

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
TAMPA DIVISION**

WAYNE R. GRAY,)
)
 Plaintiff,)
)
 vs.)
)
 NOVELL, INC., and)
 THE SCO GROUP, INC., and)
 X/OPEN COMPANY LIMITED,)
)
 Defendants.)
 _____)

Case No.: 8:06-cv-01950-JSM-TGW

MOTION FOR JOHN P. MULLEN TO APPEAR *PRO HAC VICE*

Pursuant to Local Rule 2.02, Defendant, Novell, Inc. moves the Court to specially admit John P. Mullen, to appear and be heard in this case, and says:

1. Mr. Mullen is a member in good standing of the Utah Bar and is admitted to practice before the United States District Court for the District of Utah. He has not made frequent or regular appearances in separate cases such as to constitute the maintenance of the regular practice of law in the State of Florida.

2. Mr. Mullen has entered an appearance of non-resident attorney and designated Fredrick H.L. McClure as Local Counsel.

3. Undersigned counsel has in his possession Mr. Mullen’s original, signed Special Admission Attorney Certification form and will submit the same directly to the Clerk, along with the prescribed fee, upon the granting of this motion.

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WHEREFORE, Defendant, Novell, Inc. requests that John P. Mullen be permitted to specially appear and be heard in this case.

Respectfully submitted,

s/ Fredrick H.L. McClure

Fredrick H.L. McClure

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Attorneys for Defendant Novell, Inc.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on January 24, 2007, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send a notice of electronic filing to the following: David L. Partlow, George R. Coe, William Cooper Guerrant Jr., Evan A. Raynes, Mark Sommers, Fredrick H.L. McClure, and E. Colin Thompson. I further certify that I sent by mail the foregoing document and the notice of electronic filing to the following non-CM/ECF participants:

John P. Mullen, Esq.
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s/ Fredrick H.L. McClure
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