

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

MARGARET PICUS, an individual; on behalf of herself, and on behalf of all others similarly situated,
Plaintiff,
vs.
WAL-MART STORES, INC.; MENU FOODS INC.; DEL MONTE FOODS COMPANY; SUNSHINE MILLS, INC.; CHEMNUTRA INC.; and DOES 1 through 100, Inclusive,
Defendant(s).

Case # A540315
VERIFIED PETITION FOR PERMISSION TO PRACTICE IN THIS CASE ONLY BY ATTORNEY NOT ADMITTED TO THE BAR OF THIS COURT AND DESIGNATION OF LOCAL COUNSEL
EFFECTIVE JUNE 1, 2004
FILING FEE IS \$175.00

Julie L. Schwartz, Petitioner, respectfully represents to the Court:

1. That Petitioner resides at Carlsbad (city)
San Diego, California (county), (state)

2. That Petitioner is an attorney at law and a member of the law firm of DLA Piper US LLP with offices at 401 B Street, Suite 1700 (street address)
San Diego, 92101, 619-699-2637 (city) (zip code) (area code + telephone number)
julie.schwartz@dlapiper.com (Email address)

1 3. That Petitioner has been retained personally or as a member of the law firm by
2 Menu Foods Inc. to provide legal representation in connection with
3 [client(s)]
the above-entitled case now pending before this Court.

4 4. That since December 4, 2001, Petitioner has been and presently is a member
5 (date)
6 in good standing of the bar of the highest Court of the State of California
(state)
7 where Petitioner regularly practices law.

8 5. That Petitioner was admitted to practice before the following United States District
9 Courts, United States Circuit Courts of Appeal, the Supreme Court of the United States and Courts
10 of other States on the dates indicated for each, and that Petitioner is presently a member in good
11 standing of the bars of said Courts.

Court	Date Admitted	Bar Number
US District Court, Southern District of CA	12/31/01	216392
US District Court, Central District of CA	11/7/02	216392
US District Court, Eastern District of CA	6/21/07	216392
California State Courts	12/4/01	216392

12 6. That there are or have been no disciplinary proceedings instituted against Petitioner,
13 nor any suspension of any license, certificate or privilege to appear before any judicial, regulatory
14 or administrative body, or any resignation or termination in order to avoid disciplinary or
15 disbarment proceedings, except as described in detail below:
16
17
18
19
20

1 7. Has Petitioner ever been denied admission to the State Bar of Nevada?. (If yes,
2 give particulars of every denied admission):

3 No

4
5

6 8. That Petitioner is a member of good standing in the following Bar Associations:

7 California State Bar Association
8 San Diego County Bar Association

9

10 9. Petitioner or any member of Petitioner's firm (or office if firm has offices in more
11 than one city) with which Petitioner is associated has/have filed application(s) to appear as counsel
12 under Local Rule IA 10-2 during the past three (3) years in the following matters:

Date of Application	Cause	Title of Court Administrative Body or Arbitrator	Was Application Granted or Denied
---------------------	-------	--	---

See Exhibit A			

15
16
17
18
19
20 (If necessary, please attach a statement of additional applications)

21 10. Petitioner consents to the jurisdiction of the courts and disciplinary boards of the
22 State of Nevada with respect to the law of this state governing the conduct of attorneys to the same
23 extent as a member of the State Bar of Nevada.

24 11. Petitioner agrees to comply with the standards of professional conduct required of
25 the members of the bar of this court.

26 12. Petitioner has disclosed in writing to the client that the applicant is not admitted to
27 practice in this jurisdiction and that the client has consented to such representation.

28

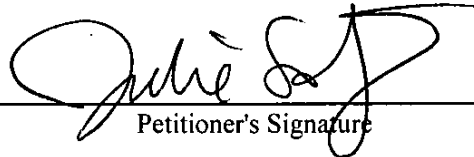
1 That Petitioner respectfully prays that Petitioner be admitted to practice before this Court
2 FOR THE PURPOSES OF THIS CASE ONLY.

3
4 
5 _____
6 Petitioner's Signature

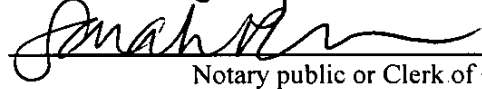
6 STATE OF CA)
7 COUNTY OF San Diego)

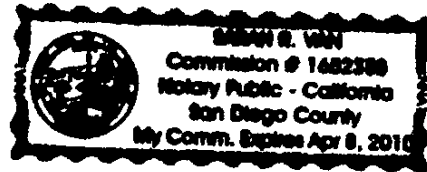
8 Julie Schwartz, Petitioner, being first duly sworn, deposes and says:

9 That the foregoing statements are true.

10
11 
12 _____
13 Petitioner's Signature

12 Subscribed and sworn to before me this
13 19 day of July, 2007.

14 
15 _____
16 Notary public or Clerk of Court



17
18 **DESIGNATION OF RESIDENT ATTORNEY**
19 **ADMITTED TO THE BAR OF THIS COURT**
20 **AND CONSENT THERETO.**

21 Pursuant to the requirements of the Local Rules of Practice for this Court, the Petitioner
22 believes it to be in the best interests of the client(s) to designate Alan W. Westbrook
23 Attorney at Law, member of the State of Nevada and previously admitted to practice before the
24 above-entitled Court as associate residence counsel in this action. The address of said designated
25 Nevada counsel is:

26 Law Offices of Perry & Spann

27 1701 W. Charleston, Ste. 200, Las Vegas, NV 89102, (702) 870-2400
28 (Street, City, State, Zip Code and Telephone No.)

1
2 By this designation the Petitioner and undersigned party(ies) agree that this designation
3 constitutes agreement and authorization for the designated resident admitted counsel to sign
4 stipulations binding on all of us.
5

6 **APPOINTMENT OF DESIGNATED RESIDENT NEVADA COUNSEL**

7
8 The undersigned party(ies) appoints Alan W. Westbrook as
9 his/her/their Designated Resident Nevada Counsel in this case.

10
11 
12 _____
(Party signature)

13 _____
(Party signature)

14
15 _____
(Party signature)

16 **CONSENT OF DESIGNEE**

17
18 The undersigned hereby consents to serve as associate resident Nevada counsel in this case.

19
20 
21 _____ 6167
Designated Resident Nevada Counsel's Signature Bar number

22
23 APPROVED:

24 Dated: this _____ day of _____, 20____.

25
26 _____
UNITED STATES DISTRICT JUDGE

EXHIBIT A

PRO HAC VICE FILINGS IN NEVADA

<u>Attorney</u>	<u>Office</u>	<u>Court</u>	<u>Case Name & Number</u>	<u>Application Dated</u>	<u>Application Filed</u>	<u>Application Granted/Denied</u>
Brian L. Behmer	San Diego, CA	US District of NV	Alere Medical Inc. v. QMed, Inc. CV-S-06-00062	9/11/06	9/13/06	Granted – 9/14/06
Robert Brownlie	San Diego	NV 8 th Judicial District	Net Tech Fund, LP, et. al., v. Cyber Dyne, et. al. A465822	2/24/05	3/01/05	Granted – 3/09/05
Matt Holian**	San Diego	NV – 2 nd Judicial District (Washoe County)	Hussey v. Regent Air Service			Granted – 8/03/04
Noah A. Katsell	San Diego	NV – 8 th Judicial District	Net Tech Fund, LP, et. al., v. Cyber Dyne, et. al. A465822	2/24/05	3/01/05	Granted – 3/09/05
Mark Muedeking	Washington, DC	NV – 8 th Judicial District	MGM Mirage et. al., v. CBCA, Inc., et. al. A492592	11/12/04	11/23/04	Granted – 12/6/04
Gerard Trippitelli	San Diego	NV – 8 th Judicial District	Net Tech Fund, et. al., v. Cyber Dyne, et. al. A465822	2/24/05	3/01/05	Granted 3/09/05
Christopher Young**	San Diego	NV – 2 nd Judicial District (Washoe County)	Hussey v. Regent Air Service CV 04 00614			Granted – 8/03/04
Christopher Young	San Diego	NV – 8 th Judicial District	Bradley J. Smith v. United States of America, inter alia, Southwest Airlines A510068	10/24/05	10/26/05	Granted – 11/10/05 10/27/05