

1 John Joseph McDonough (SBN 1690882)
 2 COZEN O'CONNOR
 3 45 Broadway
 4 New York, New York 10006
 Telephone: 212.509.9400
 Email: jmcdonough@cozen.com

5 Attorneys for Defendant
 6 DEL MONTE FOODS COMPANY

7
 8 **IN THE UNITED STATES DISTRICT COURT**
 9 **FOR THE DISTRICT OF NEVADA**

10 MARGARET PICUS, an individual; on behalf of
 11 herself, and on behalf of all others similarly
 12 situated,

Case No. 2:07-cv-00689-RLH-RJJ

**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**

13 Plaintiff,

14 vs.

15 WAL-MART STORES, INC., MENU FOODS,
 16 INC.; DEL MONTE FOODS COMPANY;
 17 SUNSHINE MILLS, INC.; CHEMNUTRA,
 INC.,

18 Defendants.

19 John Joseph McDonough, Petitioner, respectfully represents to the Court:

- 20 1. That Petitioner resides at 1 Arista Drive, Dix Hills, New York 11746.
 21 2. That Petitioner is an attorney at law and a member of the law firm of Cozen
 22

23 O'Connor with offices at 45 Broadway New York, New York 10006.

- 24 3. The Petitioner has been retained personally or as a member of the law firm by Del
 25 Monte Foods Company to provide legal representation in connection with the above-entitled case
 26 now pending before this Court.
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VERIFIED PETITION FOR PERMISSION TO PRACTICE IN THIS CASE ONLY BY THE ATTORNEY NOT
 ADMITTED TO THE BAR OF THIS COURT AND DESIGNATION OF LOCAL COUNSEL Case No. 2:07-cv-00689-RLH-RJJ

1 4. That since June 25, 1980, Petitioner has been and presently is a member in good
 2 standing of the bar of the highest Court of the State of New York where Petitioner regularly
 3 practices law.

4 5. That Petitioner was admitted to practice before the following United States District
 5 Courts, United States Circuit Courts of Appeal, the Supreme Court of the United Sates and Courts of
 6 other State on the dates indicated for each and, and that Petitioner is presently a member in good
 7 standing of the bars of said Courts.
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9 Court	Date Admitted	<i>Bar Number</i>
10 United States District Court		
11 Eastern District	August 8, 1980	0882
12 United States District Court		
13 Southern District	August 5, 1980	0882
14 United States Second Circuit		
15 Court of Appeals	June 30, 1989	0882
16 Supreme Court of the United States	August 1, 2005	0882

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 19 6. That there are or have been no disciplinary proceedings instituted against Petitioner
 20 nor any suspension of any license, certificate or privilege to appear before any judicial, regulatory or
 21 administrative body, or any registration or termination in order to avoid disciplinary or disbarment
 22 proceedings, except as described in detail below: **N/A**

23 7. Has Petitioner ever been denied admission to the State Bar of Nevada? (If yes, give
 24 particulars of every denied admission). **NO.**
 25

26 8. That petitioner is a good member of good standing in the following Bar Associations:

27 New York State Bar Association

28 New York County Lawyers Association

9. Petitioner or any member of petitioner’s firm (or office if firm has offices in more than one city (with which Petitioner is associated has/have filed application(s) to appear as counsel under Local Rule 1A 10-2 during the past three (3) years in the following matters:

Applicant’s Name	Date of Application	Cause	Title of Court or Administrative Body or Arbitrator	Was Application Granted or Denied?
Christopher Raleigh	05/01/07	Generadores Mexicanos, S.A. de C.V., a Mexican Corporation v. Hess Microgen, LLC, a Delaware Limited Liability Company	United States District Court Court/District of Nevada	GRANTED
Geoffrey Ferrer	05/01/07	Generadores Mexicanos, S.A. de C.V., a Mexican Corporation v. Hess Microgen, LLC, a Delaware Limited Liability Company	United States District Court Court/District of Nevada	GRANTED

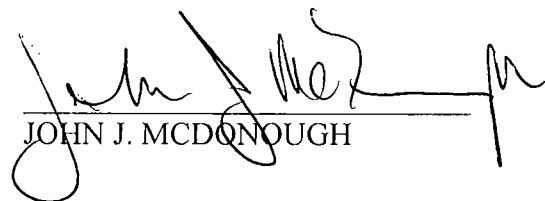
(if necessary, please attach a statement of additional applications)

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

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

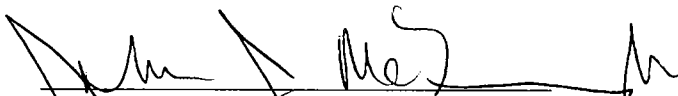
12. Petitioner has disclosed in writing to the client that the applicant is not admitted to the practice in this jurisdiction and that the client has consented to such representation.

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

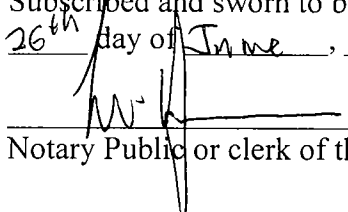
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5 _____
6 JOHN J. MCDONOUGH
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2 State of NEW YORK)
3 County of NEW YORK)

4 John J. McDonough, Petitioner, being first dully sworn, deposes and says:
5 That the foregoing statements are true.

6 
7 John J. McDonough

8 Subscribed and sworn to before me this
9 26th day of June, 2007

10 
11 Notary Public or clerk of the Court

Eric Berger
Notary Public, State of New York
No. 02BE6086976
Qualified in New York County
Commission Expires Feb. 3, 2011

12 **DESIGNATION OF RESIDENT ATTORNEY**
13 **ADMITTED TO THE BAR OF THIS COURT AND**
14 **CONSENT THERETO**

15 Pursuant to the requirements of the Local Rules of Practice for this Court, the Petitioner
16 believes it to be in the best interests of the client(s) to designate Nicholas B. Salerno,
17 Attorney at Law, member of the State Bar of Nevada and previously admitted to practice before the
18 above-entitled Court as associate residence counsel in this action. The address of said designated
19 Nevada counsel is:

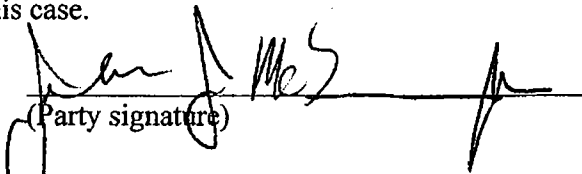
20 Nicholas B. Salerno, Esq.
21 Lincoln Gustafson & Cercos
22 2300 West Sahara Avenue
23 Suite 300 – Box 2
24 Las Vegas, NV 89102
25 (702) 257.1997

26 By designation the Petitioner and undersigned party(ies) agree that this designation
27 constitutes agreement and authorization for the designated resident admitted counsel to sign
28 stipulations binding on all of us.

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APPOINTMENT OF DESIGNATED NEVADA COUNSEL

The undersigned party(ies) appoints Nicholas B. Salerno, Esq. as his
Designated Resident Nevada Counsel in this case.



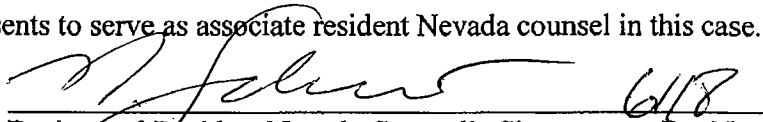
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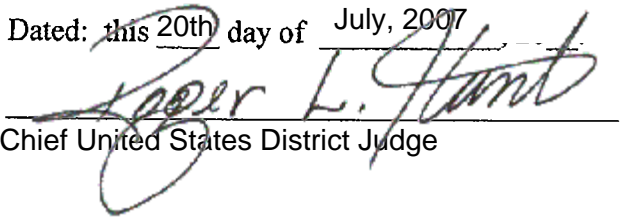
CONSENT OF DESIGNEE

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



Designated Resident Nevada Counsel's Signature, Bar No. 6118

APPROVED:

Dated: this 20th day of July, 2007


Chief United States District Judge

SAN_FRANCISCO\41359\1 205724.000