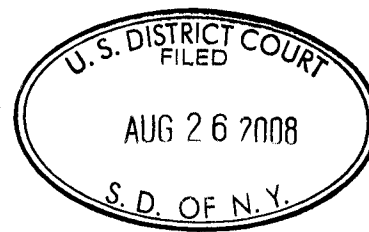


UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK



-----X  
ROBERT BURCK d/b/a THE NAKED COWBOY,

Plaintiff,

08 cv 1330 (DC)

- against -

MARS, INCORPORATED AND  
CHUTE GERDEMAN, INC.,

**MOTION TO ADMIT  
COUNSEL PRO HAC VICE**

Defendants.  
-----X

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, Kevin T. Mulhearn, 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: Ethan N. Halberstadt  
Firm Name: Halberstadt Curley LLC  
Address: 1100 E. Hector Street, Suite 425  
City/State/Zip: Conshohocken, PA 19428  
Phone Number: (610) 834-8819  
Fax Number: (610) 834-8813

Handwritten notes on the left margin: 2, AUG 26 2008, 825, 0161066

Kevin T. Mulhearn is a member in good standing of the Bar of the State of New York.

There are no pending disciplinary proceeding against Ethan N. Halberstadt in any State or Federal Court.

Dated: August 15, 2008  
Orangeburg, NY 10962

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Kevin T. Mulhearn', written over a horizontal line.

Kevin T. Mulhearn (KM 2301)  
Kevin T. Mulhearn, P.C.  
60 Dutch Hill Road, Suite 8  
Orangeburg, NY 10962  
Phone Number: (845) 398-0361  
Fax Number: (845) 398-3836

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X

ROBERT BURCK d/b/a THE NAKED COWBOY,

Plaintiff,

08 cv 1330 (DC)

- against -

MARS, INCORPORATED AND  
CHUTE GERDEMAN, INC.,

**ORDER FOR ADMISSION  
PRO HAC VICE  
ON WRITTEN MOTION**

Defendants.

-----X

Upon the motion of Kevin T. Mulhearn, Esq., attorney for Plaintiff, Robert Burck, and said sponsor attorney's affidavit in support:

Applicant's Name: Ethan N. Halberstadt

Firm Name: Halberstadt Curley LLC

Address: 1100 E. Hector Street, Suite 425

City/State/Zip: Conshohocken, PA 19428

Phone Number: (610) 834-8819

Fax Number: (610) 834-8813

is admitted to practice pro hac vice as counsel for Plaintiff, Robert Burck, 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](http://nysd.uscourts.gov). Counsel shall forward the pro hac vice fee to the Clerk of Court.

Dated: August 15, 2008  
New York, New York

\_\_\_\_\_  
United States District/Magistrate Judge

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X

ROBERT BURCK d/b/a THE NAKED COWBOY,

Plaintiff,

08 cv 1330 (DC)

- against -

MARS, INCORPORATED AND  
CHUTE GERDEMAN, INC.,

**AFFIDAVIT OF KEVIN T.  
MULHEARN IN SUPPORT  
OF MOTION TO ADMIT  
COUNSEL PRO HAC VICE**

Defendants.

-----X

State of New York    )  
                                  )  
County of Rockland    )        ss:

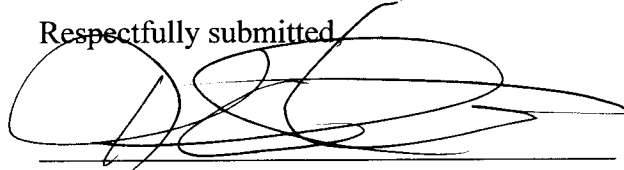
Kevin T. Mulhearn, being duly sworn, hereby deposes and says as follows:

1. I am counsel for Plaintiff in the above captioned action. 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 Plaintiff's motion to admit Ethan N. Halberstadt as counsel pro hac vice to represent Plaintiff in this matter.
2. I am a member in good standing of the Bar of the State of New York and was admitted to practice law in July, 1991. 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 Ethan N. Halberstadt since September, 1987.
4. Ethan N. Halberstadt is an associate of the law firm of Halberstadt Curley, LLC, in Conshohocken, Pennsylvania.
5. I have found Ethan N. Halberstadt to be a skilled attorney and a person of integrity. He is experienced in Federal practice and is familiar with the Federal Rules of Procedure.
6. Accordingly, I am pleased to move the admission of Ethan N. Halberstadt, pro hac vice.
7. I respectfully submit a proposed order granting the admission of Ethan N. Halberstadt, pro hac vice, to represent Plaintiff in the above captioned matter, be granted.

WHEREFORE, it is respectfully requested tat the motion to admit Ethan N. Halberstadt, pro hac vice, to represent Plaintiff in the above captioned matter, be granted.

Dated: August 15, 2008  
Orangeburg, New York

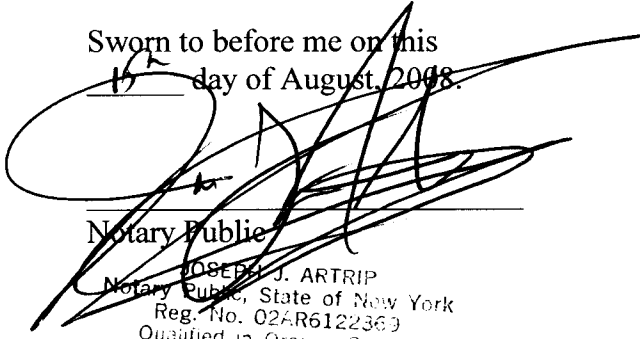
Respectfully submitted,



Kevin T. Mulhearn, Esq.

SDNY Bar Code: KM2301

Sworn to before me on this  
15<sup>th</sup> day of August, 2008.



Notary Public

JOSEPH J. ARTRIP  
Notary Public, State of New York  
Reg. No. 02AR612369  
Qualified in Orange County  
Commission Expires February 7, 2011

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X

ROBERT BURCK d/b/a THE NAKED COWBOY,

Plaintiff,

08 cv 1330 (DC)

- against -

MARS, INCORPORATED AND  
CHUTE GERDEMAN, INC.,

**AFFIDAVIT OF SERVICE**

Defendants.

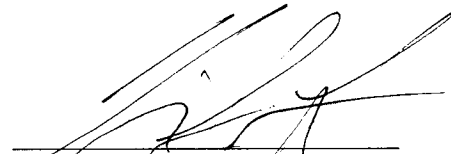
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CHRISTOPHER J. FOY, being duly sworn, deposes and says that:

I am not a party to this action, am over the age of 18 years, and reside in the Town of Ramapo, New York.

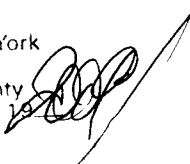
On August 18, 2008, I served a true and accurate copy of the Motion to Admit Ethan N. Halberstadt Pro Hac Vice (with all required supporting documents) upon the following persons at the following address, via priority mail, by depositing same in a United States mail depository:

Joseph R. Price  
Arent Fox, LLP  
1050 Connecticut Ave., N.W.  
Washington D.C. 20036

  
\_\_\_\_\_  
CHRISTOPHER J. FOY

Sworn to before me on  
this 15 day of August, 2008.

  
\_\_\_\_\_  
NOTARY PUBLIC

KEVIN T. MUIH EARN  
Notary Public, State of New York  
No. 02MU5047687  
Qualified in Rockland County  
Commission Expires August 7, 2011  


# Certificate of Good Standing



**United States of America**

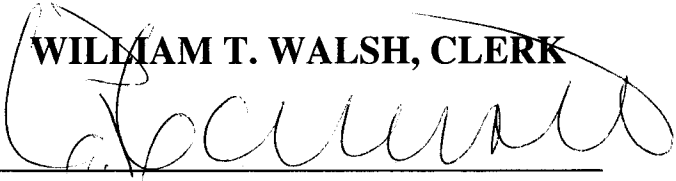
**District of New Jersey**

*I, WILLIAM T. WALSH, Clerk of the United States District Court for the District of New Jersey, do hereby certify that:*

**Ethan N. Halberstadt**

*was duly admitted to practice in said Court as of December 1, 1990, and is in good standing as a member of the Bar of said Court.*

*Dated at Newark, New Jersey  
on: August 6, 2008*

By   
WILLIAM T. WALSH, CLERK  
Carey P. Carlisle, Deputy Clerk

**CERTIFICATE OF GOOD STANDING**

UNITED STATES OF AMERICA

EASTERN DISTRICT OF PENNSYLVANIA



I, Michael E. Kunz, Clerk of the United States District Court for the Eastern District of Pennsylvania,

DO HEREBY CERTIFY That Ethan N. Halberstadt , Bar # 57544, was duly admitted to practice in said Court on April 24, 1990 , and is in good standing as a member of the bar of said Court.

DATED at Philadelphia, Pennsylvania

MICHAEL E. KUNZ

Clerk of Court

on August 5, 2008.

BY

Aida Ayala,

Deputy Clerk

A handwritten signature in cursive script, reading "Aida Ayala", is written over a horizontal line. The signature is positioned to the right of the printed name "Aida Ayala, Deputy Clerk".



