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September 1, 2011

VIA ECF

Honorable Allyne R. Ross
United States District Judge
United States District Court
225 Cadman Plaza East
Brooklyn, NY 11201

Re: **Vadim Mikhlyn, Inga Mikhlyn and ABC All Consulting, Inc. v. Ana Bove, Polina Dolginov, et al.**
Docket No.: 08 CIV. 3367

Dear Judge Ross:

We represent the plaintiffs in this action. We oppose defendants request to submit reply papers in further support of their objection to Report and Recommendation of Magistrate Judge Ramon E. Reyes, Jr. (the "Report") and in opposition to Plaintiff's Response to Defendants' Objections to Report and Recommendation of Magistrate Judge Ramon E. Reyes, Jr.

Rule 72 does not provide for replies. See JS Products, Inc. v. Standley Law Group, 2010 U.S. Dist. LEXIS 100550 (Sep 13, 2010).

The Report is subject to review under the abuse of discretion standard based upon the record before the magistrate. Defendants had as much opportunity to make a record before the magistrate as any litigants receive in this Court. Between them, the pro se defendants and the corporate defendants were allowed to file five separate submissions in support of their argument that their former attorneys, Boris Kogan & Associates, should be held responsible for discovery sanctions. Those submissions, along with those filed by the Boris

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Kogan & Associates, will determine if Judge Reyes erred.

Respectfully submitted,



Daniel Akselrod

DA/st

cc: Peter L. Berger, Esq. (via ECF)
Ms. Ana Bove (via e-mail)
Ms. Polina Dolginov (via e-mail)