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VADIM MIKHLYN, INGA MIKHLYN,)
AND ABC ALL CONSULTING, INC.,)

Plaintiffs,)

v.)

ANA BOVE, POLINA DOLGINOV,)
ANNA BOVE COMPANY, LLC,)
ANNA BOVE COLLECTIONSM INC ,)
AND ANNA BOVE EMBROIDERY)
SUPPLIES, INC,)

Defendants.)

Index No. CV 08 3367

ANA BOVE,)
ANNA BOVE COMPANY, LLC,)
AND ANNA BOVE EMBROIDERY)
SUPPLIES, INC,)

Counter-Plaintiffs,)

COUNTERCLAIMANTS'
PROPOSED
PRELIMINARY INJUNCTION

v.)

VADIM MIKHLYN, INGA MIKHLYN,)
AND ABC ALL CONSULTING, INC.,)
Counter-Defendants.)

Upon the Counterclaims herein filed on September 17, 2008, the accompanying
declarations of Anna Bove, dated September 17, 2008, the exhibits to Bove's declaration, the

accompanying Memorandum of Law, and all pleadings and proceedings heretofore had herein, it is hereby Ordered that Defendants Vadim Mihklyn, Inga Mihklyn and ABC All Consulting, Inc., their employees, servants, agents and all others acting in concert therewith are enjoined preliminarily during the pendency of this litigation:

1. from infringing the Copyright Registration (Exhibit 1 of the Counterclaim) by making, using, offering for sale, selling, marketing, displaying, distributing and advertising any works infringing the Copyright or Portions thereof;
2. from infringing the "ANNA BOVE," "ANNA BOVE COLLECTIONS," and "ABC EMBROIDERY DESIGNS," trademarks and confusingly similar variants thereof trademarks of Counterclaimant and/or using any other mark, including but not limited to "ANNA BOVE," "ANNA BOVE COLLECTIONS," and "ABC EMBROIDERY," and confusingly similar variants thereof or which is a colorable imitation of Counterclaimant's marks in such a manner that there is a likelihood of confusion as to the source of goods or services in the minds of the purchasing public;
3. from using any domain names employing abc or Anna Bove or any variant thereof for the embroidery business and immediately turn over control of all said domain names to Bove; the Court further
4. ordering Counterdefendants to turn over to the Court or to Counterclaimant, or to destroy within ten (10) days from the entry of any Final Judgment or Preliminary Decree entered in this action, all property owned or possessed by Counterdefendants which is unlawfully created

copies of Counterclaimant's distinctive works, all means owned or possessed by Counterdefendants used to create said infringing designs, any infringing product literature owned or possessed by Counterdefendants, and all other works owned or possessed by Counterdefendants that infringe Counterclaimants's copyrights, trademarks or trade dress rights, including an award of costs, if any, incurred by Counterclaimants for the destruction of said articles;

5. ordering that Counterdefendants be required to deliver up for impoundment or destruction all labels, signs, prints, packages, wrappers, receptacles, advertisement, materials and goods now in its possession which bear or display the "ANNA BOVE," "ANNA BOVE COLLECTIONS," and "ABC EMBROIDERY DESIGNS," or colorable imitations thereof, together with any and all plates, negatives or other reproduction items capable of printing, reproducing or duplicating the "ANNA BOVE," "ANNA BOVE COLLECTIONS," and "ABC EMBROIDERY DESIGNS," and or colorable imitations thereof;
6. ordering an accounting of the abc embroidery businesses conducted by the Mikhlyns since on or about July 2007;
7. ordering Counterdefendants to provide a detailed accounting to Counterclaimants with respect to the Counterclaimants business and Counterclaimants intellectual property, and the proceeds from any use, sale, distribution or licensing thereof and immediate transfer of all internet business accounts such as PayPal; and

8 ordering that Counterdefendants be directed to file with this Court and serve on Counterclaimant within 10 days after service of the preliminary injunction, a report in writing, under oath, setting forth in detail the manner and form in which Counterdefendants have complied with this order and injunction;

Entered on this _____ day of September, 2008, Brooklyn, New York

U.S. District Court Judge