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September 29, 2008

**VIA ECF & FEDEX**

Judge Charles P. Sifton  
United States District Court  
225 Cadman Plaza East  
Brooklyn, NY 11201

Re: Index No. CV 08 3367  
Vadim Mikhlyn, et al. v Ana Bove, et al  
Our file No. 1851 004

Dear Judge Sifton,

We represents Defendants in the above captioned matter and appeared before you last Thursday for a hearing on a preliminary injunction.

Our reply to Plaintiffs' response to Defendants' counter-motion is due this Friday. I was optimistic on being able to complete a reply by that time, but in view of the Jewish Holidays this week, I am asking for an extension until the close of business on October 7<sup>th</sup>. Opposing counsel has agreed to this request. Additionally, Plaintiff wants to submit supplemental papers also due on Tuesday October 7<sup>th</sup>.

Additionally, the parties have been discussing possible resolution. If we make substantive progress this week, both counsel have agreed to request that matters be held in abeyance, including the need for Defendants' to file a reply, so as to focus on possible resolution.

In the meantime, we would appreciate your extending Defendants' time to file its reply to Plaintiffs' opposition to Defendants' motion for a preliminary injunction from this Friday, October 3<sup>rd</sup>, to next Tuesday, October 7<sup>th</sup>.

Thank you for your consideration

Very truly yours,  
LEVISOHN BERGER LLP

  
Peter L. Berger

PLB:wr

cc: Eric Wertheim, Esq  
Val Mandel, P.C  
Attorneys for Plaintiffs

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