

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
The Authors Guild, Inc., *et al.*,

Plaintiffs,

vs.

Google, Inc.,

Defendant.
-----X

Case No. 05 CV 8136-DC

NOTICE OF MOTION FOR
ADMISSION PRO HAC VICE

PURSUANT TO RULE 1.3(c) of the Local Rules of the United States District
Courts for the Southern and Eastern Districts of New York, I, David A. Zapolsky, a member
in good standing of the bar of this Court, hereby move for an Order allowing the admission
pro hac vice of David Nimmer of Irell & Manella LLP, 1800 Avenue of the Stars, Suite 900,
Los Angeles, CA 90067, 310-277-1010.

David Nimmer is a member in good standing of the Bar of the State of California.

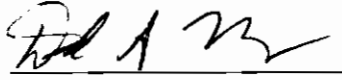
There are no pending disciplinary proceedings against David Nimmer in any State or
Federal court.

The Author's Guild et al v. Google Inc.

Doc. 151

Dated:
August 21, 2009
Seattle, Washington

Respectfully submitted,



David A. Zapolsky

SDNY Bar: DZ-8058
Amazon.com, Inc.
1200 12th Avenue South
Suite 1200
Seattle, Washington 98144
Phone: (206) 266-1323
Facsimile: (206) 266-7010
davidz@amazon.com

-and-

Alexander F. Wiles (to be admitted pro hac vice)
David Nimmer (to be admitted pro hac vice)
Irell & Manella LLP
1800 Avenue of the Stars
Suite 900
Los Angeles, California 90067-4276
Telephone: (310) 277-1010
Facsimile: (310) 203-7199
awiles@irell.com
dnimmer@irell.com

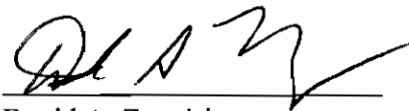
5. Granting of this application will not delay the trial of this matter or any proceedings presently pending before the Court, as all are fully familiar with the facts herein.

6. I respectfully submit a proposed order granting the admission of David Nimmer, pro hac vice, which is attached hereto.

WHEREFORE, Class Member Amazon.com, Inc. respectfully requests that the Court admit David Nimmer to represent Amazon.com, Inc. for all purposes before this Court in the above-captioned action.

I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge and belief.

Executed on this 21st day of August, 2009.

A handwritten signature in black ink, appearing to read 'D. A. Zapolsky', written over a horizontal line.

David A. Zapolsky
SDNY Bar: DZ-8058

EXHIBIT A



THE STATE BAR OF CALIFORNIA

MEMBER SERVICES CENTER

180 HOWARD STREET, SAN FRANCISCO, CALIFORNIA 94105-1639

TELEPHONE: 888-800-3400

CERTIFICATE OF STANDING

August 18, 2009

TO WHOM IT MAY CONCERN:

This is to certify that according to the records of the State Bar, DAVID OBADIAH NIMMER, #097170 was admitted to the practice of law in this state by the Supreme Court of California on March 6, 1981; that at his request, on January 23, 2003, his name was changed to DAVID NIMMER on the records of the State Bar of California; that he has been since the date of admission, and is at date hereof, an ACTIVE member of the State Bar of California; and that no recommendation for discipline for professional or other misconduct has ever been made by the Board of Governors or a Disciplinary Board to the Supreme Court of the State of California.

THE STATE BAR OF CALIFORNIA

Sima La Fontaine
Custodian of Membership Records

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[PROPOSED] ORDER FOR
ADMISSION PRO HAC VICE

Upon the motion of David A. Zapolsky, attorney for Class Member Amazon.com, Inc., and said sponsor attorney's declaration in support;

IT IS HEREBY ORDERED THAT

David Nimmer
Irell & Manella LLP
1800 Avenue of the Stars
Suite 900
Los Angeles, California 90067-4276
Phone: (310) 277-1010
Fax: (310) 203-7199
dnimmer@irell.com

is admitted to practice pro hac vice as counsel for Class Member Amazon.com, Inc. in the above captioned case in the United States District Court for the Southern District of New York. All attorneys appearing before this Court are subject to the Local Rules of this court, including the Rules governing discipline of attorneys. If this action is assigned to the Electronic Case Filing (ECF) system, counsel shall immediately apply for an ECF password at nysd.uscourts.gov. Counsel shall forward the pro hac vice fee to the Clerk of Court.

SO ORDERED.

Dated: New York, New York
[]

United States District Judge

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

THE AUTHORS GUILD, et al.

Plaintiffs,

v.

GOOGLE, INC.,

Defendant.

X

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X

CIV. NO: 05-CV-8136 (DC)

AFFIRMATION OF SERVICE

I, Priscilla Bradley, declare under penalty of perjury that I have served a copy of the attached Notice of Motion for Admission Pro Hac Vice for David Nimmer, Declaration of David A. Zapolsky in Support of Motion for Admission Pro Hac Vice and [Proposed] Order for Admission Pro Hac Vice upon:

Michael J. Boni, Esq.
Joanne Zack, Esq.
Joshua Snyder, Esq.
Boni & Zack LLC
15 St. Asaphs Road
Bala Cynwyd, PA 19004

Counsel for the Author Sub-Class

Jeffrey P. Cunard, Esq.
Bruce P. Keller, Esq.
Debevoise & Plimpton LLP
919 Third Avenue
New York, NY 10022

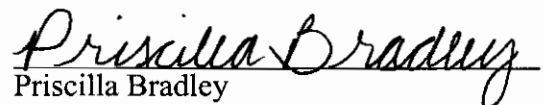
Counsel for the Publisher Sub-Class

Daralyn J. Durie, Esq.
Joseph C. Gratz, Esq.
Durie Tangri Lemley Roberts & Kent LLP
332 Pine Street, Suite 200
San Francisco, CA 94104

Counsel for Google

by Federal Express, an express service carrier which provides overnight delivery, as follows. I placed a true copy of the foregoing documents in sealed envelopes or packages designated by the express service carrier, addressed as set forth above, with fees for overnight delivery paid or provided for.

Dated: August 25, 2009


Priscilla Bradley