



**MINISTRY OF ECONOMIC
DEVELOPMENT OF RUSSIA**

**FEDERAL AGENCY
FOR STATE PROPERTY
MANAGEMENT**

(ROSIMUSCHESTVO)

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To the President of YACONTO LLC

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13.07.2012 № Dh-13/26669

RE: № _____ of _____

On the review of the appeal of YACONTO LLC
№ 120614-A01 dated 14.06.2012

Dear Sergey Pavlovich!

Rosimuschestvo has reviewed your appeal of 14 June 2012 ref. № 120614-A01 regarding insufficiency of actions taken by law enforcement agencies and the prosecutors to identify the evidence of the fact that the bankruptcy of Atom mash OJSC (hereinafter, Company) was intentional, and the necessity to review the said situation within the framework of criminal procedure legislation with the respective sentencing of the court that confirms criminal activity of specific persons during the bankruptcy proceedings for the Company; we inform you about the following.

On 30 July 1997, by the Resolution of the Arbitration Court of Rostov region, the Company was recognized bankrupt; decisions on its forced liquidation and initiation of bankruptcy proceedings were made. The Company was liquidated on 25 November 2009¹. The bankruptcy procedure was facilitated under the Federal law № 3929-1 dated 19 November 1992 "On insolvency (bankruptcy) of companies".

It should be noted that, according to p.1 of the Decree of the Government of Russian Federation № 848 dated 8 July 1997, during the bankruptcy proceedings

¹ A typo or a mistake. Atom mash OJSC was liquidated on 25 November 1999. (YACONTO LLC)

for the Company, the Federal Agency for insolvency proceedings of Russian Federation was the federal authority of executive power which exercised the executive, controlling, permissive, regulating, organizing functions and other functions under the Russian insolvency (bankruptcy) legislation.

Analysis of the presented materials allows us to conclude that there is no possibility to initiate a review of the aforementioned decision of the Arbitration Court of Rostov region concerning the Company, in particular, due to expiration of terms stipulated by the Arbitration Procedure Code of Russian Federation for the review of judicial acts which came into force.

It should also be noted that Rosimuschestvo is not among entities which, according to current legislation, have right to appeal to an arbitration court to review the said judicial act, since the stock of the Company is not in the property of Russian Federation.



D.V. Pristanskov

A.V. Makarov
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(Original text is in Russian.)