

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF NORTH CAROLINA
DURHAM DIVISION

DUKE UNIVERSITY AND DUKE)
UNIVERSITY HEALTH SYSTEM, INC.,)

Plaintiff,)

v.)

NATIONAL UNION FIRE INSURANCE)
COMPANY OF PITTSBURGH, PA,)

Civil Action No. 1:08-CV-0854

Defendant and Third-Party Plaintiff,)

v.)

UNITED EDUCATORS INSURANCE,)
A RECIPROCAL RISK RETENTION GROUP,)

Third-Party Defendant.)

NOTICE OF APPEARANCE

Pursuant to Local Rule 83.1, MDNC, Clifton S. Elgarten of Crowell & Moring LLP, 1001 Pennsylvania Avenue, Washington, D.C. 20004, appears as counsel for Defendant United Educators Insurance, a Reciprocal Risk Retention Group, in the above-captioned lawsuit. Mr. Elgarten is a member in good standing of the bar of the District of Columbia. Mr. Elgarten and the firm of Crowell & Moring, LLP appear in association with James K. Dorsett, III, NC State Bar No. 7695, and Kirk Alan Parry, NC State Bar No. 31343, of the law firm Smith, Anderson, Blount, Dorsett, Mitchell & Jernigan, L.L.P., P.O. Box 2611, Raleigh, North Carolina 27602-2611.

This the 3rd day of March, 2009.

SMITH, ANDERSON, BLOUNT, DORSETT,
MITCHELL, & JERNIGAN, L.L.P.

/s/ K. Alan Parry

James K. Dorsett, III

NC Bar No. 7695

jdorsett@smithlaw.com

K. Alan Parry

NC Bar No. 31343

aparry@smithlaw.com

Post Office Box 2611

Raleigh, North Carolina 27602-2611

Telephone: (919) 821-1220

Facsimile: (919) 821-6800

Attorneys for Third-Party Defendant

CROWELL & MORING, LLP

/s/ Clifton S. Elgarten

Elaine Panagakos

EPanagakos@crowell.com

Michael T. Carolan

MCarolan@crowell.com

Kathryn A. Underhill

KUnderhill@crowell.com

Clifton S. Elgarten

CElgarten@crowell.com

Crowell & Moring LLP

1001 Pennsylvania Avenue

Washington, DC 20004

Telephone: (202) 624-2876

Facsimile: (202) 628-5116

Attorneys for Third-Party Defendant

CERTIFICATE OF SERVICE

The undersigned attorney hereby certifies that a copy of the foregoing document was served on the following parties to this action by electronic filing and/or by depositing a copy of the same in the United States Mail postage prepaid and addressed to:

David S. Coats
dcoats@bdixon.com
J.T. Crook
jcrook@bdixon.com
Bailey & Dixon
Attorneys for Defendant
P. O. Box 1351
Raleigh, North Carolina 27602

Gregg E. McDougal
gmcDougal@kilpatrickStockton.com
Betsy Cooke
bcooke@kilpatrickstockton.com
Kilpatrick Stock, LLP
3737 Glenwood Ave., Suite 400
Raleigh, NC 27612

Jerold Oshinsky
Jonathan M. Cohen
Ariel Shapiro
1100 New York Ave., N.W., Suite 700
Washington, D.C. 20005

This the 3rd day of March, 2009.

/s/ K. Alan Parry