

FILING FEE	
PAID	\$75.00
pro hac vice	HS100012081
Steven M. Larimore, Clerk	

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF FLORIDA**

FILED by <u>ML</u> D.C.
JAN 05 2011
STEVEN M. LARIMORE CLERK U. S. DIST. CT. S. D. of FLA. - MIAMI

MOTOROLA MOBILITY, INC.,

Plaintiff,

vs.

MICROSOFT CORPORATION,

Defendant.

Civil Action No. 1:10-cv-24063

District Judge Federico Moreno

**MOTION TO APPEAR *PRO HAC VICE*,
CONSENT TO DESIGNATION, AND REQUEST TO
ELECTRONICALLY RECEIVE NOTICES OF ELECTRONIC FILING**

In accordance with Local Rules 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 Brian R. Nester of the law firm of Sidley Austin LLP, 1501 K. Street, N.W., Washington, DC, 20005 for purposes of appearance as co-counsel on behalf of Microsoft in the above-styled case only, and pursuant to Rule 2B of the CM/ECF Administrative Procedures, to permit Brian R. Nester to receive electronic filings in this case, and in support thereof states as follows:

1. Brian R. Nester is not admitted to practice in the Southern District of Florida and is a member in good standing of the District of Columbia Bar and United States District Court for the District of Delaware.

2. Movant, Curtis Miner, Esquire, of the law firm of Colson Hicks Eidson, 255 Alhambra Circle, Penthouse, Coral Gables, Florida, (305) 476-7400, is a member in good standing of The Florida Bar and the United States District Court for the Southern District of Florida, maintains an office in this State for the practice of law, and is authorized to file through the Court's electronic

filing system. Movant consents 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. See Section 2B of the CM/ECF Administrative Procedures.

3. In accordance with the local rules of this Court, Brian R. Nester has made payment of this Court's \$75 admission fee. A certification in accordance with Rule 4(b) is attached hereto.

4. Brian R. Nester, by and through designated counsel and pursuant to Section 2B CM/ECF Administrative Procedures, hereby requests the Court to provide Notice of Electronic Filings to Brian R. Nester at email address: bnester@sidley.com.

WHEREFORE, Curt Miner, moves this Court to enter an Order permitting Brian R. Nester to appear before this Court on behalf of Microsoft, for all purposes relating to the proceedings in the above-styled matter and directing the Clerk to provide notice of electronic filings to Brian R. Nester.

DATED this 5th day of January 2011.

Respectfully submitted,

COLSON HICKS EIDSON
Attorneys for Defendant
255 Alhambra Circle
Penthouse
Coral Gables, Florida 33134
(305) 476-7400

By



Curtis B. Miner
Florida Bar No. 0885681

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 for Electronically Receive Notice of Electronic Filings was served via U.S. Mail to the attached Service List on this 5th day of January 2011.

By: CBM
Curtis B. Miner

SERVICE LIST

Motorola Mobility, Inc. v. Microsoft Corp., Case No. 1:10-cv-24063-Moreno

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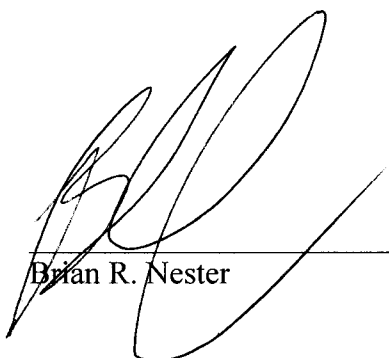
Counsel for Plaintiff Motorola Mobility, Inc.

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF FLORIDA**

_____)	
MOTOROLA MOBILITY, INC.,)	
)	
Plaintiff,)	Civil Action No. 1:10-cv-24063
)	District Judge Federico Moreno
vs.)	
)	
MICROSOFT CORPORATION,)	
)	
Defendant.)	
_____)	

CERTIFICATION OF BRIAN R. NESTER

Brian R. Nester, Esquire, 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 District of Columbia Bar and United States District Court for the Eastern District of Texas.



Brian R. Nester

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

MOTOROLA MOBILITY, INC.,)	
)	
Plaintiff,)	Civil Action No. 1:10-cv-24063
)	
vs.)	District Judge Federico Moreno
)	
MICROSOFT CORPORATION,)	
)	
Defendant.)	
)	

**ORDER GRANTING MOTION TO APPEAR
PRO HAC VICE, CONSENT TO DESIGNATION AND REQUEST TO
ELECTRONICALLY RECEIVE NOTICES OF ELECTRONIC FILING**

THIS CAUSE having come before the Court on the Motion to Appear *Pro Hac Vice* for Brian R. Nester, Consent to Designation, and Request to Electronically Receive Notices of Electronic Filing (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. This Court having considered the motion and all other relevant factors, it is hereby

ORDERED AND ADJUDGED that:

The Motion is GRANTED. Brian R. Nester, may appear and participate in this action on behalf of Microsoft. The Clerk shall provide electronic notification of all electronic filings to Brian R. Nester, at bnester@sidley.com.

DONE AND ORDERED in Chambers at Miami-Dade County, Florida, this _____ day
of January 2011.

UNITED STATES DISTRICT JUDGE

Copies furnished to:
All Counsel of Record