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**FILED**

OCT 03 2012

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

**THOMAS G. BRUTON  
CLERK, U.S. DISTRICT COURT**

Flava Works, Inc., )  
 )  
 Plaintiff, )  
 v. )  
 )  
 FF Magnat Limited d/b/a Oron.com, Et al. )  
 )  
 Defendants. )  
 )

Case Number: 1:12-cv-05844

Assigned Judge: Hon. Robert W. Gettleman

Designated

Magistrate Judge: Hon. Young B. Kim

**NOTICE OF MOTION**

**MAXIM BOCHENKO'S MOTION TO DISMISS  
FOR LACK OF JURISDICTION**

Dear Sir/Madam,

Please accept this letter as my motion to dismiss the above referenced case against me for lack of jurisdiction. As reason for my motion, and as confirmed in my declaration attached hereto as Exhibit A and the affidavit of Roman Romanov attached hereto as Exhibit B, this honorable court does not have jurisdiction over me for the following reasons:

1. I have never been to Illinois.
2. I do not operate, nor have I ever operated, a business in Illinois.
3. I do not own, nor have I ever owned, any real estate or any other property in Illinois.
4. I do not provide, nor have I ever provided, any services to anyone in Illinois
5. I do not conduct, nor have I ever conducted, any activities in any way directed at or connected to Illinois.

6. I have no contacts with Illinois and I have never had any contacts with Illinois what-so-ever.

7. I have not committed any tortious act in Illinois and I have not made any contract substantially connected with Illinois.

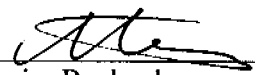
8. I am not Roman Romanov, I have never had the alias of or gone by the name of Roman Romanov, and I am not an agent of Roman Romanov.

9. I have never been involved with Oron, FF Magnat Limited or any of the affiliated companies named as a defendant in this case, and I am not a member of, employee for, operator of, provider to, or participant of any of those companies.

10. I feel I must reiterate that I have no contacts and have never had any contacts whatsoever with Illinois. I am a citizen of Russia and a legal resident of Florida.


Accordingly, I am not subject to the jurisdiction of this Illinois court and I respectfully request that the above captioned lawsuit against me be dismissed.

Very Truly Yours,

  
\_\_\_\_\_  
Maxim Bochenko  
October 2, 2012

**CERTIFICATE OF SERVICE**

I hereby certify that on September 28, 2012 I filed the foregoing document with the Clerk of the Court by Priority US Mail. I also certify that the foregoing document is being served this day on the counsel of record for the plaintiff by first class mail.

Signature:   
Name (Print): Maxim Bochenko  
Address: 2392 Sunset Bluff Dr.,  
Jacksonville, FL 32216

Date: October 2, 2012

Phone: 904-422-5216

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF ILLINOIS

Flava Works, Inc.,

Plaintiff,

v.

FF Magnat Limited d/b/a Oron.com,  
Earnwell hong Kong LTD d/b/a  
Filesonic.com,  
Maxim Bochenko a/k/a Roman Romanov,  
Et al.

Defendants.

Case No.  
1:12-cv-05844

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THOMAS G. BRUTON  
CLERK, U.S. DISTRICT COURT

DECLARATION OF MAXIM BOCHENKO

I, Maxim Bochenko, being duly sworn, do hereby depose and state:

1. I am the same Maxim Bochenko who is a named Defendant in this action. I am over 18 years of age. This declaration is based upon my personal knowledge except as to those matters stated upon information and belief, which I believe to be true, and is submitted in reply to filed complain. If called as a witness I would be competent to testify as to the matters stated in this Declaration.

2. I am a citizen of Russia and a legal resident of the State of Florida. I reside at 2392 Sunset Bluff Drive, Jax FL 32216. I have been a resident of the state of Florida for six years.

3. I have never been to Illinois.

4. I do not operate a business in Illinois.

5. I do not own real estate or any other property in Illinois.

6. In fact, I HAVE NO CONNECTIONS WHATSOEVER WITH ILLINOIS.

7. I have never been employed through ORON, FF MAGNAT LIMITED, or any affiliated company (named as a Defendant in the above-captioned action, "Oron").

Exhibit A - p. 2

8. I am the owner of a small IT business, Business Enterprise Solutions, a Florida Corporation since 2010. Business Enterprise Solutions has never worked for or been employed by ORON, FF MAGNAT LIMITED, or any affiliated company.

9. My legal name is MaximVladimirovich Bochenko. This is the same name that is on my passport and green card (attached hereto as Exhibit A).

10. I am not Roman Romanov.

11. I have never had an alias or gone by the name Roman Romanov

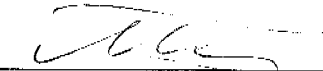
12. I am not, nor have I ever been, an agent of Roman Romanov.

13. Mr. Romanov is a childhood friend from Russia. We were schoolmates during our secondary education. I believe that Mr. Romanov currently resides in Russia.

14. My relation with Roman Romanov is limited to providing him a personal favors such as letting him use my PO BOX address to purchase goods in US and forwarding received parcels to Russia.

15. I have reviewed the Complaint filed but the Plaintiff and I have never been a part of any of the alleged activities. I am not a member of ORON.COM. I have never worked at, operated or provided any services to Oron or ORON.COM. I have never directly or indirectly participated in the ownership or direction of Oron or ORON.COM.

Signed under the pains and penalties of perjury this 28 day of September, 2012.



Maxim Bochenko

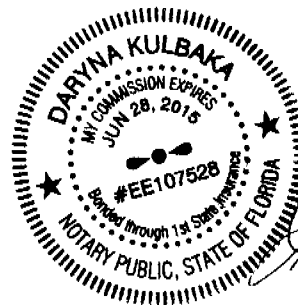
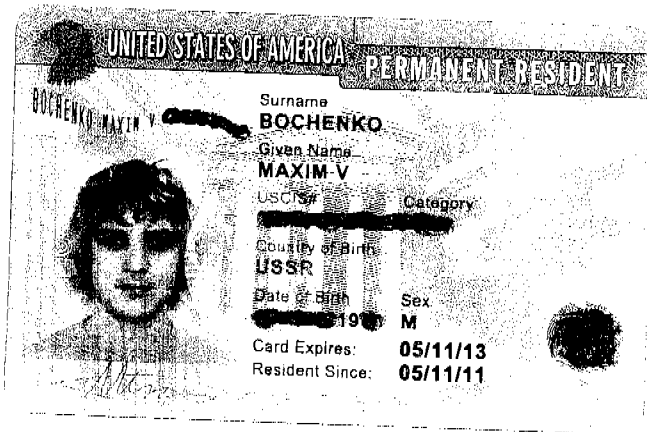
True copy



Maxim Bochenko

10/02/12

Exhibit A - A



*[Handwritten Signature]*  
9/28/12

True copy *[Signature]*  
Maxim Bochenko  
10/02/12

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF ILLINOIS

Flava Works, Inc.,

Plaintiff,

v.

FF Magnat Limited d/b/a Oron.com,  
Earnwell hong Kong LTD d/b/a  
Filesonic.com,  
Maxim Bochenko a/k/a Roman Romanov,  
Et al.

Defendants.

Case No.  
1:12-cv-05844

AFFIDAVIT OF ROMAN ROMANOV

I, Roman Romanov, being duly sworn, do hereby depose and state:

1. My name is Roman Romanov. Unless otherwise stated, I make this affidavit of my own personal knowledge.
2. I am over the age of 18 and I am a full-time resident of the Russian Federation. A true notarized copy of my Russian driver's license is attached hereto as Exhibit A.
3. I am aware that the above-captioned action has been filed listing Maxim Bochenko as a defendant and alleging that I and Maxim Bochenko are the same person.
4. I am not Maxim Bochenko and at no time have I ever been known by the name of Maxim Bochenko.
5. In fact though, I do know the individual known as Maxim Bochenko ("Mr. Bochenko").
6. After examining the pleadings in the above-captioned action, it is clear to me that

Exhibit B - p 2

Plaintiff's confusion with regards to the identity of Mr. Bochenko and me stems from the emails referencing both of us which were acquired by illegally accessing my private e-mail account, the address of which is [mainroman@gmail.com](mailto:mainroman@gmail.com) and made public in court filings in the state of Nevada in the case of Liberty Media Holdings vs. FF Magnat Limited.

7. Mr. Bochenko is my friend who lives in Florida in the United States. Because I live in Russia, I sometimes ask Mr. Bochenko to purchase certain personal items for me that I cannot otherwise acquire in Russia.

8. When Mr. Bochenko purchases these items on my behalf, the receipts (which go to my personal e-mail address so that I can track and manage the orders with less of a burden on Mr. Bochenko) list his name and his address in the United States.

9. Mr. Bochenko has never had access to my personal e-mail account.

10. Mr. Bochenko has never been associated with or employed by Oron.

11. Mr. Bochenko is not an owner, operator or controller of Oron nor has he ever been.

12. I am not an owner, operator or controller of Oron nor have I ever been.

13. Based on its misinterpretation of the emails obtained through the illegal breaking into my email account, the Plaintiff erroneously, willfully and recklessly concluded that Mr. Bochenko and I are the same person. However, this is unequivocally untrue as is proven by my attached driver's license listing me as myself and only as myself.

14. It is evident to me that the Plaintiff must have chosen to list Mr. Bochenko as a defendant in this action so as to manufacture personal jurisdiction in the United States.

Signed under the pains and penalties of perjury this 26 day of September, 2012.

  
Roman Romanov

Exhibit B - A-1

**ВОДИТЕЛЬСКОЕ УДОСТОВЕРЕНИЕ**  
**PERMIS DE CONDUIRE**

КОПИЯ

Фамилия: **РОМАНОВ**  
 Имя: **РОМАН**  
 Отчество: **АНДРЕЕВИЧ**  
 Дата и место рождения: **25.01.1981**

Место жительства: **СТАВРОПОЛЬСК КР/STAVROPOL'SK KR**  
 Подпись владельца: *[Signature]*



Выдано ГИБДД МВД - УВД

Г. ССЕНТУКИ

Дата выдачи: **19.09.2002**

Действительна до: **19.09.2007**

Действительна до: **19.09.2007**

26 ЕН 008821

26 ЕН 008821

**РОССИЙСКАЯ ФЕДЕРАЦИЯ**

☆☆☆☆☆ **RUS** ☆☆☆☆☆

Категории транспортных средств, на управление которыми выдано удостоверение | Разрешающие отметки

<b>A</b>	Мотоциклы	XXXXX
<b>B</b>	Автомобили, за исключением относящихся к категории А, разрешенной максимальной масса которых не превышает 3500 кг, число сидений которых не более восьми, водительское место не превышает восемь.	Разрешено
<b>C</b>	Автомобили, за исключением относящихся к категории D, разрешенной максимальной масса которых превышает 3500 кг.	XXXXX
<b>D</b>	Автомобили, предназначенные для перевозки пассажиров и имеющие более восьми сидений, помимо сиденья водителя.	XXXXX
<b>E</b>	Состав транспортных средств с тягачом, относящихся к категориям B, C или D, которыми водитель имеет право управлять, но которые не входят сами в одну из этих категорий или в эти категории.	XXXXX

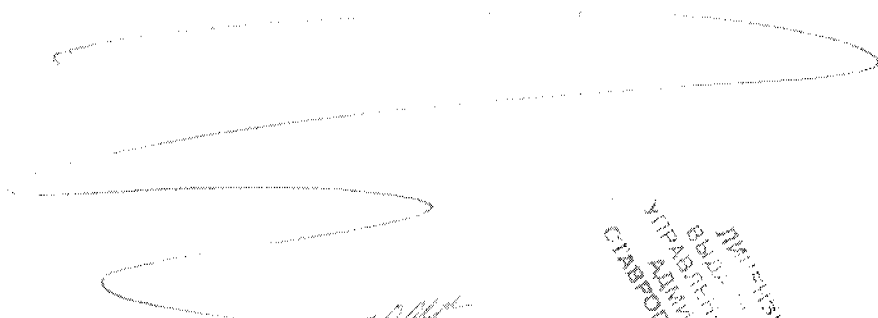
Особые отметки: **26ЕЕ667365 12.03.2002Г.**

**26 ЕН 008821**

171100-2000 ПИИР Москва



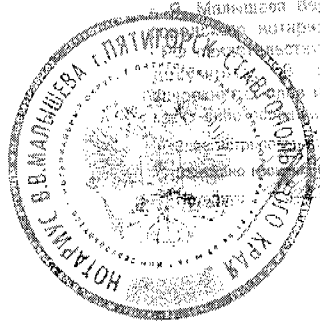
Exhibit B - A p 2



Дирекция №48  
УПРАВЛЕНИЕ ЮСТИЦИИ  
СЛАВЯНОЛЬДСКОГО КРАЯ

*СДМ*

10.09.2012



Мамышев Вера Ивановна, адрес: Патикорск  
районного округа Славянского края  
назначена в качестве уполномоченного  
лицом на основании выданных  
и уполномоченных полномочий  
на основании выданных  
на основании выданных  
на основании выданных

*10.09.2012*  
*В. Малышев*

ИДЕНТИФИКАЦИОННЫЙ КОД

Exhibit B-Ap3

**FRONT OF DRIVER'S LICENSE:**

Driver's License  
Permis De Conduire

-----  
Last Name Romanov  
Romanov  
First Name Roman  
Roman  
Middle Name Andreevich  
Date and place of birth 25.01.1981  
STAVROPOL'SK.KR/STAVROPOL'SK. KR  
Place of living  
STAVROPOL'SK.KR/STAVROPOL'SK. KR  
Signature of the owner

[SIGNATURE BLOC]

Issued GIBDD MVD-UVD  
CITY OF ESSENTUKI  
Date of Issue  
19.09.2003  
Valid until  
19.09.2013

[SIGNATURE BLOC]

Signature  
[SEAL]  
(SEAL: MVD of RUSSIA \* Department of  
Internal Affairs of Stavropol'skiy Krai  
Department of Registrations of UVD  
#2)

26 EH 008821

26 EH 008821

**BACK OF DRIVER'S LICENSE:**

RUSIAN FEDERATION  
RUS

Categories of vehicles, which this license allows to control		Permitting marks
A	Motorcycles	XXXXX
B	Vehicles, excluding category A, with allowed gross weight not mote than 3500 kg and a number of passenger sits excluding driver is not more than eight.	Permitted
C	Vehicles, excluding category D, with allowed gross weight not mote than 3500 kg.	XXXXX
D	Vehicles for passenger transportation which have more than eight sits, excluding drivers sit.	XXXXX
E	Combinations of vehicles with tractor, that belongs to categories B, C or D, which driver is allowed to control, but excluded from one of these categories or all these categories.	XXXXX

Special notes: 26EE667365 12.03.2002Г

26 EH 008821

171160 – 2000. PPF Goznaka.

Exhibit B-App 4

[STAMP]  
(LICENSE #48  
ISSUED 24.03.93 y.  
BY ADMINISTRATION OF JUSTICE  
OF ADMINISTRATION  
OF STAVROPOL'SKIY KRAI)

City of Piatigorsk of Stavropol'skiy krai RF  
14.09.2012

I, Malisheva Vera Vasilievna, the notary of  
Pitigorsk's notary district of Stavropol'skiy  
krai RF witnessing that this is a true copy of  
original document. The document is free from  
corrections, additions, scratch outs and any  
other unstated corrections.


Registered in registry with # ZK-3418

Fee paid (by tariff): 100rub. 00 kop.

Notary: [SIGNATURE] Malisheva V.V.

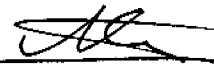
[STAMP]  
(Notary V.V.Malisheva City of Piatigorsk of  
Stavropol'skiy krai)

I, Maxim Bochenko, certify that I speak, read  
and write the English and Russian languages  
fluently, and that the attached English  
translation of the Russian Driver's License of  
Roman Romanov is true and correct to the best  
of my knowledge and belief.

Signature: 

By: Maxim Bochenko

Date: September 28, 2012

True copy   
Maxim Bochenko  
10/02/12