UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF MICHIGAN SOUTHERN DIVISION

STEPHEN B. SHAYA, on behalf of Himself and all others similarly situated,

Plaintiff,

Case No. 24-cv-10670

Hon. Mark A. Goldsmith

v.

KYLIE NOFS, ZHU SHICAI, LUO YANBING, LIN YIN, YANG ZHENLIN, and JOHN DOE NOS. 1-25,

Defendants.

ORDER GRANTING PLAINTIFF'S *EX PARTE* MOTION FOR ORDER AUTHORIZING ALTERNATIVE SERVICE OF PROCESS ON <u>DEFENDANTS PURSUANT TO FED R. CIV. P. 4(f)(3)</u>

On April 17, 2024, Plaintiff Stephen Shaya filed his *Ex Parte* Motion for Order Authorizing Alternative Service of Process on Defendants Pursuant to Fed. R. Civ. P. 4(f)(3) (ECF No. 15). The Court has reviewed Plaintiff's Motion, Brief in Support, and the declarations and exhibits filed in support of the same, as well as the authority cited therein. The Court concludes that service pursuant to Fed. R. Civ. P. 4(f)(3) by publication of the Summonses, Complaint, and this Order to the website Plaintiff's counsel caused to be created, and for which a hyperlink was included in the Service Tokens delivered into the cryptocurrency wallet addresses identified in Plaintiff's Complaint on March 22, 2024, is reasonably calculated to provide defendants notice of this action and is not prohibited by international agreement. Based on the foregoing,

It is hereby **ORDERED THAT** pursuant to Fed. R. Civ. P. 4(f)(3), Plaintiff may effectuate service of the Summonses, Complaint, this Order, and any other documents for which service is permitted or required, by publication on the website Plaintiff's counsel caused to be created (<u>https://order21ag7.com/</u>), which hyperlink was contained in the Service Tokens Plaintiff's counsel caused to be delivered on March 22, 2024 to the cryptocurrency wallet addresses identified in Exhibit A of Plaintiff's Complaint.

It is further **ORDERED THAT** Plaintiff shall file an affidavit or declaration of service setting forth the date the Summonses, Complaint, and this Order have been published to the website Plaintiff's counsel caused to be created (<u>https://order21ag7.com/</u>), which date shall be the date on which service of process of the Summonses and Complaint was effectuated on Defendants.

IT IS SO ORDERED.

Dated: May 7, 2024 Detroit, Michigan <u>s/Mark A. Goldsmith</u> MARK A. GOLDSMITH United States District Judge The undersigned counsel stipulate to entry of this Order:

ALTIOR LAW, P.C.

By: <u>/s/ Kenneth F. Neuman</u> Kenneth F. Neuman (P39429) Matthew D. Smith (P72969) Attorneys for Plaintiff and Putative Class 401 S. Old Woodward, Suite 460 Birmingham, MI 48009 (248) 594-5252 <u>kneuman@altiorlaw.com</u> <u>msmith@altiorlaw.com</u>

Law Office of Michael J. Hamblin

By: <u>/s/ Michael J. Hamblin (w/ consent)</u> Michael J. Hamblin (P61834) Attorney for Alt 5 Sigma Canada, Inc. 40900 Woodward Avenue, Suite 111 Bloomfield Hills, Michigan 48304 (248) 763-6195 <u>mhamblin@hamblinlaw.com</u>