

Mark R. Cuker, Esquire
WILLIAMS CUKER BEREZOFSKY
Woodland Falls Corporate Center
210 Lake Shore Drive East, Suite 101
Cherry Hill, NJ 08002-1163

Stephen Gardner, Esquire
CENTER FOR SCIENCE IN THE PUBLIC INTEREST
5646 Milton Street, Suite 211
Dallas, TX 75206
(214) 827-2774

Attorneys for Plaintiff Linda Franulovic and the Class

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY**

Linda Franulovic, individually and on behalf
of a class of persons,

Plaintiff,

v.

The Coca-Cola Company,
Defendant.

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Civil Action No. 1:07-cv-00539-RMB-JS


**NOTICE OF MOTION FOR ADMISSION OF
MICHAEL J. QUIRK, ESQUIRE PRO HAC VICE**

TO: Gita F. Rothschild, Esquire
Peter J. Boyer, Esquire
McCarter & English, LLP
Four Gateway Center
100 Mulberry Street
P.O. Box 652
Newark, NJ 07102-0652

PLEASE TAKE NOTICE that on July 7, 2008, the undersigned, Mark Cuker, Esquire, of the law firm of WILLIAMS CUKER BEREZOFSKY, co-counsel for Plaintiff Linda Franulovic, shall make application before the United States District Court for the District of New Jersey, for an Order admitting Michael J. Quirk, Esquire, to appear and participate in the within civil action Pro Hac Vice on behalf of Plaintiff, and to speak in this matter in the same manner as an attorney of this State who is authorized to practice in this State, pursuant to L.Civ.R. 101.1 of the New Jersey Federal Practice Rules. In support of this motion, the undersigned shall rely upon the Affidavit submitted by Michael J. Quirk. A proposed form of Order is also attached.

PLEASE TAKE FURTHER NOTICE that the within application is made upon the papers, and unless counsel for the defendants otherwise object, no oral argument is requested.

WILLIAMS CUKER BEREZOFSKY
Co-Counsel for Plaintiff


By: 
Mark R. Cuker

Dated: June 13, 2008

CERTIFICATE OF SERVICE

I hereby certify that the foregoing Notice of Motion for Pro Hac Vice admission and all papers submitted in support thereof have been served upon Defendant via ECF upon the following counsel:

Gita F. Rothschild, Esquire
Peter J. Boyer, Esquire
McCarter & English, LLP
Four Gateway Center
100 Mulberry Street
P.O. Box 652
Newark, NJ 07102-0652



Mark R. Cuker, Esq.

Dated: June 13, 2008

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Civil Action No. 1:07-cv-00539-RMB-JS

**ORDER GRANTING ADMISSION OF MICHAEL J. QUIRK, ESQUIRE
PRO HAC VICE**

THIS MATTER having come before the Court on the motion of Mark Cuker, co-counsel for the Plaintiff, Linda Franulovic, upon notice to all counsel, and the Court having considered the motion papers and supporting Affidavit, and the Court having found that Michael J. Quirk, Esquire is a member in good standing before the Bar of Pennsylvania, and for good cause shown,

IT IS on this _____ day of _____, 2008;

ORDERED that Michael J. Quirk, Esquire shall be permitted pro hac vice to speak in this matter in the same manner as attorneys of this State who are authorized to practice in the State pursuant to L.Civ.R. 101.1 of the New Jersey Federal Practice Rules, and to appear and participate in the preparation of trial of the within matter;

AND IT IS FURTHER ORDERED that Michael J. Quirk, Esquire will:

1. Abide by the New Jersey Rules of Court, including all disciplinary rules;

2. Consent to the appointment of the Clerk of the Supreme Court as agent upon whom service of process may be made for all actions against him or his firm that may arise out of his participation in this matter;

3. Notify the Court immediately of any matter affecting his standing at the Bar of any courts; and

4. Have all pleadings and other papers filed with the Court signed by Mark Cuker, Esquire, whose office is located at 210 Lake Drive East, Suite 101, Cherry Hill, New Jersey 08002, attorney of record authorized to practice in New Jersey, who shall be responsible for his conduct and that of the case and to the admitted attorneys therein.

5. Michael J. Quirk, Esq., shall make payment of fees to the New Jersey Lawyers' Fund for Client Protection as provided by New Jersey Court Rule 1:28-2.

U.S.D.C.M.J.

() Opposed

() Unopposed

Mark R. Cuker, Esquire
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Attorneys for Plaintiff Linda Franulovic and the Class

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Plaintiff,

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Civil Action No. 1:07-cv-00539-RMB-JS

**CERTIFICATION OF MARK R. CUKER, ESQUIRE IN SUPPORT OF
MOTION FOR ADMISSION PRO HAC VICE OF MICHAEL QUIRK**

MARK R. CUKER, ESQUIRE, in lieu of oath or affidavit, hereby certifies and says:

1. I am a partner at the firm of Williams Cuker Berezofsky, attorneys for Plaintiff in the above-captioned matter. I submit this Certification in support of Plaintiff's Motion for Order admitting Michael J. Quirk, Esquire, as counsel pro hac vice in the within matter pursuant to R. 1:21-2. I am personally familiar with the facts set forth herein.


2. Attached hereto as Exhibit A is the Certification of Michael J. Quirk, Esquire.

3. It is respectfully submitted that the attached Certification sets forth good cause for the admission pro hac vice of Michael J. Quirk, Esquire. He has extensive familiarity with the issues involved in the within matter from his provision of assistance to counsel of record to date, and from his work in numerous other cases involving consumer fraud allegations. Accordingly, his admission pro hac vice will be of considerable assistance in the handling of this matter.

4. Thus, in light of the involvement he has in consumer fraud litigation, it is respectfully requested that the Court grant Plaintiff's request that Michael J. Quirk, Esquire be admitted pro hac vice.

5. If the Court grants the above-referenced motion for pro hac vice admission, either I or another New Jersey attorney of Williams Cuker Berezofsky will continue to serve as local counsel of record in this matter, will review and sign all pleadings, briefs, and other papers filed with the Court, will be responsible for the conduct of this action and for the conduct of the attorneys admitted pro hac vice, and will otherwise comply with all of the terms and conditions of the Rules of Court.

I hereby certify that all of the foregoing statements made by me herein are true and accurate. I further certify that I am aware that if any of the statements made by me herein are willfully false, I am subject to punishment.



Mark R. Cuker, Esquire

Dated: June 13, 2008

EXHIBIT A

Mark R. Cuker, Esquire
WILLIAMS CUKER BEREZOFSKY
Woodland Falls Corporate Center
210 Lake Shore Drive East, Suite 101
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**CERTIFICATION OF MICHAEL J. QUIRK IN SUPPORT
OF MOTION FOR ADMISSION PRO HAC VICE**

STATE OF PENNSYLVANIA:

ss.

COUNTY OF PHILADELPHIA:

Michael J. Quirk, Esq., of full age, being duly sworn according to law, upon his oath
deposes and says:

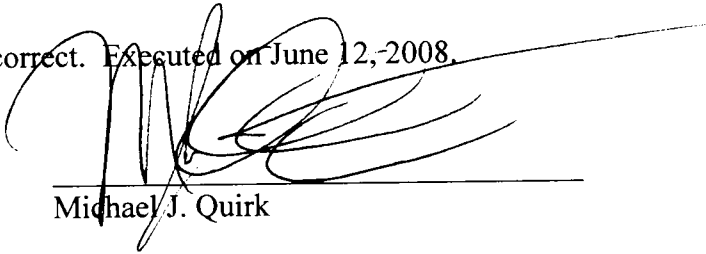
1. I am a member in good standing of the Bars of the State of Pennsylvania; the State of New York; the District of Columbia; the United States Supreme Court; the United States Courts of Appeal for the First, Third, Ninth, and Eleventh Circuits; and the United States District Courts for the Eastern District of Pennsylvania and the District of Columbia.

2. I am an associate attorney with the law firm of Williams Cuker Berezofsky in the firm's office located at One Penn Center at Suburban Station, 1617 J.F.K. Boulevard, Suite 800, Philadelphia, PA 19103-1819.

3. There is cause for my admission pro hac vice in this matter in that I am familiar with the facts of the case and practice in the areas of consumer fraud and consumer class action litigation.

4. If I am admitted to appear in this matter pro hac vice, I agree to abide by the New Jersey Rules of Court, including all disciplinary rules, to consent to the appointment of the Clerk of the Supreme Court as agent upon whom the service of process may be made for all actions against me or my firm that may arise out of my participation in this matter, to notify the Court immediately of any matter affecting my standing at the Bar of any other court, and to have all pleadings and other papers filed with the Court signed by Mark Cuker, Esquire, whose office is located at 210 Lake Drive East, Suite 101, Cherry Hill, NJ 08002-1163, who shall be held responsible for the conduct of the cause and for my conduct in this matter.

I certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment. I declare under penalty of perjury that the foregoing is true and correct. Executed on June 12, 2008.



Michael J. Quirk