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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

2007 MAY -2 AM 11:56

CASE NO.: 06-21748-CIV-MARTINEZ/BANDSTRA

CLARENCE MADDIX
CLERK U.S. DIST. CT.
S.D. OF FL. - MIAMI

MARK J. GAINOR and ELYSE GAINOR,

Plaintiffs,

v.

SIDLEY AUSTIN LLP, a Delaware limited liability partnership, f/k/a SIDLEY AUSTIN BROWN & WOOD, f/k/a BROWN & WOOD, R.J. RUBLE, an individual, ARTHUR ANDERSEN, LLP, an Illinois limited liability partnership, MICHAEL S. MARX, an individual, P. ANTHONY NISSLEY, an individual, MERRILL LYNCH & CO., INC., a Delaware corporation, and MARK C. KLOPFENSTEIN, an individual,

Defendants.

DEFENDANT MARK C. KLOPFENSTEIN'S MOTION FOR ADMISSION
PRO HAC VICE OF STEPHEN J. ANDERSON

Defendant Mark C. Klopfenstein ("Klopfenstein" or "Defendant"), by and through undersigned counsel, and pursuant to Rule 4 of the Special Rules Governing the Admission and Practice of Attorneys of the Local Rules of the United States District Court in and for the Southern District of Florida, hereby moves and applies for permission for Stephen J. Anderson to appear *pro hac vice* in the above-styled case on behalf of Defendant and states as follows:

1. Stephen J. Anderson is a partner with the law firm of Anderson Dailey LLP, which maintains an office at 2002 Summit Boulevard, Suite 1250, Atlanta, Georgia 30319, telephone number (404) 442-1800, facsimile number (404) 442-1820, e-mail: Anderson@andersondailey.com.

2. Mr. Anderson is admitted to practice, and is in good standing, in the Bar of the State of Georgia.

3. Mr. Anderson's Certificate of Good Standing from the Supreme Court of Georgia is attached to this Motion as Exhibit "A" and by this reference is incorporated herein.

4. Mr. Anderson does not maintain a regular practice of law in the State of Florida.

5. Mr. Anderson's certification that he has read and studied the Local Rules for United States District Court for the Southern District of Florida is attached hereto as Exhibit "B" and by this reference is incorporated herein.

6. Richard A. Morgan, counsel for Defendant, is a shareholder with the law firm of Buchanan Ingersoll & Rooney, PC and a member of the bar of this Court who consents to the designation as local counsel pursuant to Rule 4 of the Special Rules Governing the Admission and Practice of Attorneys of the Local Rules of the United States District Court in and for the Southern District of Florida. Mr. Morgan maintains an office at Buchanan Ingersoll & Rooney, PC, 100 Southeast Second Street, Bank of America Tower, Suite 3400, Miami, Florida 33131-2158.

7. Undersigned counsel has communicated with Plaintiffs' counsel regarding the relief requested in the instant Motion and their position as to the relief requested herein. Plaintiffs' counsel has advised undersigned counsel that Plaintiffs do not oppose this Motion.

WHEREFORE, Defendant, Mark C. Klopfenstein, respectfully requests that this Court enter an Order authorizing and granting leave for Stephen J. Anderson, Esq. to appear *pro hac vice* and participate in this case as co-counsel for Defendant.

Case No.06-21748-CIV-Martinez/Bandstra

Respectfully submitted,


BUCHANAN INGERSOLL & ROONEY, PC
Attorneys for Defendant, Mark Feldman
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Telephone: (305) 347-4080
Facsimile: (305) 347-4089

By: 

RICHARD A. MORGAN
Florida Bar No. 836869
KELLY A. MCGOVERN
Florida Bar No. 28121

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of Defendant's Motion for Admission Pro Hac Vice of Stephen J. Anderson was furnished via United States Mail on this 1st day of May, 2007 upon all counsel of record or pro se parties identified on the attached Service List.


BUCHANAN INGERSOLL & ROONEY, PC

Case No.06-21748-CIV-Martinez/Bandstra

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**Attorneys for Arthur Andersen, LLP;
Michael S. Marx; Merrill Lynch & Co.,
Inc.; P. Anthony Nissley; R.J. Ruble**

EXHIBIT "A"

STATE BAR OF GEORGIA



Lawyers Serving the Public and the Justice System

Mr. Stephen J. Anderson
Anderson Dailey LLP
2002 Summit Blvd., Suite 1250
Atlanta, GA 30319

CURRENT STATUS: Active Member-Good Standing

DATE OF ADMISSION TO PRACTICE: 12/10/1980

Attorney Bar Number: 018325

Today's Date: April 26, 2007

Listed below are the public disciplinary actions, if any, which have been taken against this member:

State Disciplinary Board Docket #	Supreme Court Docket #	Disposition
N/A	N/A	N/A

The prerequisites for practicing law in the State of Georgia are as follows:

- Must be certified by the Office of Bar Admissions, either by Exam, or on Motion (Reciprocity).
- Sworn in to the Superior Court in Georgia, which is the highest court needed for individuals to practice law in the State of Georgia.
- Enrolled with the State Bar of Georgia, which is an arm of the Supreme Court of Georgia.

Attorneys licensed in Georgia and whose membership is current are eligible to practice law in Superior Court. Attorneys may, upon application, apply for admission to the Supreme, District and State Court of Appeals.

Under the privacy/confidentiality provision of the Bar Rule 4-221(d), any complaint against a member resolved prior to the filing and docketing of a disciplinary case in the Supreme Court is not a matter of public record, and may not be revealed without a waiver from the member. It is the policy of the State Bar of Georgia to answer any inquiry about a member by disclosing only those complaints that have been docketed in the Supreme Court. With respect to matters that are currently pending as active, undocketed cases, when an inquiry is received, the State Bar of Georgia shall not disclose the existence of those complaints. Such non-disclosure should not be construed to confirm the existence of confidential complaints since the vast majority of members in good standing are not the subjects of such confidential complaints.

This member is currently in "**good standing**" as termed and defined by **State Bar Rule 1-204**. The member is current in license fees and is not suspended or disbarred as of the date of this letter.

STATE BAR OF GEORGIA

Judy Hill

Official Representative of State Bar of Georgia

HEADQUARTERS

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SOUTH GEORGIA

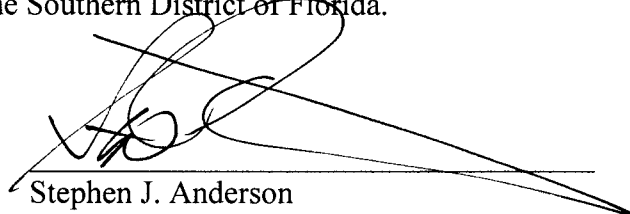
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EXHIBIT "B"

CERTIFICATION

I, Stephen J. Anderson, in accordance with Rule 4 B of the Special Rules Governing the Admission and Practice of Attorneys in the United States District Court for the Southern District of Florida, certify that I have read, studied and am familiar with the Local Rules of United States District Court for the Southern District of Florida.

DATED: April 27, 2007


Stephen J. Anderson