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April 6, 2010

VIA FEDERAL EXPRESS

Boris Kogan, Esq.
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277 Broadway, Suite 701
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Re: **Vadim Mikhlyn, Inga Mikhlyn and ABC All Consulting, Inc. v. Ana Bove, Polina Dolginov, et al.**
Docket No.: 08 CIV. 3367

Dear Mr. Kogan:

The purpose of this letter is to set forth (once again) the various outstanding issues in this matter.


1. On March 9, 2010, we sent you an e-mail outlining our clients' various concerns regarding the production of their QuickBooks file and offering various alternatives which would simultaneously bypass these concerns and provide you with the information you are seeking. To date, we have not received a reply from you. Therefore, because time is running out, we are producing the CD-Rom designated "CD-QB," containing the QuickBooks file in its native format. **Please note that this file contains highly confidential and competitive information which should not be viewed by any of the defendants or affiliated parties and is, therefore, designated as "Attorney Eyes Only."**
2. In the past we have identified, on numerous occasions, a number of items and categories of documents that have not been produced by defendants, some of which were explicitly ordered to be produced by the Court over a year ago. Most of our communications have been ignored. We note that we have not received any production of documents since December 2009 although we produced a number of documents since that date without being prompted to do so. It is vital that we receive the outstanding documents prior to any future depositions of defendants.

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3. We have not yet received any copies of documents the defendants received in response to their numerous third party subpoenas served after November 2009.
4. We remind you that we requested, and have never received, the chat logs in their native format which would correspond to the .doc and .txt format chat logs that the defendants previously produced.

Other than in connection with the deposition of Eugene Sakirski, we have not received a response from you regarding open discovery issues in the last four months. With only one month left before the final deadline for the completion of discovery, we believe it is incumbent upon you to complete your document and data discovery obligations promptly and communicate with us about how you expect the parties to complete all the depositions prior to the deadline.

Very truly yours,



Daniel Akselrod

DA/st
Encl.