

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

SHEPARD FAIREY and OBEY GIANT ART, INC.,

Plaintiffs,

v.

THE ASSOCIATED PRESS,

Defendant and Counterclaim Plaintiff,

v.

SHEPARD FAIREY, OBEY GIANT ART, INC.,  
OBEY GIANT LLC, STUDIO NUMBER ONE, INC.,  
and ONE 3 TWO, INC. (d/b/a OBEY CLOTHING)

Counterclaim Defendants.

And

MANNIE GARCIA,

Defendant, Counterclaim Plaintiff and  
Cross-claim Plaintiff/Defendant,

v.

SHEPARD FAIREY and OBEY GIANT ART, INC.,

Counterclaim Defendants.

And

THE ASSOCIATED PRESS,

Cross-claim Plaintiff/Defendant.

No. 09 Civ. 1123 (AKH)

**MOTION TO ADMIT  
COUNSEL PRO HA  
VICE**

FILED  
U.S. DISTRICT COURT  
2009 DEC -1 AM 11:04  
S.D. OF N.Y.

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, Theresa Trzaskoma, a

DEC 01 2009

928-70755

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

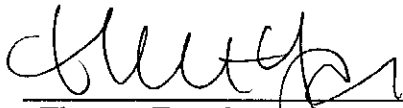
Applicant's Name: Jeanne A. Fugate  
Firm Name: Caldwell Leslie & Proctor, P.C.  
Address: 1000 Wilshire Boulevard, Suite 600  
City/State/Zip: Los Angeles, CA 90017  
Phone Number: (213) 629-9040  
Fax Number: (213) 629-9022

Jeanne A. Fugate is a member in good standing of the Bar of the State of California.

There are no pending disciplinary proceedings against Jeanne A. Fugate in any State or Federal Court.

Dated: New York, New York  
December 1, 2009

Respectfully submitted,

By:   
Theresa Trzaskoma (TT 4175)  
BRUNE & RICHARD LLP  
80 Broad Street  
New York, New York 10004  
Tel.: (212) 668-1900  
Fax: (212) 668-0315  
ttrzaskoma@bruneandrichard.com

*Counsel for Counterclaim Defendant  
One 3 Two, Inc. d/b/a Obey Clothing*

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

SHEPARD FAIREY and OBEY GIANT ART, INC.,

Plaintiffs,

v.

THE ASSOCIATED PRESS,

Defendant and Counterclaim Plaintiff,

v.

SHEPARD FAIREY, OBEY GIANT ART, INC.,  
OBEY GIANT LLC, STUDIO NUMBER ONE, INC.,  
and ONE 3 TWO, INC. (d/b/a OBEY CLOTHING)

Counterclaim Defendants.

And

MANNIE GARCIA,

Defendant, Counterclaim Plaintiff and  
Cross-claim Plaintiff/Defendant,

v.

SHEPARD FAIREY and OBEY GIANT ART, INC.,

Counterclaim Defendants.

And

THE ASSOCIATED PRESS,

Cross-claim Plaintiff/Defendant.

No. 09 Civ. 1123 (AKH)

**DECLARATION OF  
THERESA TRZASKOMA  
IN SUPPORT OF  
MOTION TO ADMIT  
COUNSEL PRO HAC  
VICE**

Theresa Trzaskoma, an attorney duly admitted to practice before the Bar of this Court,  
hereby declares under penalty of perjury:

1. I am a partner at the law firm of Brune & Richard LLP, counsel for Counterclaim Defendant One 3 Two, Inc. d/b/a Obey Clothing (“One 3 Two”) in the above captioned action. I am familiar with the proceedings in this case. I make this statement based upon my personal knowledge of the facts set forth herein and in support of Counterclaim Defendant One 3 Two’s motion to admit Jeanne A. Fugate as counsel pro hac vice to represent Counterclaim Defendant One 3 Two 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 1999. I am also admitted to the bar of the United States for the Southern District of New York and am in good standing with this Court.

3. I have known Jeanne A. Fugate since 2008.

4. Ms. Fugate is an attorney at Caldwell Leslie & Proctor P.C., in Los Angeles, California.

5. I have found Ms. Fugate to be a skilled attorney and a person of integrity. She is experienced in Federal practice and is familiar with the Federal Rules of Procedure.

6. Accordingly, I am pleased to move the admission of Jeanne A. Fugate, pro hac vice.

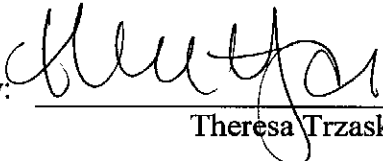
7. I respectfully submit a proposed order granting the admission of Jeanne A. Fugate pro hac vice, which is attached hereto as Exhibit A.

WHEREFORE it is respectfully requested that the motion to admit Jeanne A. Fugate, pro hac vice, to represent Counterclaim Defendant One 3 Two in the above captioned matter, be granted.

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

Dated: New York, New York  
December 1, 2009

Respectfully submitted,

By:   
\_\_\_\_\_  
Theresa Trzaskoma

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

SHEPARD FAIREY and OBEY GIANT ART, INC.,

Plaintiffs,

v.

THE ASSOCIATED PRESS,

Defendant and Counterclaim Plaintiff,

v.

SHEPARD FAIREY, OBEY GIANT ART, INC.,  
OBEY GIANT LLC, STUDIO NUMBER ONE, INC.,  
and ONE 3 TWO, INC. (d/b/a OBEY CLOTHING)

Counterclaim Defendants.

And

MANNIE GARCIA,

Defendant, Counterclaim Plaintiff and  
Cross-claim Plaintiff/Defendant,

v.

SHEPARD FAIREY and OBEY GIANT ART, INC.,

Counterclaim Defendants.

And

THE ASSOCIATED PRESS,

Cross-claim Plaintiff/Defendant.

No. 09 Civ. 1123 (AKH)

**[PROPOSED] ORDER  
FOR ADMISSION PRO  
HAC VICE ON  
WRITTEN MOTION**

Upon the motion of Theresa Trzaskoma, attorney for Counterclaim Defendants One 3  
Two, Inc. (d/b/a Obey Clothing) and said sponsor attorney's affidavit in support:

IT IS HEREBY ORDERED that

Jeanne A. Fugate, Caldwell Leslie & Proctor, P.C., 1000 Wilshire Boulevard, Suite 600, Los Angeles, CA 90017 is admitted to practice pro hac vice as counsel for Counterclaim Defendant One 3 Two, Inc. (d/b/a Obey Clothing) 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 the Court.

Dated: New York, New York  
December 1, 2009

By: \_\_\_\_\_

Honorable Alvin K. Hellerstein  
United States District Court Judge



**THE STATE BAR  
OF CALIFORNIA**

**MEMBER SERVICES CENTER**

180 HOWARD STREET, SAN FRANCISCO, CALIFORNIA 94105-1639

TELEPHONE: 888-800-3400

**CERTIFICATE OF STANDING**

November 6, 2009

TO WHOM IT MAY CONCERN:

This is to certify that according to the records of the State Bar, JEANNE ADELE FUGATE, #236341 was admitted to the practice of law in this state by the Supreme Court of California on June 1, 2005; 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



UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

SHEPARD FAIREY and OBEY GIANT ART, INC.,

Plaintiffs,

v.

THE ASSOCIATED PRESS,

Defendant and Counterclaim Plaintiff,

v.

SHEPARD FAIREY, OBEY GIANT ART, INC.,  
OBEY GIANT LLC, STUDIO NUMBER ONE, INC.,  
and ONE 3 TWO, INC. (d/b/a OBEY CLOTHING)

Counterclaim Defendants.

And

MANNIE GARCIA,

Defendant, Counterclaim Plaintiff and  
Cross-claim Plaintiff/Defendant,

v.

SHEPARD FAIREY and OBEY GIANT ART, INC.,

Counterclaim Defendants.

And

THE ASSOCIATED PRESS,

Cross-claim Plaintiff/Defendant.

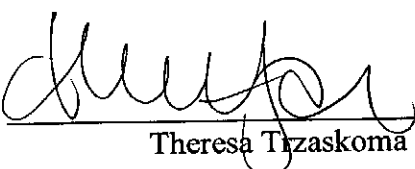
No. 09 Civ. 1123 (AKH)

**CERTIFICATE OF SERVICE**

I, Theresa Trzaskoma, hereby certify that on the 1<sup>st</sup> day of December, 2009, I caused true and correct copies of the following documents to be served via Federal Express upon the persons listed on the attached Service List:

1. Motion to Admit Counsel Pro Hac Vice (re: Jeanne A. Fugate);
  2. Motion to Admit Counsel Pro Hac Vice (re: Laurie C. Martindale);
  3. Motion to Admit Counsel Pro Hac Vice (re: Robyn C. Crowther);
  4. Affidavit of Theresa Trzaskoma in Support of Motion to Admit Counsel Pro Hac Vice (re: Jeanne A. Fugate);
  5. Affidavit of Theresa Trzaskoma in Support of Motion to Admit Counsel Pro Hac Vice (re: Laurie C. Martindale);
  6. Affidavit of Theresa Trzaskoma in Support of Motion to Admit Counsel Pro Hac Vice (re: Robyn C. Crowther);
  7. Order for Admission Pro Hac Vice on Written Motion (re: Jeanne A. Fugate);
  8. Order for Admission Pro Hac Vice on Written Motion (re: Laurie C. Martindale);
- and
9. Order for Admission Pro Hac Vice on Written Motion (re: Robyn C. Crowther)

Dated: December 1, 2009  
New York, New York

By:   
Theresa Trzaskoma

*(Counterclaim Defendants)*