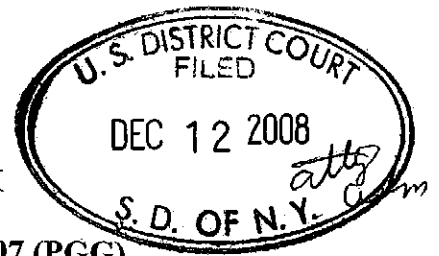


UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK



08 Civ. 10507 (PGG)

NATURAL RESOURCES DEFENSE  
COUNCIL, INC., et al.,

Plaintiffs,

- v. -

U.S. CONSUMER PRODUCT SAFETY  
COMMISSION,

Defendant.

MOTION TO ADMIT COUNSEL  
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, Mitchell S. Bernard, a member in good standing of the bar of this Court, hereby move for an Order allowing the admission pro hac vice of

Aaron S. Colangelo  
Natural Resources Defense Council  
1200 New York Ave., NW, Suite 400  
Washington, D.C. 20005  
Phone: (202) 289-2376  
Fax: (202) 289-1060

Aaron S. Colangelo is a member in good standing of the Bar of the District of Columbia. There is no pending disciplinary proceeding against Aaron S. Colangelo in any State or Federal court.

Dated: December 8<sup>th</sup>, 2008  
New York, NY

Respectfully submitted,

Mitchell S. Bernard  
Mitchell S. Bernard (MB 5823)

DEC 15 2008

925-672339

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK

NATURAL RESOURCES DEFENSE )  
COUNCIL, INC., et al., )  
 )  
Plaintiffs, )  
 )  
v. )  
 )  
UNITED STATES CONSUMER )  
PRODUCT SAFETY COMMISSION, )  
 )  
Defendant. )

08 Civ. 10507 (PGG)

State of New York )  
 ) SS:  
County of New York )

**Affidavit of Mitchell S. Bernard in Support of Motion  
to Admit Counsel Pro Hac Vice**

Mitchell S. Bernard, being duly sworn, deposes and says:

1. I am Litigation Director of the Natural Resources Defense Council (NRDC), and am counsel for Plaintiff in this action. I am familiar with all proceedings in the case. I make this statement based on personal knowledge of the facts set forth herein, and in support of Plaintiff's motion to admit my colleague Aaron Colangelo 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 May 1980. 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.

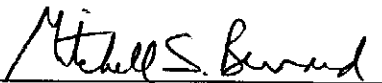
3. I have known Aaron Colangelo since 2003. He is an attorney in the Washington, D.C. office of NRDC. I know Mr. Colangelo to be a skilled attorney and a person of integrity. He is an experienced federal practitioner and is familiar with the Federal Rules of Civil Procedure.

4. I move the admission of Aaron Colangelo, pro hac vice, and submit, as Exhibit A attached hereto, a proposed order to that effect.

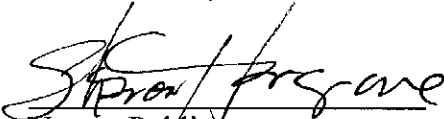
WHEREFORE, it is respectfully requested that the Court grant the motion to admit Aaron Colangelo, pro hac vice.

Dated: New York, New York  
December 8, 2008

Respectfully submitted,

  
\_\_\_\_\_  
Mitchell S. Bernard (MB 5823)

Signed before me this 8<sup>th</sup> day  
Of December, 2008

  
\_\_\_\_\_  
Notary Public

**SHARON HANGROVE**  
Notary Public, State of New York  
No. 01HA6150963  
Qualified in New York County  
Commission Expires Aug 7, 2010



District of Columbia Court of Appeals  
Committee on Admissions  
500 Indiana Avenue, N.W. — Room 4200  
Washington, D. C. 20001  
202 / 879-2710

I, GARLAND PINKSTON, JR., Clerk of the District of Columbia Court of Appeals, do hereby certify that

AARON S. COLANGELO

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was on the 10<sup>TH</sup> day of JULY, 2000

duly qualified and admitted as an attorney and counselor and entitled to practice before this Court and is, on the date indicated below, an active member in good standing of this Bar.

In Testimony Whereof, I have hereunto subscribed my name and affixed the seal of this Court at the City of Washington, D.C., on December 8, 2008.

GARLAND PINKSTON, JR., CLERK

By: *M. Charles*  
Deputy Clerk

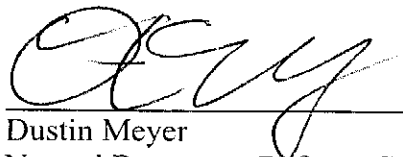
**CERTIFICATE OF SERVICE**

I hereby certify that I caused to be served a true and correct copy of **Plaintiffs' Motion to Admit Counsel Pro Hac Vice, Affidavit of Mitchell S. Bernard in Support of Motion to Admit Counsel Pro Hac Vice, Certificate of Good Standing, and Proposed Order for Admission Pro Hac Vice on Written Motion** on the following Counsel, by first-class mail, on this date, December 10, 2008.

Attorney General Michael Mukasey  
U.S. Department of Justice  
950 Pennsylvania Avenue, NW  
Washington, DC 20530-0001

Civil Process Clerk  
U.S. Attorney for the Southern District of New York  
Civil Division  
86 Chambers Street  
New York City, NY 10007

Cheryl Falvey  
General Counsel  
U.S. Consumer Product Safety Commission  
4330 East West Highway  
Bethesda, MD 20814



Dustin Meyer

Natural Resources Defense Council

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

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NATURAL RESOURCES                      Plaintiff,  
DEFENSE COUNCIL, INC., et al,

8    cv 10507    (PGG)

- against -

U.S. CONSUMER PRODUCT              Defendant.  
SAFETY COMMISSION,

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

Upon the motion of Mitchell S. Bernard attorney for Natural Resources Defense Council  
and said sponsor attorney's affidavit in support;

**IT IS HEREBY ORDERED** that

Applicant's Name:    Aaron S. Colangelo  
Firm Name:            Natural Resources Defense Council  
Address:                1200 New York Ave, NW, Suite 400  
City/State/Zip:        Washington, DC 20005  
Telephone/Fax:        (202) 289-2376  
Email Address:        acolangelo@nrdc.org

is admitted to practice pro hac vice as counsel for Natural Resources Defense Council 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:  
City, State:

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