

UNITED STATES DISTRICT COURT EASTERN DISTRICT OF NEW YORK

-----X
Vadim Mikhlyn, Inga Mikhlyn, and
ABC All Consulting, Inc.,

Plaintiffs,

Index No. CV 08 3367

-against-

Ana Bove, Polina Dolginov,
Anna Bove Company, LLC,
Anna Bove Collections, Inc., and
Anna Bove Embroidery Supplies, Inc.,

DECLARATION OF POLINA
DOLGINOV IN OPPOSITION TO
PLAINTIFFS' MOTION FOR
PRELIMINARY INJUNCTION

Defendants
-----X

I, Polina Dolginov, do declare and state:

1. I am a citizen of Israel and I reside in Rehovot.
2. I have been working with Anna Bove since the inception of the ABC embroidery business in 2002. I created an e-bay store and I registered various web domains which I have maintained until they were stolen in 2007.
3. Vadim Mikhlyn and Inga Mikhlyn were hired to run the U.S. operations of our business and they were never told, nor was there an understanding that they would be given a partnership or any ownership interest of the business.
4. I did not prepare the invoice listed in Exhibit D of Plaintiff Vadim Mikhlyn's Affidavit, nor did I authorize anyone to do so on my behalf. In fact, the first time I saw the invoice was when I received the documents sent to me by the Mikhlyns' attorney.
5. My street address on the aforementioned invoice is listed as "24/44 Dolinsky." This street address contains two vital errors, which I would not make.
6. My correct street address is "Dolinsky 44/24." "Dolinsky" is the street name, followed by "44" which is the building address, followed by "24" which is the apartment number. In Israel, addresses are written precisely in this sequence. This is how Israelis write their

own addresses in contrast to those in the U.S. who write the numbers before the street. The address on the invoice lists the numbers after the street and also reverses the building and apartment numbers. Exhibit A, hereto shows various documents displaying my correct address.

7. The FedEx envelope (Exhibit B, hereto) is a true copy of the envelope I received from Plaintiff's attorney. As can be seen, my street address on the envelope contains the identical two errors as described above.
8. The address errors are so egregious to the extent that FedEx had to call me to obtain my correct address, as they could not find my apartment based on the address they were given.
9. It is my impression that the same person who falsified the invoice allegedly sent by me also provided the office of Val Mandel P.C. with my address.
10. Still further, the invoice appears to have been created in the last two months – not on July 1, 2007 as contained on the document. The address for "ABC All Consulting, Inc" is listed on the invoice as 2536 Harway Ave. Brooklyn, N.Y. However, this is a new address, which first existed in May or June of 2008. As of the date of the invoice, July 1, 2007, the address for ABC All Consulting was 6801 19th Ave. in Brooklyn N.Y.

I declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under §1001 of Title 18 of the United States Code.



Polina Dolginov

Date: 09 Sept. 2008

**EXHIBIT A TO THE
DECLARATION OF POLINA
DOLGINOV**



Abc-embroidery-thread.com on 2007-04-29 - Domain History

[« Previous](#)

[Next »](#)

Domain: [abc-embroidery-thread.com](#) - [Domain History](#)

Cache Date: 2007-04-29

Registrar: REGISTER.COM, INC.

Registrant Search: Click on an email address we found in this whois record to see which other domains the registrant is associated with:
info@abc-cross-stitch-patterns.com domainregistrar@register.com

Registrant:

Polina Dolginov
Dolinsky 44/24
Rehovot 76569
IL
Email: info@abc-cross-stitch-patterns.com

Registrar Name : REGISTER.COM, INC.
Registrar Whois : whois.register.com
Registrar Homepage: www.register.com

Domain Name: abc-embroidery-thread.com

Created on : Mon Apr 10 2006
Expires on : Wed Jul 18 2007
Record last updated on : Wed Feb 14 2007

Administrative Contact:

Polina Dolginov
Dolinsky 44/24
Rehovot 76569
IL
Phone: +972 89351083
Email: info@abc-cross-stitch-patterns.com

Technical Contact:

Register.com
Domain Registrar

575 8th Avenue
New York NY 10018
US
Phone: **+1.9027492701**
Email: domainregistrar@register.com

DNS Servers:

ns1 all2find.com
ns2 all2find.com



Abc-cross-stitch-patterns.com on 2007-04-20 - Domain History

[« Previous](#)

[Next »](#)

Domain: [abc-cross-stitch-patterns.com](#) - [Domain History](#)
Cache Date: 2007-04-20
Registrar: **INTERCOSMOS MEDIA GROUP, INC. D/B/A DIRECTNIC.COM**
Registrant Search: Click on an email address we found in this whois record to see which other domains the registrant is associated with:
info@abc-cross-stitch-patterns.com

Registrant:

Dolinsky 44/24
Rehovot Shfela 76569
IL
972-3-9351083

Domain Name: ABC-CROSS-STITCH-PATTERNS.COM

Administrative Contact:

Dolgin. Polina info@abc-cross-stitch-patterns.com
Dolinsky 44/24
Rehovot Shfela 76569
IL
972-3-9351083

Technical Contact:

Dolgin. Polina info@abc-cross-stitch-patterns.com
Dolinsky 44/24
Rehovot Shfela 76569
IL
972-3-9351083

Record last updated 01-12-2005 09:02:45 PM

Record expires on 06-01-2007

Record created on 06-01-2002

Domain servers in listed order:

NS1.ABAC.COM 216 55 128 4

NS2.ABAC.COM 216 55 144 4

PRIMEDIA

Business Magazines & Media

Invoice

Invoice Date 06/18/03
Issue Date PROFITABLE EMBR 6/03

Publishers of: **STITCHES MAGAZINE**

Sold To:

ABC-CROSS STITCH PATTERNS
POLINA DOLIGINOV
DOLINSKY 44/24
REHOVOT ISRAEL 76569

Advertiser:

ABC-CROSS STITCH PATTERNS
POLINA DOLIGINOV
DOLINSKY 44/24
REHOVOT ISRAEL 76569

Account Number 075921101

Invoice #	Description	Amount	Net Price
151023001 ST	STITCHES SUPPLEMENTS 20 WORD PURCHASE ORDER #: P DOLIGINOV	23.00	23.00

Payment Terms Net 30 Days From Date of Invoice Total Due (U.S. Dollars) 23.00

REMIT TO:
PRIMEDIA BUSINESS MAGAZINES & MEDIA
P.O. BOX 96985
CHICAGO, IL 60693

(Please do not confuse with other PRIMEDIA companies)

Thank you for your business!

(800) 814-9511 X-1696

If you have questions about your account or wish to pay by credit card please call your credit rep at:

Please return this portion with your payment

PRIMEDIA

Business Magazines & Media

Customer

ABC-CROSS STITCH PATTERNS
POLINA DOLIGINOV
DOLINSKY 44/24
REHOVOT ISRAEL 76569

Publication **STITCHES MAGAZINE**
Issue Date **PROFITABLE EMBR 6/03**
Account Number 075921101
Invoice Amount 23.00
Amount Paid _____

PRIMEDIA

Business Magazines & Media

Invoice

Invoice Date 04/17/03

Issue Date PROFITABLE EMBR 4/03

Publishers of: **STITCHES MAGAZINE**

Sold To:

ABC-CROSS STITCH PATTERNS
POLINA DOLIGINOV
DOLINSKY 44/24
REHOVOT ISRAEL 76569

Advertiser:

ABC-CROSS STITCH PATTERNS
POLINA DOLIGINOV
DOLINSKY 44/24
REHOVOT ISRAEL 76569

Account Number 075921101

Invoice #	Description	Amount	Net Price
135971001	ST STITCHES SUPPLEMENTS 20 WORD PURCHASE ORDER #: P. DOLIGINOV	23.00	23.00

Payment Terms Net 30 Days From Date of Invoice Total Due (U S. Dollars) 23.00

REMIT TO:
PRIMEDIA BUSINESS MAGAZINES & MEDIA (Please do not confuse with other PRIMEDIA companies)
P.O. BOX 96985
CHICAGO, IL 60693

Thank you for your business!

If you have questions about your account or wish to pay by credit card please call your credit rep at: (800) 814-9511 X-1696

Please return this portion with your payment

PRIMEDIA

Business Magazines & Media

Customer

ABC-CROSS STITCH PATTERNS
POLINA DOLIGINOV
DOLINSKY 44/24
REHOVOT ISRAEL 76569

Account Number 075921101
Invoice Number 135971001
Invoice Amount 23.00
Amount Paid _____

STATEMENT

PRIMEDIA

Special Interest Publications

6405 Flank Drive, Harrisburg, PA 17112 • Phone: 717-657-9555

PLEASE
ATTACH
COPY OF
INVOICE
WITH
REMITTANCE
TO INSURE
PROPER
CREDIT
TO YOUR
ACCOUNT

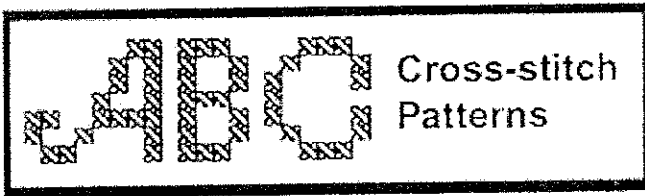
DATE
ACCOUNT NO.
ABCCS

BILL TO:

NATALY DOLGINOV
ABC CROSS-STITCH-PATTERNS.COM
BOLINSKY 44/24
REHOVOT, 76569
ISRAEL

STATEMENT AS OF 08/04/03

DATE	CODE	REFERENCE	AMOUNT	ISSUE	INVOICE BALANCE										
06/05/03	INVC	*CREATIVE MACHINE EMBROIDERY 15100302	450.50	J/A03	450.50										
<p>Your account is beyond our standard payment terms Please remit payment.</p>					<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="text-align: center;">TOTAL DUE</td> </tr> <tr> <td style="text-align: right;">450.50</td> </tr> </table>	TOTAL DUE	450.50								
TOTAL DUE															
450.50															
<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 20%;">CURRENT</td> <td style="width: 20%;">31 - 60 DAYS</td> <td style="width: 20%;">61 - 90 DAYS</td> <td style="width: 20%;">91 - 120 DAYS</td> <td style="width: 20%;">120 AND OVER</td> </tr> <tr> <td style="text-align: right;">0.00</td> <td style="text-align: right;">0.00</td> <td style="text-align: right;">450.50</td> <td style="text-align: right;">0.00</td> <td style="text-align: right;">0.00</td> </tr> </table>						CURRENT	31 - 60 DAYS	61 - 90 DAYS	91 - 120 DAYS	120 AND OVER	0.00	0.00	450.50	0.00	0.00
CURRENT	31 - 60 DAYS	61 - 90 DAYS	91 - 120 DAYS	120 AND OVER											
0.00	0.00	450.50	0.00	0.00											



ABC Cross
 Dolinsky 44/24
 Rehovot 76569 Israel
 Phone: 972-64-521507
 Fax: 08-9351083
 Email: info@abc-cross-stitch-patterns.com

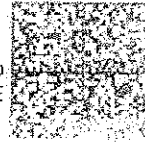
SHIP TO: ABC Cross : Polina Dolginov and Anna Bove
 Dolinsky 44/24
 Rehovot 76569
 Israel

TRACKING NO.	DATE PROCESSED	SHIP VIA	ORDER ID
prototype	03/11/2003	First Class Mail	62

DESCRIPTION	QUANTITY
<p>Stitch patterns</p> <p><i>Now on CD</i> ABC <i>Vintage Baby, Holidays & Special Occasions Designs</i> <small>in ART HUS PES QLF XXX DST EXP SHV SEM PCS machine embroidery formats</small> Machine Embroidery Designs in Xstitch Technique <u>CROSS-STITCH-PATTERNS.COM</u></p> <p>Here are a few of currently available collections:</p> <ul style="list-style-type: none"> * Easter, Halloween, Thanksgiving, Christmas... * Baby & Kids designs * Patriotic designs * Native American * Valentine & Romance * Flowers in ART Nouveau style * Various borders designs * Exotic Birds collection <p>Visit our website for many unique designs & FREEBIE: www.abc-cross-stitch-patterns.com</p>	2

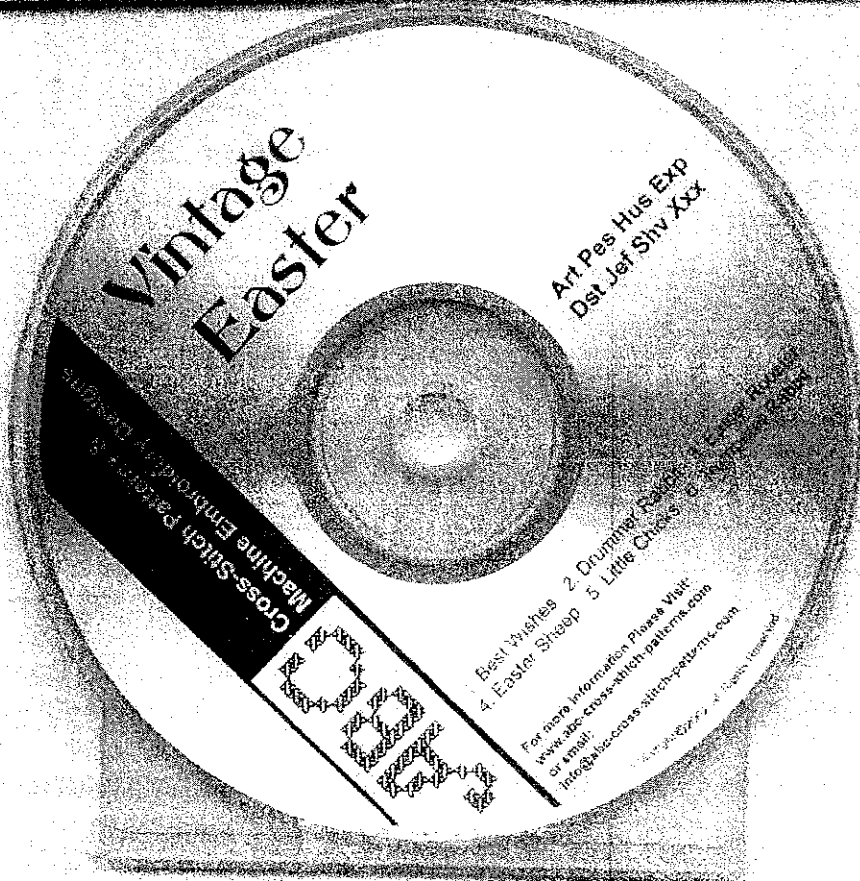
RETURNS:
 If you experience any problems or have questions regarding your CD please
 Email: info@abc-cross-stitch-patterns.com

\$2.40*
INTELLETER
MAILED FROM 90290
U.S. POSTAGE
APR 03 1997
#45M 0111



ABC Cross
Dolinsky 44/24
Rehovot 76569 Israel

ABC Cross
Polina Dolginov and Anna Bove
Dolinsky 44/24
Rehovot, 76569
Israel



Hello Polina e Anna,

Chiaravi, 3/2/12

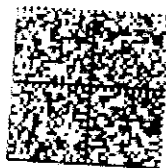
here are 20 \$ to pay eBay item 2373931629
"Funny Dogs medicine embroidery design" SR7
and his shipping to Italy -

Please, send me the change (9\$) together with
the item -

Thanks and best regards

Daniela

LAVAGNINO DANIELA
CASELLA POSTALE 188
16043 CHIAVARI (GE)
(ITALIA)



postaraccomandata AR

€ 3,25

03 02 2012 11 03

WAF UP

5100-141-402 K1000000

16043 16043 CHIAVARI

28/075 (GE) - 28075

Posteitaliane

POLINA DOLGINOV e ANNA BOVE

DOLINSKY 44/24

REHOVOT 76569

(ISRAEL)

03-9291212



**EXHIBIT B TO THE
DECLARATION OF POLINA
DOLGINOV**

DEX

Express



From: Origin ID: FIDA (212) 686-1700
 Val Mandel, Esq.
 Val Mandel, P.C.
 80 WALL STREET
 SUITE 1115
 NEW YORK, NY 10005
 UNITED STATES



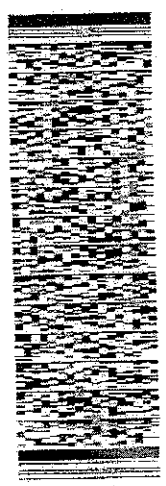
FedEx
 Express

SHIP TO: 210683106
Polina Dolginov

BILL SENDER

24/44 Dolinsky

Rehovot, 76100



Some commercial technology is subject to patent laws in the United States and other countries. This technology is subject to patent laws in the United States and other countries. The appearance of this technology in most cases and the ability to use this technology in other cases is not intended to be construed as an offer of insurance. The appearance of this technology in most cases and the ability to use this technology in other cases is not intended to be construed as an offer of insurance.

CONSUMER COPY - PLEASE PLACE IN POUCH

The W

Ship Date: 26AUG08
 Actual: 4 LB
 System#: 2032004R/E/ET8061
 Account#: S*****

10AUG 4 12

REF: mtkrht
 DESC-1: Correspondence/No Customs Value
 DESC-2:
 DESC-3:
 DESC-4:

EEI NO: EEI 30 371a
 COUNTRY: MFC: US
 CARRIAGE VALUE: 00 USD
 CUSTOMS VALUE: USD
 TIC: S 22122438
 SIGN: Val Mandel, Esq.
 END/AT

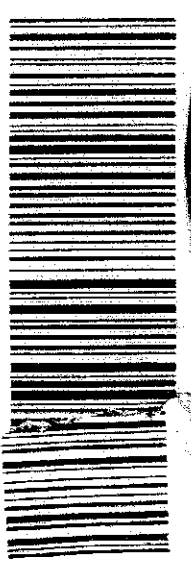
FedEx

TRK# 7985 0279 6022

PM
 INTL PRIORITY

X6 BEVA

340
 TLV



SHIP# 2019532 ZBRUC08 18 27

FedEx Ship Manager. Print Your Label(s)

Van Mandel, Esq.
Van Mandel, P.C.
80 WALL STREET
SUITE 1113
NEW YORK, NY 10006
UNITED STATES



SHIP TO: 2126641700
Polina Dolgikh
24/44 Dolinsky

RECIPIENT SENDER

Rehovot, 76100
IL



Activity: 1 LB
System#: 20326304INETR001
Account#: S*****

Invoice: 118

REF: Vacant Information
DESC-1: Correspondence/No Customs Value
DESC-2:
DESC-3:
DESC-4:
EEL/NO EEL: 00 37 (A)
COUNTRY: MEX US
CARRIAGE VALUE: 00 USD
CUSTOMS VALUE: USD
TIC: S 22123438
SIGN: VanMandel, Esq.
EM/INT: DTR
PKG TYPE: ENV

FedEx
Tracking Number: 7920 9924 0690

PM
INTL ECONOMY

S6 BEVA

340
TLV



Phone: 022235 354086 (TDA)

Printed on Recycled Paper. For more information, please visit www.fedex.com.
The return address may vary and will appear on the label of the
package to which it is affixed to your shipment. See the return address on the label.
CONSIGNEE COPY - PLEASE PLACE IN POUCH