

ORIGINAL

Judge Ramon E. Reyes
United States District Court
225 Cadman Plaza East
Brooklyn, NY 11201

August 19, 2010

Re: Index No. CV 08 3367

Vadim Mikhlyn, et al. v. Ana Bove, et al.

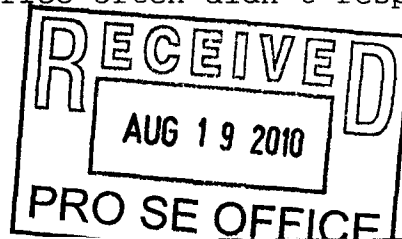
**Motion to defer ruling, or for a 20-day
extension to find a corporate attorney**

Dear Judge Reyes:

We, Defendants in this litigation (Ana Bove and Polina Dolginov, as well as the Corporate Defendants "Anna Bove Company, LLC" in the name of its president Alex Sakirski, and also "Anna Bove Embroidery Supplies, Inc." in the name of its president Alex Sakirski), are respectfully requesting Your Honor (1) to defer ruling on the technical motion of default against the corporation until after the trial; or (2) if you rule now on the technical default against the corporation you allow us 20 days to find and retain an attorney for Corporate Defendants, to avoid a technical "default judgment" against the corporations. Since the corporate lawyer will be handling a very limited amount of issues, we're sure that we will be able to find such an attorney.

We're requesting this due to the following reasons:

A - We're certain that the withdrawal of our corporate lawyer happened not because of our fault, since we've been fulfilling all of our arrangements with him. The lack of communication between Defendants and Mr. Kogan, to which Mr. Kogan referred when requesting Your Honor's permission to withdraw, consisted in essence of the fact that Mr. Kogan and his office often didn't respond to our questions,



emails and attempts to talk to him. This is very well seen from the statistics of our email exchange, listed in point (A). We had very limited possibilities to meet, or talk to our lawyer over the phone.

B - We didn't have enough time to find and retain a new corporate attorney. See Point (B).

C - Within that quite a short period of time, when we should have probably done this, we didn't have any real possibility to do this, due to the new circumstances that occurred. See Point (B) below.

Point (A): Statistics by years, of the emails sent by Defendants to Mr. Kogan's office, and received by Defendants from Mr. Kogan's office:

Statistics by Mr. Yossi Abeshouse and Mr. David Binson

Sent by Defendants: in 2009 - 202 emails; in 2010 - 25 emails;

Received by Defendants: In 2009 - 65 emails; in 2010 - 13 emails;

Statistics by Mr. Kogan:

Sent by Defendants: in 2010 - 31 emails; in 2009 - 201 emails; in 2008 - 32 emails;

Received by Defendants: in 2010 - 2 emails; in 2009 - 29 emails; in 2008 - 2 emails;

Point (B):

1. On May 12, 2010 Defendants learned that Mr. Kogan is relieved from his duty of being the corporate attorney.

2. After that, we've been negotiating with Mr. Berger so that he would become our corporate lawyer, but he refused.

Up to the end of May we've been trying to comprehend and get clear about the difficult situation that we appeared in. We've been trying to understand our rights and possibilities to defend ourselves

independently, what is Pro Se in general, and also what kind of documents exist, and how various papers should be written.

3. On May 25 Mr. Berger was released as our attorney, too.

4. On June 2 we've filed a motion for Pro Bono attorney.

5. On June 8 we've requested the Court to oblige Mr. Kogan to finish Discovery.

6. On June 11 we have received a "Motion for Sanctions and Default" from Plaintiffs, which already contained Plaintiffs' motion for default judgment for the corporations, due to an absence of corporate lawyers. We understood that a new lawyer already can't be appointed.

6. On June 14, in Pro Se Office, we've been informed that Mr. David Binson keeps being officially listed as our corporate attorney.

7. On June 15 we've requested the Court to keep Mr. Binson as our corporate attorney.

Then for a month we've been waiting for the Court's decision regarding this issue.

8. Since the time when we received Plaintiffs' "Motion for Sanctions and Default", we didn't have any possibilities to deal with anything else, except of replying to all those lies, by which the motions of Plaintiffs and of their attorneys are stuffed.

Therefore, Your Honor, we respectfully request to allow us 20 days after your final decision regarding the "Default Motion", to find a corporate lawyer, or in the alternative defer such ruling until after the jury trial. Thank you for your consideration!




Respectfully submitted,

Ana Bove,

Alex Sakirski,

Polina Dolginov,

Dated:

August 19, 2010

cc. Val Mandel