplement Liquid + Hawthorn Berry, Vitamin D3 K2 Beet Root Powder, Ceylon Cinnamon, Turmeric Curcumin, Organic Panax Ginseng, Berberine Extract 1 Pack**

Visit the [Clean Nutraceuticals Store](#)  
4.4 ★★★★★ (2,617) | Search this page  
#1 Best Seller in Cayenne Herbal Supplements

30K+ bought in past month

**-25% \$29.95** (\$14.98 / fluid ounce)  
List Price: \$39.99

**Coupon:** Save 20%: Coupon available when you select [Subscribe & Save](#). [Terms](#)

Save up to 35% with business pricing. Sign up for a free Amazon Business account

Get \$50 off instantly: Pay \$0.00 upon approval for Amazon Visa. No annual fee.

Item Package Quantity: 1

1	2
\$29.95 (\$14.98 / fluid ounce)	\$49.95 (\$24.98 / fluid ounce)
\$34.99	

**Brand:** Clean Nutraceuticals  
**Item Form:** Liquid  
**Manufacturer:** Clean Nutraceuticals  
**Item Package Quantity:** 1  
**Package Information:** Bottle

**prime**  
Enjoy fast, free delivery, exclusive deals, and award-winning movies & TV shows.  
Join Prime

**One-time purchase:**   
**\$29.95** (\$14.98 / fluid ounce)

**FREE pickup Friday, August 8** on orders shipped by Amazon over \$35

Or **Prime members** get **FREE pickup Tomorrow 7 AM - 11 AM** • Order within 7 hrs 19 mins.  
[Join Prime](#)

Whole Foods Market - Nashville  
Downtown - Nashville 37203

**In Stock**  
Quantity: 1  
[Add to Cart](#)  
[Buy Now](#)

Ships from Amazon  
Sold by Clean Nutra  
Returns Non-returnable due to Food safety reasons  
Gift options Available at checkout  
[See more](#)

**Ask Rufus**  
What are the main ingredients? Can this be taken daily? Does it contain any allergens?  
[Ask something else](#)

14. Plaintiff uses the Copyrighted Work as the product label for the VASCU GLOW product, and to advertise, display, and promote Plaintiff's Product in interstate commerce—including the Internet.

15. Plaintiff's Copyrighted Work is accessible to the public—and to the Defendants—through product listings that sell Plaintiff's Product, as shown in the image above.

16. Plaintiff's Product has unique packaging, labels, and designs that are inherently distinct features, including, color, size, and shape selections, that all function as a source identifier for Plaintiff's Product.

17. Plaintiff's Copyrighted Work has been used by Plaintiff prior in time to Defendants' unauthorized use of the Copyrighted Work. Plaintiff's Copyrighted Work has never been assigned or licensed to the Defendants in this matter.

18. Plaintiff's Copyrighted Work is a symbol of Plaintiff's quality, reputation, and goodwill and has never been abandoned.

19. Genuine product listings utilizing Plaintiff's Copyrighted Work are widely advertised and promoted by Plaintiff and authorized third parties via the Internet.

#### **DEFENDANTS' WRONGFUL AND INFRINGING CONDUCT**

20. Piggybacking off the success of Plaintiff, Defendants entered into the marketplace with a product that is nearly identical to Plaintiff's Product, with a near exact product label (the "Infringing Product").

21. The product label for the Infringing Product includes nearly all of the same characteristics of Plaintiff's Product and the Copyrighted Work.

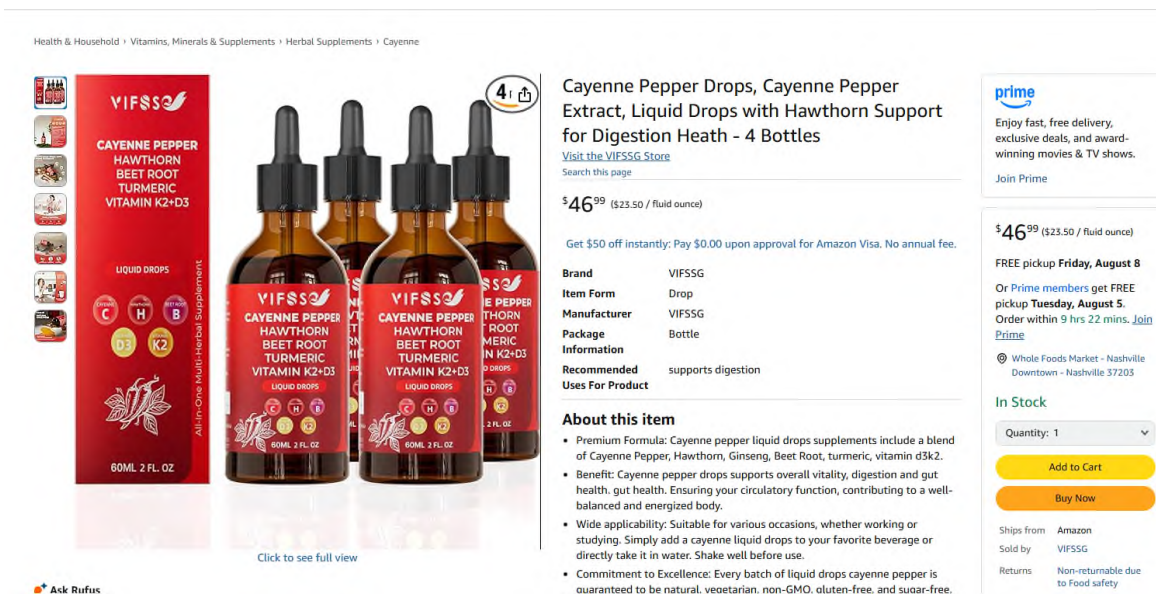
22. Pictured below are comparisons of Plaintiff's Copyrighted Work and Defendants' Infringing Product:

**Copied Product Label**



23. Indeed, nearly every aspect of Plaintiff's Product and Copyrighted Work is copied by Defendants' Infringing Product.

24. Defendants sell the Infringing Product through the Amazon store, VIFSSG. Defendants have other product listings on Amazon.com that incorporate the Infringing Product and the Copyrighted Work (see below).



### **DEFENDANTS' FRAUDULENT REPRESENTATIONS UNDER THE DMCA**

25. On July 8, 2025, Plaintiff's counsel filed a Takedown Notice with Amazon.com for Defendants' unauthorized reproduction of the Copyrighted Work. A true and accurate copy of Amazon's notice of receipt of Plaintiff's Takedown Notice is attached hereto as **Exhibit 3**.

26. On July 11, 2025, Amazon notified Plaintiff's counsel that it had reviewed the report of infringement and removed the reported content. A true and accurate copy of Amazon's Notice of Removal is attached hereto as **Exhibit 4**.

27. On July 22, 2025, Amazon notified Plaintiff's counsel that it received a counter-notice in response to Plaintiff's Takedown Notice. A true and accurate copy of Defendants' counter-notice is attached hereto as **Exhibit 1**.

28. Within the counter-notice, Defendant states "I have a good faith belief that the material identified in the Notice of Infringement was removed or disabled as a result of mistake or misidentification of the material to be removed or disabled."

29. Defendants knowingly provided Amazon with a material misrepresentation in filing the counter-notice. Defendants are not the creator of the Copyrighted Work and are not authorized to use the Copyrighted Work. Furthermore, Defendant had access to the Copyrighted Work and reproduced the Copyrighted Work in a substantially similar form, in connection with the marketing and advertising of a competing product.

30. In compliance with the DMCA, Amazon notified Plaintiff that the Infringing Product would become accessible to the public unless Plaintiff provided Amazon with notice that a lawsuit had been filed against the counter-noticing party within ten business days.

31. Plaintiff is left with no choice but to file this Complaint.

**COUNT I – FEDERAL COPYRIGHT INFRINGEMENT (17 U.S.C. § 501(a), et. seq.)**

32. Plaintiff re-alleges and incorporates by reference each of the allegations contained in the foregoing paragraphs as though fully set forth herein.

33. The Copyrighted Work (provided herein and attached as Exhibits 2) constitutes an original work of authorship and is copyrightable subject matter under 17 U.S.C. §§ 101 et seq. and the laws of the United States.

34. Plaintiff owns the copyright to the Copyrighted Work and has complied with all respects with the Copyright Act, and all other laws governing copyrights, and has secured the exclusive right in and to the copyright of the Copyrighted Work.

35. The Copyrighted Work is publicly available online. For example, the Copyrighted Work is displayed on Plaintiff's website, [https://cleannutra.com/products/cayenne-pepper-supplement-liquid-drops-hawthorn-berry-vitamin-d3-k2-beet-root-powder-ceylon-cinnamon-turmeric-curcumin-organic-panax-ginseng-berberine-extract-vit-d-k-by-clean-nutra?selling\\_plan=1932099737](https://cleannutra.com/products/cayenne-pepper-supplement-liquid-drops-hawthorn-berry-vitamin-d3-k2-beet-root-powder-ceylon-cinnamon-turmeric-curcumin-organic-panax-ginseng-berberine-extract-vit-d-k-by-clean-nutra?selling_plan=1932099737).

36. Upon information and belief, Defendants accessed the Copyrighted Work.

37. Defendants copied original elements of the Copyrighted Work.

38. Defendants' Infringing Product is substantially similar to the Copyrighted Work.

39. Defendants' unauthorized reproduction and dissemination of the Copyrighted Work is in violation of 17 U.S.C. §§ 106 and 501 et seq.

40. Defendants' unauthorized reproduction and dissemination of the Copyrighted Work is also a violation of 17 U.S.C. § 506, with applicable criminal penalties as specified in 18 U.S.C. § 2319.



41. Defendants' past, current and ongoing acts of copyright infringement are willful, intentional, and purposeful, and in complete disregard of Plaintiff's rights. Defendants have engaged in copyright infringement directly or with knowledge of the infringement. Defendants' repeated infringement, after notice, constitutes willful infringement of Plaintiff's Copyrighted Work.

42. The aforementioned wrongful acts of Defendants have caused and are causing great injury and damage to Plaintiff, and unless this Court restrains Defendants from the further commission of said acts, Plaintiff will suffer irreparable injury for which it has no adequate remedy at law.

43. Plaintiff is entitled to its actual damages, including its lost profits, and to recover the improper profits obtained by Defendants through their infringement. In addition, Plaintiff reserves the right to elect statutory damages as provided under the Copyright Act to the extent allowable under law. Plaintiff is also entitled to the disgorgement of Defendants' benefit from infringement, including, but not limited to any profits recovered by Defendants for its infringing actions.

**COUNT II – MISREPRESENTATION UNDER THE DIGITAL MILLENNIUM COPYRIGHT ACT (DMCA) (17 U.S.C. § 512(f))**

44. Plaintiff re-alleges and incorporates by reference each of the allegations contained in the foregoing paragraphs as though fully set forth herein.

45. Plaintiff owns a valid copyright in the Copyrighted Work and has secured the exclusive rights and privileged in and to the copyright of the Copyrighted Work.

46. On July 8, 2025, Plaintiff's counsel filed a Takedown Notice with Amazon.com for Defendants' unauthorized reproduction of the Copyrighted Work.

47. On July 11, 2025, Amazon notified Plaintiff's counsel that it had reviewed the report of infringement and removed the reported content.

48. On July 22, 2025, Amazon notified Plaintiff's counsel that it received a counter-notice in response to Plaintiff's Takedown Notice.

49. Defendants are not authorized or licensed to use the Copyrighted Work. Defendants cannot have a good faith belief that there was any mistake or misidentification in Plaintiff's reporting of the Infringing Product because the Infringing Product is a substantially similar copy of the Copyrighted Work and Defendants have no right to use the Copyrighted Work.

50. Defendants' filing of its counter-notice is a Misrepresentation under 17 U.S.C. § 512(f), where Defendants knowingly materially misrepresented that material or activity was removed or disabled by mistake or misidentification.

51. Defendants are liable for any damages to Plaintiff, including Plaintiff's costs and attorney's fees.

52. Plaintiff is entitled to an award of damages, including reasonable attorneys' fees and costs of the action under 17 U.S.C. § 512(f).

**JURY TRIAL DEMANDED**

53. Plaintiff demands a jury trial on all issues so triable.

**PRAYER FOR RELIEF**

WHEREFORE Plaintiff requests judgment as follows:

1. An order that Defendants, its directors, members, officers, agents, servants, employees, subsidiaries, affiliates, and all persons in active concert or participation with, through, or under it, be enjoined and restrained from use of any mark, image, or designation confusingly similar or identical to Plaintiff's Marks or Plaintiff's Copyrighted Work.

2. An order that Defendants, its directors, members, officers, agents, servants, employees, subsidiaries, affiliates, and all persons in active concert or participation with, through, or under it, be enjoined and restrained from use of any word, term, name, symbol, device, product

configuration, product packaging, technical manual, user guide, textual content, product image, and any derivatives (or any combination thereof), or any other intellectual property or proprietary information that is identical or confusingly similar to, or a colorable imitation or dilutive of, or containing, Plaintiff's intellectual property.

3. An order that Defendants, its directors, members, officers, agents, servants, employees, subsidiaries, affiliates, and all persons in active concert or participation with, through, or under it, be enjoined and restrained from use of any false designation of origin, false or misleading description of fact, or false or misleading representation of fact that is likely to cause confusion, or to cause mistake, or to deceive as to the affiliation, connection, or association of Defendant with Plaintiff.

4. An Order to destroy and/or dispose of all materials in Defendants' possession, custody, or control that include, in whole or in part, any unauthorized use of Plaintiff's Copyrighted Work.

5. An Order to take all necessary steps to remove from public view and access all materials that use, feature, or bear any of Plaintiff's Copyrighted Work, or any false, misleading, or confusing reference to Plaintiff or its product offerings.

6. An Order of judgment for Plaintiff and against Defendants for all other monetary damages available under the additional statutory and common laws as applicable – with enhancement.

7. An Order awarding Plaintiff's additional reasonable attorneys' fees and costs, if any, pursuant to at least 17 U.S.C. § 505, 17 U.S.C. § 512(f); 15 U.S.C. § 1117.

8. An Order that Plaintiff be required to pay all additional pre- and post-judgment interest amounts due.

9. An Order that Plaintiff take such other and further relief as the Court may deem just and proper.

Dated: August 5, 2025

TAFT STETTINIUS & HOLLISTER LLP

*/s/ Neil Peluchette*

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Neil R. Peluchette (#35577-82)

Npeluchette@taftlaw.com

One Indiana Square, Suite 3500

Indianapolis, IN 46204

Telephone: (317) 713-3500

Facsimile: (317) 713-3699

*Attorney for Plaintiff, Allseason IpCo, LLC*