

FILING FEE	
PAID	<u>\$75.00</u>
pro hac vice	<u>FLS100010333</u>
Steven M. Larimore, Clerk	

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA**

FILED by WS D.C.

NOV 24 2010
STEVEN M. LARIMORE
CLERK U. S. DIST. CT
S. D. of FLA. - MIAMI

MOTOROLA MOBILITY, INC.,)
)
 Plaintiff,)
)
 v.)
)
 MICROSOFT CORPORATION,)
)
 Defendant.)

Civil Action No.
10-CV-24063-MORENO/TORRES

**MOTION FOR THE ADMISSION OF STEVEN PEPE
TO APPEAR *PRO HAC VICE*, CONSENT TO DESIGNATION AND REQUEST
TO ELECTRONICALLY RECEIVE NOTICE OF ELECTRONIC FILINGS**

In accordance with Local Rule 4(b) of the Special Rules Governing the Admission and Practice of Attorneys of the United States District Court for the Southern District of Florida, the undersigned respectfully moves for the admission *pro hac vice* of Steven Pepe of the law firm of Ropes & Gray LLP, 1211 Avenue of the Americas, New York, NY 10036, telephone (212) 596-9000, e-mail address Steven.Pepe@ropesgray.com, for purposes of appearance as co-counsel on behalf of the Plaintiff, Motorola Mobility, Inc., in the above-styled case only, and pursuant to Section 2B of the CM/ECF Administrative Procedures, to permit Steven Pepe to receive electronic filings in this case, and in support thereof states as follows:

1. Steven Pepe is not admitted to practice in the Southern District of Florida and is a member in good standing of the Bar of the State of New York, the Court of Appeals for the Federal Circuit, U.S. District Court for the Southern District of New York, U.S. District Court for the District of Connecticut, and U.S. Court of Federal Claims.

2. Steven Pepe has never been disciplined in any jurisdiction and there are no disciplinary proceedings pending against him in any jurisdiction.

3. Other than in connection with the above-styled matter, Steven Pepe has not sought admission to practice in the Southern District of Florida or any other court in Florida within the 365 days preceding the filing of this Motion.

4. The undersigned, Edward M. Mullins, Florida Bar Number 863920, and Hal M. Lucas, Florida Bar Number 0853011, of the law firm of Astigarraga Davis Mullins & Grossman, P.A., 701 Brickell Avenue, 16th Floor, Miami, Florida 33131, telephone 305-372-8282, are members in good standing of The Florida Bar and the United States District Court for the Southern District of Florida, maintain an office in this State for the practice of law, and are authorized to file through the Court's electronic filing system. Edward M. Mullins and Hal M. Lucas consent to be designated as a member of the Bar of this Court with whom the Court and opposing counsel may readily communicate regarding the conduct of the case, upon whom filings shall be served, who shall be required to electronically file all documents and things that may be filed electronically, and who shall be responsible for filing documents in compliance with the CM/ECF Administrative Procedures.

5. In accordance with the local rules of this Court, Steven Pepe has made payment of the Court's \$75.00 admission fee. A true and correct copy of a certificate of good standing from the U.S. District Court for the Southern District of New York for Steven Pepe is attached hereto, as is a certificate in accordance with Rule 4(b).

6. Steven Pepe, by and through designated counsel and pursuant to Section 2B of the CM/ECF Administrative Procedures, hereby requests the Court to provide Notice of Electronic Filings to Steven Pepe at email address: Steven.Pepe@ropesgray.com.


WHEREFORE, Movants, Edward M. Mullins and Hal M. Lucas, respectfully request that the Court enter an Order:

- (i) Granting this Motion;

- (ii) Permitting Steven Pepe to appear before this Court on behalf of the Plaintiff, Motorola Mobility, Inc., for all purposes relating to the proceedings in the above-styled matter;
- (iii) Directing the Clerk to provide notice of electronic filings to Steven Pepe at Steven.Pepe@ropesgray.com; and
- (iv) Granting Movants such other or further relief as is deemed just and proper.

November 24, 2010

Respectfully submitted,



Edward M. Mullins, Fla. Bar No. 863920

emullins@astidavis.com

Hal M. Lucas, Fla. Bar No. 0853011

hlucas@astidavis.com

Astigarraga Davis Mullins & Grossman, P.A.

701 Brickell Avenue, 16th Floor

Miami, Florida 33131

Telephone: (305) 372-8282

Facsimile: (305) 372-8202


Attorneys for Plaintiff,
MOTOROLA MOBILITY, INC.

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

_____)	
MOTOROLA MOBILITY, INC.,)	
)	
Plaintiff,)	
)	
v.)	Civil Action No.
)	10-CV-24063-MORENO/TORRES
MICROSOFT CORPORATION,)	
)	
Defendant.)	
_____)	

CERTIFICATION OF STEVEN PEPE

Steven Pepe, pursuant to Rule 4(b) of the Special Rules Governing the Admission and Practice of Attorneys, hereby certifies that (1) I have studied the Local Rules of the United States District Court for the Southern District of Florida; and (2) I am a member in good standing of the Bar of the State of New York, the Court of Appeals for the Federal Circuit, U.S. District Court for the Southern District of New York, U.S. District Court for the District of Connecticut, and U.S. Court of Federal Claims.



Steven Pepe

United States District Court
Southern District of New York

**Certificate of
Good Standing**

I, Ruby J. Krajick, Clerk of this Court, certify that

STEVEN PEPE, Bar # SP6558

was duly admitted to practice in this Court on

JULY 29th, 2003, and is in good standing as a member of the Bar of this Court.

500 Pearl Street
Dated at New York, New York

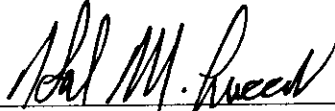
on NOVEMBER 22nd, 2010

Ruby J. Krajick
Clerk

by Wayne Brown
Deputy Clerk

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing Motion to Appear *Pro Hac Vice*, Consent to Designation and Request to Electronically Receive Notices of Electronic Filings was served by U.S. Mail, on November 24, 2010, on all counsel or parties of record on the attached Service List.



Hal M. Lucas

Motorola Mobility, Inc. v. Microsoft Corporation

Civil Action No.: 10-CV-24063-MORENO/TORRES

SERVICE LIST

MICROSOFT CORPORATION
C/O: CORPORATION SERVICE COMPANY
1201 HAYS STREET
TALLAHASSEE, FLORIDA 32301

MICROSOFT CORPORATION
C/O: CHIEF FINANCIAL OFFICER
P.O. BOX 6200 32314-6200
200 E. GAINES ST.
TALLAHASSEE, FLORIDA 32301

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA**

_____)
MOTOROLA MOBILITY, INC.,)
)
Plaintiff,)
)
v.) **Civil Action No.**
) **10-CV-24063-MORENO/TORRES**
)
MICROSOFT CORPORATION,)
)
Defendant.)

ORDER GRANTING MOTION FOR THE ADMISSION OF STEVEN PEPE TO APPEAR *PRO HAC VICE*, CONSENT TO DESIGNATION AND REQUEST TO ELECTRONICALLY RECEIVE NOTICE OF ELECTRONIC FILINGS

THIS CAUSE came before the Court upon the Motion to Appear *pro hac vice* for Steven Pepe, Consent to Designation, and Request to Electronically Receive Notice of Electronic Filings (the “Motion”), pursuant to the Special Rules Governing the Admission and Practice of Attorneys in the United States District Court for the Southern District of Florida and Section 2B of the CM/ECF Administrative Procedures. The Court having considered the Motion and all other relevant factors, it is hereby

ORDERED AND ADJUDGED that:

The Motion is Granted. Steven Pepe may appear and participate in this action on behalf of the Plaintiff, Motorola Mobility, Inc. The Clerk shall provide electronic notification of all electronic filings to Steven Pepe at Steven.Pepe@ropesgray.com.

DONE AND ORDERED in Chambers, at Miami-Dade County, Florida, this ____ day of _____, 2010.

THE HONORABLE FEDERICO A. MORENO
CHIEF UNITED STATES DISTRICT JUDGE

Copies furnished to:
All counsel and parties of record