

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF KANSAS**

DREYMOOR FERTILIZERS OVERSEAS  
PTE. LTD. a Singapore entity,

*Plaintiff,*

vs.

Case No. 20-CV-1115-EFM-GEB

ANNA MIKHAILOVA n/k/a a/k/a ANNA  
ADAMS,

*Defendants.*

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**MEMORANDUM AND ORDER**

Plaintiff Drey Moor Fertilizers Overseas Pte. Ltd (“Drey Moor”) filed this Complaint against Defendant Anna Mikhailova asserting seven claims and a request for punitive damages. The claims arise from a transaction, involving approximately 27,000 metric tons of liquid fertilizer, that resulted in an arbitration between Drey Moor and Mikhailova’s companies. Drey Moor contends that Mikhailova, the sole owner of AVAgro LLC, which is the sole owner of UAB AVAgro, committed numerous offenses, including fraud, tortious interference with business relations, and breach of a contract guaranty. Mikhailova has filed a Motion to Dismiss (Doc. 8) and requests dismissal of all claims for failure to state a claim. For the reasons stated in more detail below, the Court grants in part and denies in part the motion.

**IT IS THEREFORE ORDERED** that Defendant's Motion to Dismiss (Doc. 8) is **DENIED IN PART** and **GRANTED IN PART**. Counts III and V are dismissed. Count II is dismissed in part. Counts I, II (in part), IV, VI, and VII remain. Count VIII remains as a request for punitive damages incidental to Drey Moor's remaining tort claims.

**IT IS SO ORDERED.**

Dated this 14th day of April, 2021.

  
ERIC F. MELGREN  
UNITED STATES DISTRICT JUDGE