

United States District Court
for the
Southern District of New York
Related Case Statement

Full Caption of Later Filed Case:

Todd C. Bank

Plaintiff	Case Number
vs.	1:25-cv-03981-ALC
NFL Properties LLC	
Defendant	

Full Caption of Earlier Filed Case:

(including in bankruptcy appeals the relevant adversary proceeding)

Todd C. Bank

Plaintiff	Case Number
vs.	1:24-cv-08814-CM
NFL Properties LLC	
Defendant	

Status of Earlier Filed Case:



Closed

(If so, set forth the procedure which resulted in closure, e.g., voluntary dismissal, settlement, court decision. Also, state whether there is an appeal pending.)



Open

(If so, set forth procedural status and summarize any court rulings.)

The Earlier Filed Case was voluntarily dismissed by the Plaintiff. No appeal was or is pending.

Explain in detail the reasons for your position that the newly filed case is related to the earlier filed case.

Plaintiff disclosed on the Civil Cover Sheet filed in the Later Filed Case (Dkt. No. 3) that the Later Filed Case is related to the Earlier Filed Case before Hon. Colleen McMahon, but neglected to file a Related Case Statement.

Pursuant to Rule 4(b) of the Rules for Division of Business, the Later Filed Case warrants assignment to the same judge as the Earlier Filed Case, which Plaintiff voluntarily dismissed and then refiled. Both cases are the same, involving identical parties, claims and legal issues, and nearly identical facts.

Additionally, the interests of justice and efficiency will be served by deeming these cases related. The Later Filed Case satisfies the requirements for relatedness set forth in Rule 13 of the Rules for Division of Business. The actions concern the same parties (Bank and NFL Properties LLC) and claims, and there is near identical factual overlap between the actions: both seek declaratory judgment of non-infringement concerning Plaintiff's purported desire to sell merchandise bearing NFL Properties' trademarks. Litigating the Earlier Filed Case before a new judge would also duplicate the efforts already expended by Judge McMahon, who was familiar with the prior two versions of the Complaint.

Signature: /s/ Craig Whitney

Date: 5/30/2025

Proskauer Rose LLP

Firm: _____