

FILED-CLERK -1-4688
U.S. DISTRICT COURT
Revised: 1/24/07
2009 NOV 17 AM 8:26
EASTERN-MARSHALL

Appendix K

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TEXAS
Marshall DIVISION
APPLICATION TO APPEAR PRO HAC VICE

- 1. This application is being made for the following: Case #2:09-cv-102 BY _____
Style: ACTUS, LLC, v. Bank of America Corp., et al
- 2. Applicant is representing the following party/ies: M&I Bank
- 3. Applicant was admitted to practice in VA (state) on 10/29/2007(date).
- 4. Applicant is in good standing and is otherwise eligible to practice law before this court.
- 5. Applicant is not currently suspended or disbarred in any other court
- 6. Applicant has has not had an application for admission to practice before another court denied (please circle appropriate language). If so, give complete information on a separate page
- 7. Applicant has has not ever had the privilege to practice before another court suspended (please circle). If so, give complete information on a separate page
- 8. Applicant has has not been disciplined by a court or Bar Association or committee thereof that would reflect unfavorably upon applicant's conduct, competency or fitness as a member of the Bar (please circle). If so, give complete information on a separate page
- 9. Describe in detail on a separate page any charges, arrests or convictions for criminal offense(s) filed against you. Omit minor traffic offenses.
- 10. There are no pending grievances or criminal matters pending against the applicant.
- 11. Applicant has been admitted to practice in the following courts:
District of Columbia Court of Appeals; Supreme Court of Virginia
- 12. Applicant has read and will comply with the Local Rules of the Eastern District of Texas, including Rule AT-3, the "Standards of Practice to be Observed by Attorneys."
- 13. Applicant has included the requisite \$25 fee (see Local Rule AT-1(d)).
- 14. Applicant understands that he/she is being admitted for the limited purpose of appearing in the case specified above only.

Application Oath:

I, Scott M. Border do solemnly swear (or affirm) that the above information is true; that I will discharge the duties of attorney and counselor of this court faithfully; that I will demean myself uprightly under the law and the highest ethics of our profession; and that I will support and defend the Constitution of the United States.

Date 11/9/09 Signature SMR

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TEXAS
APPLICATION TO APPEAR PRO HAC VICE (Continued)**

Name (please print) Scott M. Border

State Bar Number 74697

Firm Name: Arnold & Porter LLP

Address/P.O. Box: 555 Twelfth St., NW

City/State/Zip: Washington, DC 20004

Telephone #: 202-942-5541

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E-mail Address: scott.border@aporter.com

Secondary E-Mail Address: brian.ribblett@aporter.com

Applicant is authorized to enter an appearance as counsel for the party/parties listed above. This

application has been approved for the court on:

DAVID J. MALAND, CLERK

David J. Maland, Clerk

U.S. District Court, Eastern District of Texas

By

C. Hinton

Deputy Clerk