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Boris Kogan, Esq.
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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

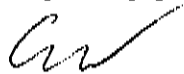
Dear Mr. Kogan:

We hereby reject your purported Defendants' Amended Answer Affirmative Defenses and Counterclaims (the "Amended Answer").

Pursuant to Rule 16(b), the deadline regarding amended pleadings is for a motion to amend. Lawrence v. Town of Cheektowaga, 04-CV-963, 2006 U.S. Dist. LEXIS 48617, 2006 (W.D.N.Y. July 17, 2006) (citing Parker v. Columbia Pictures Indus., 204 F.3d 326, 339-40 (2d Cir.2000); 2006 U.S. Dist. LEXIS 48617 (quoting Tschantz v. McCann, 160 F.R.D. 568, 571 (N.D.Ind.1995)); Grochowski v. Phoenix Constr., 318 F.3d 80, 86 (2d Cir. 2003); Villante v. VanDyke, 93 Fed.Appx. 307, 309 (2d Cir.2004) (citing Parker v. Columbia Pictures Indus., 204 F.3d 326, 339-40 (2d Cir.2000) It is not a deadline for amending as of right.

Please take steps to remove the Amended Answer from the Court's docket.

Very truly yours,



Eric Wertheim

EW/da
Encl.

cc: Boris Kogan, Esq. (via fax, without encl.)