

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF NORTH CAROLINA
CIVIL ACTION NUMBER 1:08-CV-119

EDWARD CARRINGTON, CASEY J. CARROLL,
MICHAEL P. CATALINO, GALE CATALINO,
THOMAS V. CLUTE, KEVIN COLEMAN,
JOSHUA R. COVELESKI, EDWARD J. CROTTY,
EDWARD S. DOUGLAS, KYLE DOWD,
PATRICIA DOWD, DANIEL FLANNERY,
RICHARD GIBBS FOGARTY, ZACHARY
GREER, IRENE GREER, ERIK S. HENKELMAN,
STEVEN W. HENKELMAN, JOHN E. JENNISON,
BEN KOESTERER, MARK KOESTERER, JOYCE
KOESTERER, FRED KROM, PETER J. LAMADE,
ADAM LANGLEY, CHRISTOPHER LOFTUS,
DANIEL LOFTUS, BARBARA LOFTUS,
ANTHONY MCDEVITT, GLENN NICK,
NICHOLAS O'HARA, LYNND A O'HARA,
DANIEL OPPEDISANO, SAM PAYTON, JOHN
BRADLEY ROSS, KENNETH SAUER, III, STEVE
SCHOEFFEL, ROBERT SCHROEDER, DEVON
SHERWOOD, DANIEL THEODORIDIS, BRET
THOMPSON, CHRISTOPHER TKAC, TRACY
TKAC, JOHN WALSH, JR., MICHAEL WARD,
ROBERT H. WELLINGTON, IV, WILLIAM
WOLCOTT, MICHAEL YOUNG,

Plaintiffs,

v.

DUKE UNIVERSITY, DUKE UNIVERSITY
HEALTH SYSTEM, INC., RICHARD
BRODHEAD, PETER LANGE, LARRY MONETA,
JOHN BURNES, TALLMAN TRASK, SUZANNE
WASIOLEK, MATTHEW DRUMMOND, AARON
GRAVES, ROBERT DEAN, TARA LEVICY,
THERESA ARICO, J. WESLEY COVINGTON,
KATE HENDRICKS, VICTOR DZAU, CITY OF
DURHAM, LINWOOD WILSON, MARK

NOTICE OF SPECIAL
APPEARANCES OF
WILLIAM F. LEE, JAMIE
GORELICK, PAUL R.Q.
WOLFSON, AND JENNIFER
M. O'CONNOR

GOTTLIEB, BENJAMIN HIMAN, PATRICK
BAKER, STEVEN CHALMERS, RONALD
HODGE, LEE RUSS, STEPHEN MIHAICH,
BEVERLY COUNCIL, JEFF LAMB, MICHAEL
RIPBERGER, AND DAVID ADDISON

Defendants.

**NOTICE OF SPECIAL APPEARANCES OF WILLIAM F. LEE, JAMIE
GORELICK, PAUL R.Q. WOLFSON, AND JENNIFER M. O'CONNOR**

Pursuant to Local Rule 83.1, please take notice of the special appearances of William F. Lee, Jamie Gorelick, Paul R.Q. Wolfson, and Jennifer M. O'Connor, of Wilmer Cutler Pickering Hale and Dorr LLP, as counsel of record for Defendants Duke University Health System, Inc., Richard Brodhead, Peter Lange, Larry Moneta, John Burness, Tallman Trask, Suzanne Wasiolek, Matthew Drummond, Aaron Graves, Robert Dean, Tara Levicy, Theresa Arico, Kate Hendricks, and Victor Dzau in the above-captioned civil action.

Mr. Lee certifies that he is an active member in good standing of the bars of the State of Massachusetts, the United States Supreme Court, the United States Court of Appeals for the Fourth Circuit, the United States Court of Appeals for the Federal Circuit, the United States Court of Appeals for the First Circuit, the United States Court of Appeals for the Seventh Circuit, the United States District Court for the District of Massachusetts, the United States District Court for the Northern District of New York, the United States District Court for the Eastern District of Wisconsin, and the United States District Court for the Northern District of California.. Mr. Lee further certifies that he understands that by entering an appearance he is responsible for ensuring the presence

of an attorney who is familiar with the case and has authority to control the litigation at all conferences, hearings, trials and other proceedings. Mr. Lee still further certifies that he submits to the disciplinary jurisdiction of the court for any misconduct in connection with the above-captioned civil action for which he is specially appearing.

Ms. Gorelick certifies that she is an active member in good standing of the bars of the District of Columbia; the State of New York; the United States Supreme Court; the United States Courts of Appeals for the District of Columbia, the Second Circuit, the Third Circuit, the Fourth Circuit, the Fifth Circuit, and the Federal Circuit; the United States District Courts for the District of Columbia and the District of Maryland, as well as other courts. Ms. Gorelick further certifies that she understands that by entering an appearance she is responsible for ensuring the presence of an attorney who is familiar with the case and has authority to control the litigation at all conferences, hearings, trials and other proceedings. Ms. Gorelick still further certifies that she submits to the disciplinary jurisdiction of the court for any misconduct in connection with the above-captioned civil action for which she is specially appearing.

Mr. Wolfson certifies that he is an active member in good standing of the bars of the District of Columbia, the United States Supreme Court, the United States Court of Appeals for the District of Columbia Circuit, the United States Court of Appeals for the Federal Circuit, the United States Court of Military Appeals, the United States Court of Appeals for the Second Circuit, the United States Court of Appeals for the Third Circuit, the United States Court of Appeals for the Fourth Circuit, the United States Court of

Appeals for the Fifth Circuit, the United States Court of Appeals for the Sixth Circuit, the United States Court of Appeals for the Eighth Circuit, the United States District Court for the District of Columbia, and the United States District Court for the Eastern District of Michigan. Mr. Wolfson further certifies that he understands that by entering an appearance he is responsible for ensuring the presence of an attorney who is familiar with the case and has authority to control the litigation at all conferences, hearings, trials and other proceedings. Mr. Wolfson still further certifies that he submits to the disciplinary jurisdiction of the court for any misconduct in connection with the above-captioned civil action for which he is specially appearing.

Ms. O'Connor certifies that she is an active member in good standing of the bars of the District of Columbia, the State of New York, the United States Court of Appeals for the Fourth Circuit, the United States Court of Appeals for the District of Columbia Circuit, the United States Court of Appeals for the Ninth Circuit, the United States Court of Appeals for the Tenth Circuit, the United States Court of Federal Claims, the United States District Court for the District of Columbia, the United States District Court for the Southern District of New York, and the United States District Court for the Eastern District of New York. Ms. O'Connor further certifies that she understands that by entering an appearance she is responsible for ensuring the presence of an attorney who is familiar with the case and has authority to control the litigation at all conferences, hearings, trials and other proceedings. Ms. O'Connor still further certifies that she

submits to the disciplinary jurisdiction of the court for any misconduct in connection with the above-captioned civil action for which she is specially appearing.

As to Defendants Richard Brodhead, Peter Lange, Larry Moneta, John Burness, Tallman Trask, Suzanne Wasiolek, Matthew Drummond, Aaron Graves, Robert Dean, Kate Hendricks, and Victor Dzau, Mr. Cowan, Ms. Wells, and Mr. Harrell certify that they remain responsible to this court for the conduct of the litigation and acknowledge that one of them must sign all pleadings and papers, except for certificates of service. Mr. Cowan, Ms. Wells, and Mr. Harrell further certify that one of them will be present during pretrial conferences, potentially dispositive proceedings, and at trial.

As to Defendants Duke University Health System, Inc., Tara Levicy, and Theresa Arico, Mr. McLamb certifies that he remains responsible to this court for the conduct of the litigation and acknowledge that one of them must sign all pleadings and papers, except for certificates of service. Mr. McLamb further certifies that he will be present during pretrial conferences, potentially dispositive proceedings, and at trial.

This 6th day of March 2008.

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Arico

CERTIFICATE OF SERVICE

I hereby certify that on the 6th day of March, 2008, I electronically filed the foregoing Notice of Appearance with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:

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As of the date of this filing, no attorney has made an appearance on behalf of any of the following Defendants. I hereby certify that I served the following Defendants by U.S. Mail:

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As of the date of this filing, no attorney has made an appearance on behalf of any of the following Defendants, and I have not been able to determine an address whereby service may be had on them:

Steven Chalmers

This 6th day of March 2008.

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