

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

The Authors Guild, et al., Plaintiff,

5 cv 8136 (DC)

- against -

MOTION TO ADMIT COUNSEL

Google, Inc. Defendant.

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, Johanna Calabria, a member in good standing of the bar of this Court, hereby move for an Order allowing the admission pro hac vice of

Applicant's Name: Daralyn J. Durie
Firm Name: Durie, Tangri, et al.
Address: 332 Pine Street, Suite 200
City/State/Zip: San Francisco, CA 94104
Phone Number: (415) 362-6666
Fax Number: (415) 236-6300

Daralyn J. Durie is a member in good standing of the Bar of the State of California.

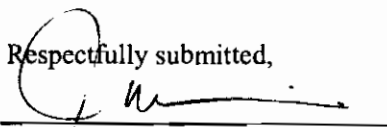
The Author's Guild et al v. Google Inc.

Doc. 77

There are no pending disciplinary proceeding against Daralyn J. Durie in any State or Federal court.

Dated: 4/3/2009
City, State: San Francisco, CA

Respectfully submitted,


Sponsor's
SDNY Bar
Firm Name: Calabria Law Group
Address: 332 Pine Street, Suite 200
City/State/Zip: San Francisco, CA
Phone Number: (415) 362-6666
Fax Number: (415) 236-6300

APR - 8 2009
ORIGINAL

UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK

ORIGINAL

The Authors Guild, Inc., Association of American
Publishers, Inc., Associational Plaintiffs, and
Herbert Mitgang, Betty Miles, Daniel Hoffman,
Paul Dickson, Joseph Goulden, The McGraw-Hill
Companies, Inc., Pearson Education, Inc., Penguin
Group (USA) Inc., Simon & Schuster, Inc., and
John Wiley & Sons, Inc., individually and on
behalf of all others similarly situated,

Plaintiffs,

v.

Google Inc,

Defendant.

No. 05 CV 8136

**AFFIDAVIT OF DARALYN J. DURIE IN SUPPORT OF
MOTION TO ADMIT COUNSEL *PRO HAC VICE***

Daralyn J. Durie declares as follows:

1. I am a partner in Durie Tangri Page Lemley Roberts & Kent LLP, 332 Pine Street, Suite 200, San Francisco, California 94104.
2. I submit this affidavit in support of my motion for admission to practice *pro hac vice* in the above-referenced case.
3. As shown in the Certificate of Good Standing annexed hereto as Exhibit A, I am a member in good standing of the Bar of the State of California.
4. There are no pending disciplinary proceedings against me in any state or federal court.

5. Wherefore, I respectfully request that I be permitted to appear as counsel for Google Inc.

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

Dated: April 1, 2009

San Francisco, California


DARALYN J. DURIE

UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK

ORIGINAL

The Authors Guild, Inc., Association of American
Publishers, Inc., Associational Plaintiffs, and
Herbert Mitgang, Betty Miles, Daniel Hoffman,
Paul Dickson, Joseph Goulden, The McGraw-Hill
Companies, Inc., Pearson Education, Inc., Penguin
Group (USA) Inc., Simon & Schuster, Inc., and
John Wiley & Sons, Inc., individually and on
behalf of all others similarly situated,

Plaintiffs,

v.

Google Inc,

Defendant.

No. 05 CV 8136

**AFFIDAVIT OF JOHANNA CALABRIA IN SUPPORT OF
MOTION TO ADMIT COUNSEL *PRO HAC VICE***

Johanna Calabria, being duly sworn, hereby deposes and says as follows:

1. I am familiar with the proceedings in this case. I make this statement based on my personal knowledge of the facts set forth herein and in support of defendant's motion to admit Daralyn J. Durie as counsel *pro hac vice* to represent Google Inc. in this matter.

2. I am a member in good standing of the bars of New York and California. I was first admitted to practice law in New York in November, 1999. I am also admitted to the bar of the United States District Court for the Southern District of New York, and am in good standing with this Court.

3. I have known Daralyn J. Durie since 2005.

4. I have found Ms. Durie to be a skilled attorney and a person of integrity. She is familiar with federal practice and the Federal Rules of Civil Procedure.

5. Accordingly, I am pleased to move the admission of Daralyn J. Durie, *pro hac vice*.

6. I respectfully submit a proposed order granting the admission of Daralyn J. Durie, *pro hac vice*, which was previously provided to the Court.

WHEREFORE it is respectfully requested that the motion to admit Daralyn J. Durie, *pro hac vice*, to represent Google Inc. in the above captioned matter, be granted.

Dated: 4/1/09
San Francisco, California

Respectfully submitted,



JOHANNA CALABRIA

UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK

The Authors Guild, Inc., Association of American
Publishers, Inc., Associational Plaintiffs, and
Herbert Mitgang, Betty Miles, Daniel Hoffman,
Paul Dickson, Joseph Goulden, The McGraw-Hill
Companies, Inc., Pearson Education, Inc., Penguin
Group (USA) Inc., Simon & Schuster, Inc., and
John Wiley & Sons, Inc., individually and on
behalf of all others similarly situated,

Plaintiffs,

v.

Google Inc,

Defendant.

No. 05 CV 8136

ORIGINAL

[PROPOSED] ORDER FOR ADMISSION PRO HAC VICE

Upon the motion of Johanna Calabria and said sponsor attorney's affidavit in support;

IT IS HEREBY ORDERED that

Daralyn J. Durie
Durie Tangri Page Lemley Roberts & Kent LLP
332 Pine Street
Suite 200
San Francisco, CA 94104
ddurie@durietangri.com

is admitted to practice pro hac vice as counsel for 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.

Dated:

By: _____
DENNY CHIN
UNITED STATES DISTRICT JUDGE



THE STATE BAR OF CALIFORNIA

MEMBER SERVICES CENTER

180 HOWARD STREET, SAN FRANCISCO, CALIFORNIA 94105-1639

TELEPHONE: 888-800-3400

ORIGINAL

March 24, 2009

TO WHOM IT MAY CONCERN:

This is to certify that according to the records of the State Bar, DARALYN JEANNINE DURIE, #169825 was admitted to the practice of law in this state by the Supreme Court of California on February 9, 1994; and has been since that date, 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

A handwritten signature in black ink, appearing to read "S. La Fontaine".

Sima La Fontaine
Custodian of Membership Records

PROOF OF SERVICE

1
2 I am employed in the City and County of San Francisco, State of California in the offices of a
3 member of the bar of this court at whose direction the following service was made. I am over the
4 age of eighteen years and not a party to the within action. My business address is Durie, Tangri,
5 et al, 332 Pine Street, Suite 200, San Francisco, California 94104

6 On April 7, 2009, I served the following documents:

7 **MOTION TO ADMIT COUNSEL PRO HAC VICE; AFFIDAVIT OF**
8 **JOHANNA CALABRIA IN SUPPORT OF MOTION TO ADMIT COUNSEL**
9 **PRO HAC VICE; AFFIDAVIT OF JOSEPH C. GRATZ IN SUPPORT OF**
10 **MOTION TO ADMIT COUNSEL PRO HAC VICE; STATE OF CALIFORNIA-**
11 **NOTICE OF GOOD STANDING; [PROPOSED] ORDER FOR ADMISSION**
12 **PRO HAC VICE**

13 by **FEDERAL EXPRESS** by placing a true and correct copy in a sealed envelope addressed as
14 shown below. I am readily familiar with the practice of Durie, Tangri, et al. for correspondence
15 for delivery by FedEx Corporation. I will deposit the Federal Express envelopes at the Federal
16 Express office, located at 369 Pine Street, San Francisco, CA for overnight delivery.

17 Michael J. Boni, Esq.
18 Boni & Zack LLC
19 15 St. Asaphs Road
20 Bala Cynwyd, PA 19004
21 (610) 822-0200
22 mboni@bonizack.com

Laura Helen Gundersheim, Esq.
Bernstein Litowitz Berger & Grossman LLP
1285 Avenue of the Americas
New York, New York 10019
(212) 554-1463
Laurag@blbglaw.com

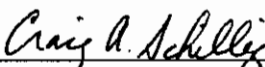
23 Sanford P. Dumain, Esq.
24 Milberg LLP (NYC)
25 One Pennsylvania Plaza
26 New York, New York 10119
27 (212) 594-5300
28 sdumain@milberg.com

Bruce B. Keller, Esq.
Debevoise & Plimpton, LLP (NYC)
919 Third Avenue, 31st Floor
New York, New York 10022
(212) 909-6836
bpkeller@debevoise.com

29 Hadley Perkins Roeltgen, Esq.
30 Kohn, Swift & Graf, P.C.
31 One South Broad Street, Suite 2100
32 Philadelphia, PA 19107
33 (215) 238-1700
34 hroeltgen@kohnschwift.com

35 Executed on April 7, 2009, at San Francisco, California

36 I declare under penalty of perjury under the laws of the State of California that the above is true
37 and correct.

38 
39 _____
40 Craig A. Schillig