

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
Alexandria Division**

MICROSOFT CORPORATION, a	)	
Washington corporation,	)	
	)	
Plaintiff,	)	
	)	Civil Action No: 1:13cv139 (LMB/TCB)
v.	)	
	)	
MARAT MAZYNSKIJ, an individual, and	)	
DMITRY CHUPAKHIN (AKA "SERGEY	)	
SKOROVOD"), an individual,	)	
	)	
Defendants.	)	

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**DECLARATION OF KONSTANTIN KASYAN  
IN SUPPORT OF MICROSOFT CORPORATION'S  
REQUEST FOR ENTRY OF DEFAULT**

I, Konstantin Kasyan, declare as follows:

1. I am an attorney of the law firm of Orrick, Herrington & Sutcliffe LLP ("Orrick"), counsel of record for Plaintiff Microsoft Corp. ("Microsoft"). I make this declaration in support of Microsoft's Request for Entry of Default. I make this declaration to establish service of process and notice upon Defendant Dmitry Chupakhin. I make this declaration of my own personal knowledge and, if called as a witness, I could and would testify competently to the truth of the matters set forth herein.

2. On August 26, 2013, upon my direction, Konstantin Chernov, a legal assistant at Orrick (CIS) LLC in Moscow, Russian Federation, deposited English and Russian translated copies of the Amended Complaint and summons to Mr. Dmitry Chupakhin with the post office in Moscow. These documents were to be sent to Mr. Chupakhin's address at Barbyusa St., Bldg. 134, Apt. 24, Chelyabinsk, Russian Federation 454078 by registered delivery, requiring signature by defendant or by any other adult person at that address. Attached as Exhibit 1 is a true and correct copy of the notification

card, list of documents to be sent, post office receipt and envelope.

3. On September 12, 2013 at 19:23 Chelyabinsk time, the documents were received and signed for at the address. Attached as Exhibit 2 is a true and correct copy of the record of delivery from the Russian post website, indicating that the documents were delivered at the Barbyusa St. address at that date and time. In particular, the text “Вручение адресату” next to the “12.09.2013” date, in Exhibit 2, means “Delivery to the addressee.”

4. Attached as Exhibit 3 is a true and correct copy of the Proof of Service form attached to the summons, executed by Konstantin Chernov.

5. I am a lawyer licensed to practice law in the Russian Federation. Under the law of the Russian Federation, personal delivery or registered delivery with notification of receipt of a complaint and summons to a defendant in a lawsuit constitutes a valid means of service of process. In particular, this means of service is valid under Articles 113 and 115 of the Code of Civil Procedure of the Russian Federation. Articles 113 and 115 describe service of process methods in actions brought in courts of general jurisdiction. Those portions of the Code of Civil Procedure provide that personal or registered delivery of a complaint and summons, with notification of receipt and signature by the defendant or any other adult person at the defendant’s address, as described above in this declaration, constitutes valid service of process. This means of service, used in the present action, complies with Russian law. Attached as Exhibit 4 is a true and correct translated copy of the Code of Civil Procedure governing service of process, including Articles 113 and 115.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct to the best of my knowledge.

Executed this 15<sup>th</sup> day of October, 2013.



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Konstantin Kasyan

**CERTIFICATE OF SERVICE**

I hereby certify that the 15th day of October, 2013, I will electronically file the foregoing with the Clerk of the Court using the CM/ECF system. Copies of the foregoing were also served on the defendant listed below by registered international delivery and by electronic mail.

**Dmitry Chupakhin aka "Sergey Skorovod"**

Barbyusa St., Bldg. 134, Apt. 24  
Chelyabinsk 454078  
Russian Federation

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/s/ LAUREN PARKER \_\_\_\_\_

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