

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

\_\_\_\_\_  
 RACHEL POUYAFAR, on behalf of herself )  
 and all others similarly situated, )  
 )  
 Plaintiff, )  
 )  
 -against- )  
 )  
 YUNHAI QUAN and JOHN DOE NOS. 1-25, )  
 )  
 Defendants. )  
 \_\_\_\_\_

Index No. 654820/2023

**AFFIRMATION  
OF RISHI BHANDARI**

I, Rishi Bhandari, an attorney admitted to practice before the courts of the State of New York, and not a party to this action, hereby affirm the following to be true under the penalties of perjury:

1. I am an attorney with the law firm Mandel Bhandari LLP, attorneys for Class Plaintiff Rachel Pouyafar (“Class Plaintiff”), on behalf of herself and all others similarly situated (the “Proposed Class Members”), in the above-caption action. I am familiar with the subjects of this Affirmation.

2. I hereby affirm that pursuant to CPLR 2217(b) that Plaintiff has not previously sought the relief sought by this order to show cause and preliminary injunction.

3. Class Plaintiff Rachel Pouyafar previously sought a TRO and preliminary injunction freezing the Binance hot wallet address of:

0x01d19c7dab1da4d2c9a7a8c54a9c1e9b7b5a7b9a and enjoining Defendants John Doe Nos. 1-25 from transferring assets out of the wallet.<sup>1</sup> The Court granted Pouyafar’s motion for a TRO


<sup>1</sup> [NYSCEF Doc. No. 2](#), [NYSCEF Doc. No. 3](#), [NYSCEF Doc. No. 4](#), [NYSCEF Doc. No. 5](#), [NYSCEF Doc. No. 6](#), [NYSCEF Doc. No. 7](#).

([NYSCEF Doc. No. 8](#), [NYSCEF Doc. No. 9](#)) and for a Preliminary Injunction ([NYSCEF Doc. No. 17.](#))

4. I hereby affirm that pursuant to Uniform Rule 202.7(f) (22 N.Y.C.R.R. § 202-7(f)) that giving notice to Defendants of the application here for a preliminary injunction and temporary restraining order would result in significant prejudice to the Proposed Class Members.

5. As described more fully in these papers, including the Amended Complaint and affirmation of Charles Zach in support of this application, absent the immediate injunctive relief sought here, there will be nothing to prevent Defendants from transferring or otherwise dissipating Proposed Class Members' assets, in violation of New York law and causing them irreparable harm. This prejudice is why Class Plaintiff seeks a temporary restraining order pending a hearing on the request for a preliminary injunction.


Dated: New York, New York  
December 8, 2023

By:   
Rishi Bhandari, Esq.

**Certification Pursuant to 22 NYCRR § 202.8-b**

I, Rishi Bhandari, at attorney duly admitted to practice law before the courts of the State of New York, hereby certifies that this Memorandum of Law contains 444 words, excluding the parts exempted by § 202.8-b(b), and therefore complies with the word count limit set forth in 22 NYCRR § 202.8-b(a).

Dated: New York, New York  
December 8, 2023

By:   
Rishi Bhandari, Esq.