

IAS Comm Part 4
At the ~~Ex Parte Part~~ of the Supreme Court of
the State of New York, 360 Adams Street,
Brooklyn, New York, on the 7 date of
May 2025.

Present: **HON. LAWRENCE KNIPEL**
SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF KINGS

In the Matter of the Inquiry by LETITIA JAMES,
Attorney General of the State of New York,

Petitioner,

Pursuant to Article 23-A of the New York General
Business Law in regard to the acts and practices of

DUONG VINH AN, DOAN HO DUC ANH, DUY
TUNG BUI, CHECKMATE AGENCY, and
UNKNOWN OTHERS,

Respondents,

In promoting the issuance, distribution, exchange,
advertisement, negotiation, purchase, investment
advice or sale of securities in or from New York State.

Index No.: 437/2025

**[PROPOSED] EX PARTE
ORDER PURSUANT TO
GENERAL BUSINESS LAW §
354**

Date Filed:
Order to Show Cause

Upon the application in writing of Letitia James, Attorney General of the State of New York, for an order pursuant to General Business Law (“GBL”) § 354, and upon the reading and filing of the May 6, 2025 Affirmation of Adam J. Wasserman in Support of the Attorney General’s Ex Parte Application for an Order Pursuant to General Business Law § 354, with accompanying exhibits, the May 5, 2025 Affirmation of Samuel Weaver, with accompanying exhibits, the May 5, 2025 Affirmation of Gerard Caffrey, the May 5, 2025 Affirmation of Robert Tarwacki, with accompanying exhibits, and the memorandum of law in support of the Attorney General’s *ex parte* application, pursuant to GBL § 354:

WHEREAS the Attorney General has determined to commence an action under Article 23-A of the GBL against Duong Vinh An, Doan Ho Duc Anh, Duy Tung Bui, and Checkmate

Agency (the above-captioned “Respondents”), and that the testimony of Respondents and the production of certain documents, books, and records are material and necessary to the action that the Attorney General has determined to bring; and

WHEREAS pursuant to GBL § 354, it is this Court’s duty to grant the Attorney General’s application for an order directing the persons mentioned in the application to appear before the Justice of the Supreme Court or referee designated in such order and answer such questions as may be put to them or to any of them under oath, and to produce such papers, documents, books, and records; and

WHEREAS pursuant to GBL § 354, it appears that it is proper and expedient to grant certain preliminary injunctive relief against Respondents because the alleged fraudulent practices of Respondents threaten continued and immediate injury to the public and the potential dissipation of Respondents’ assets would render a judgment directing restitution or disgorgement ineffectual;

WHEREAS Respondents reside in Vietnam; personal service on the Respondents under the Hague Convention would be impracticable and time consuming given the nature of the relief sought (including the preliminary injunction to prevent the dissipation of Respondents’ assets); and Respondents’ email addresses at **REDACTED** @gmail.com, **REDACTED** @gmail.com, and **REDACTED** @gmail.com were provided to Binance as a form of contact for Respondents Duong Vinh An, Doan Ho Duc Anh, and Duy Tung Bui, respectively, and these email addresses have been utilized by Duong Vinh An (as recently as April 23, 2025) and Doan Ho Duc Anh (as recently as April 27, 2025) to communicate with the Kings County District Attorney’s Office in connection with this investigation; it is hereby

~~ORDERED~~ ^{LET} that Respondents Duong Vinh An, Doan Ho Duc An, Duy Tung Bui, and

Checkmate Agency appear before the Honorable Presiding, Justice of the Supreme Court, or any other Justice or Referee of this Court as may be directed, in Room 741, at the courthouse located at 360 Adams Street, Brooklyn, New York, or at any other place as this Court or a Referee may direct, as follows: on the 30 of May 2025, at 10 a.m./~~p.m.~~ (or such other date and time as may be ordered by the Court or its Referee) and on any adjourned date and time thereafter to turn over originals, wherever located, whether in their possession or control, or if the originals are unavailable, copies of:

1. Documents and communications sufficient to identify all employees, representatives, and independent contractors of Checkmate Agency;
2. Documents and communications sufficient to identify all employees and independent contractors associated with Respondent Doan Ho Duc Anh's business described in his emails with the Kings County District Attorney's Office;
3. Documents and communications sufficient to identify the source of the funds received by Respondent Duy Tung Bui's Binance Account (User ID REDACTED1073) and the reason Respondent Duy Tung Bui was sent cryptocurrency by Duong Vinh An and/or Checkmate Agency;
4. Documents and communications sufficient to identify all persons and/or entities associated with the ad accounts REDACTED and REDACTED and any other related ad accounts (the "Ad Customers");
5. Documents and communications sufficient to identify all persons/entities (the "Related Persons"):

- a. to whom Respondents sent money or cryptocurrency in connection with services provided to or by the Ad Customers or any of the Respondents;
and
 - b. from whom Respondents received money or cryptocurrency in connection with services provided to or by the Ad Customers or any of the Respondents;
6. Documents and communications sufficient to identify all accounts, including without limitation, bank accounts, brokerage accounts, cryptocurrency accounts, cryptocurrency wallets, cryptocurrency addresses, Paypal accounts, relating to the Ad Customers, Respondents, and Related Persons;
7. All documents and communications relating to all accounts requested in item six above from January 1, 2023 through the present;
8. Documents sufficient to identify the Respondents', Ad Customers', and Related Persons' residential addresses, business addresses, email addresses, social media addresses, Telegram addresses, WhatsApp addresses, and phone numbers;
9. All documents and communications relating to the Ad Customers, the other Respondents, and the Related Persons (including without limitation communications via Telegram);
10. All documents and communications related to social media ads and/or pages supplied to, sourced for, and/or paid for on behalf of the Ad Customers including, without limitation, any copies of such ads or pages, any billing reports/receipts associated with such ads or pages, and any communications with Meta Platforms, Inc. concerning such ads, pages, or accounts; and

LET

~~ORDERED~~ that Respondents appear before the Honorable Presiding,
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Justice of the Supreme Court, or any other Justice or Referee of this Court as may be directed, on
the 30 of May, 2025, at 10 a.m./~~p.m.~~ (or such other date and time as may be ordered
by the Court or its Referee), and on any adjourned date and time thereafter to testify under oath,
and answer such questions as may be put to them by the Attorney General or a designated
Assistant Attorney General; and it is further

LET

~~ORDERED~~ that such testimony shall take place either in Room 741, at the courthouse
located at 360 Adams Street, Brooklyn, New York (or at any other place as this Court or its
Referee may direct) or conducted virtually, and that such testimony may, at the Attorney
General's discretion, be open to the public (either in court or such other place as directed and/or
through a virtual public login); and it is further

Pending the hearing of this motion

~~ORDERED~~ that Respondents, and their principals, agents and employees, are hereby
preliminarily restrained from violating Article 23-A of the GBL, and from engaging in
fraudulent, deceptive, and illegal acts, and are further restrained and enjoined from employing
any device, scheme, or artifice to defraud or to obtain money or property by means of false
pretense, representation or promise, including but not limited to engaging in the issuance,
exchange, purchase, sale, promotion, negotiation, advertisement, investment advice, or
distribution of securities or commodities, including cryptocurrency, through deceptive or illegal
means; and it is further

Pending the hearing of this motion

~~ORDERED~~ that Respondents, and their principals, agents and employees, are hereby
preliminarily restrained from violating Article 23-A of the GBL by: (1) engaging in any social
media advertising in support of the Ad Customers and/or the Scam; (2) engaging in any money-
changing activities in connection with any Respondent and/or person connected to the Scam; (3)

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promoting the purchase and/or sale of any securities or commodities (including cryptocurrency) or the use of any investment or trading platforms in the State of New York; (4) engaging in any commercial transaction in the State of New York; and it is further

pending the hearing of this motion

ORDERED that Respondents, and their principals, agents and employees, are hereby

preliminarily restrained from withdrawing, converting, transferring, selling or otherwise disposing of funds, cryptocurrency, and other assets of Respondents from any accounts (including, but not limited to, bank accounts, brokerage accounts, cryptocurrency accounts, Paypal accounts, cryptocurrency wallets, and cryptocurrency addresses), wherever they may be situated, over which Respondents directly or indirectly exercise control or have an ownership interest, including but not limited to Respondents' Binance accounts (operated by Nest Services Limited) associated with User IDs [REDACTED] 6511 (belonging to Duong Vinh An), [REDACTED] 3539 (belonging to Doan Ho Duc Anh), and [REDACTED] 1073 (belonging to Duy Tung Bui), and any other Binance accounts belonging to the Respondents, and that no assets shall be transferred or withdrawn from any of Respondents' Binance or other accounts; and it is further

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LET

~~**ORDERED**~~ that service on Respondents of a copy of this Order together with the papers

upon which it was granted shall be sufficient if, on or before the 12 of May 2025, such papers are: (1) mailed to the Respondents' last known addresses, and (2) emailed to

Respondents' email addresses at [REDACTED]@gmail.com (for Duong Vinh An and Checkmate Agency), [REDACTED]@gmail.com (for Doan Ho Duc Anh), and

[REDACTED]@gmail.com (for Duy Tung Bui), which were provided to Binance as a form of contact and which Respondents Duong Vinh An and Doan Ho Duc Anh have used to communicate with the Brooklyn District Attorney's Office as recently as of April 23, 2025 and April 27, 2025, respectively; and it is further

LET

~~ORDERED~~ that service of any complaint, petition, or other papers related to this proceeding shall be sufficient if such papers are: (1) mailed to Respondents' last known addresses, and (2) emailed to Respondents' email addresses at **REDACTED**@gmail.com (for Duong Vinh An and Checkmate Agency), **REDACTED**@gmail.com (for Doan Ho Duc An), and **REDACTED**@gmail.com (for Duy Tung Bui), and which Respondents Duong Vinh An and Doan Ho Duc Anh have used to communicate with the Brooklyn District Attorney's Office as recently as of April 23, 2025 and April 27, 2025, respectively.

Dated: ~~New York, New York~~
May __, 2025

Enter



HON. LAWRENCE KNIPEL, J.S.C.

Comm-4
At an I.A.S. Trial Term, Part of the Supreme Court of the State of New York, held in and for the County of Kings, at the Courthouse, located at Civic Center, Borough of Brooklyn, City and State of New York, on the 28 day of May 2025

P R E S E N T :
Hon. Knipel
Justice

In the Matter of the Inquiry
Plaintiff(s)

Cal. No. Amended
Index No. 437/25

- against -
Duong Vinh An et al
Defendant(s)

The following papers numbered 1 to	read on this motion	Papers Numbered
Notice of Motion - Order to Show Cause and Affidavits (Affirmations) Annexed	MS 1	
Answering Affidavit (Affirmation)		
Reply Affidavit (Affirmation)		
_____ Affidavit (Affirmation)		
Pleadings- Exhibits		
Stipulations - Minutes		
Filed Papers		

OSC to produce documents/communications & testimony is granted.
 Both Respondents shall fully respond to document and discovery request w/in 2 weeks of entry of this order.
 Depositions to be scheduled later date.
 All stays/injunctions remain in place.
 and other papers
 future OSCs serve by e-mail.

For Clerks use only
 MG
 MD _____
 Motion Seq. #
 1

ENTER
 J.S.C.
 HON. LAWRENCE KNIPEL
 SUPREME COURT JUSTICE

2025 JUN -2 A 9:48
 KINGS COUNTY CLERK