

FILING OFF		UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF FLORIDA
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Vice	Steven M. Larimore, Clerk	

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

CASE NO.: 10-CV-24063-MORENO/TORRES

MOTOROLA MOBILITY, INC.,

Plaintiff,

v.

MICROSOFT CORPORATION,

Defendant.

**MOTION FOR THE ADMISSION OF STUART W. YOTHERS  
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 Stuart W. Yothers of the law firm of Ropes & Gray LLP, 1211 Avenue of the Americas, New York, NY 10036-8704, telephone (212) 596-9000, e-mail address Stuart.Yothers@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 Stuart W. Yothers to receive electronic filings in this case, and in support thereof states as follows:

1. Stuart W. Yothers is not admitted to practice in the Southern District of Florida and is a member in good standing of the Bars of the State of New York, the Commonwealth of Massachusetts, the U.S. District Court for the Eastern District of New York, the U.S. District

Court for the Southern District of New York, the U.S. District Court for the District of Massachusetts, and the U.S. Court of Appeals for the Federal Circuit.

2. Stuart W. Yothers 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, Stuart W. Yothers 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, Stuart W. Yothers 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 is attached hereto, as is a certificate in accordance with Rule 4(b).

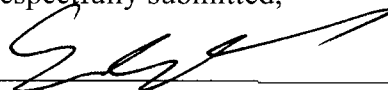
6. Stuart W. Yothers, by and through designated counsel and pursuant to Section 2B of the CM/ECF Administrative Procedures, hereby requests the Court to provide Notice of Electronic Filings to Stuart W. Yothers at email address: [Stuart.Yothers@ropesgray.com](mailto:Stuart.Yothers@ropesgray.com).

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

- (i) Granting this Motion;
- (ii) Permitting Stuart W. Yothers 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 Stuart W. Yothers at [Stuart.Yothers@ropesgray.com](mailto:Stuart.Yothers@ropesgray.com); and
- (iv) Granting Movants such other or further relief as is deemed just and proper.

Dated: May 18, 2011

Respectfully submitted,



Edward M. Mullins (Florida Bar No. 863920)  
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*Attorneys for Plaintiff Motorola Mobility, Inc.*


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

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

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

**CERTIFICATION OF STUART W. YOTHERS**

Stuart W. Yothers, 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 Bars of the State of New York, the Commonwealth of Massachusetts, the U.S. District Court for the Eastern District of New York, the U.S. District Court for the Southern District of New York, the U.S. District Court for the District of Massachusetts, and the U.S. Court of Appeals for the Federal Circuit.

  
\_\_\_\_\_  
Stuart W. Yothers

**United States District Court**  
**Southern District of New York**

**Certificate of  
Good Standing**

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

STUART WESLEY YOTHERS, Bar # SY2001

was duly admitted to practice in this Court on

JANUARY 17th, 2006, and is in good standing as a member of the Bar of this Court.

500 Pearl Street  
Dated at New York, New York

on MAY 12th, 2011

Ruby J. Krajick  
Clerk

by Wayne Basma  
Deputy Clerk

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on May 18, 2011, 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 via U.S. Mail on all counsel or parties of record on the service list below.

  
Edward M. Mullins (Fla. Bar No. 863920)

**SERVICE LIST**

*Motorola Mobility, Inc. v. Microsoft Corporation*  
Case No.: 1:10-CV-24063-MORENO/TORRES  
United States District Court, Southern District of Florida

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UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF FLORIDA

MOTOROLA MOBILITY, INC.,

CASE NO.: 10-CV-24063-MORENO/TORRES

Plaintiff,

v.

MICROSOFT CORPORATION,

Defendant.

**ORDER GRANTING MOTION FOR THE ADMISSION OF BRIAN KAO 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 Stuart W. Yothers, 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. Stuart W. Yothers 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 Stuart W. Yothers at Stuart.Yothers@ropesgray.com.

DONE AND ORDERED in Chambers, at Miami-Dade County, Florida, this \_\_\_\_ day of

\_\_\_\_\_, 2011.

\_\_\_\_\_  
THE HONORABLE FEDERICO A. MORENO  
CHIEF UNITED STATES DISTRICT JUDGE

Copies furnished to:  
All counsel and parties of record