

Appendix K

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF TEXAS

Revised: 1/24/07

FILED-CLERK  
U.S. DISTRICT COURT  
NOV 17 2009

Marshall DIVISION  
APPLICATION TO APPEAR PRO HAC VICE

NOV 17 AM 8:26

IX EASTERN-MARSHALL

1. This application is being made for the following: Case #2:09-cv-102  
Style: ACTUS, LLC, v. Bank of America Corp., et al BY \_\_\_\_\_.
2. Applicant is representing the following party/ies: M&I Bank.
3. Applicant was admitted to practice in Texas (state) on 11/02/2001 (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
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, Matthew N. Bathon 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 10.23.2009 Signature Matthew N. Bathon

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

Name (please print) Matthew N. Bathon

State Bar Number 24031850

Firm Name: Arnold & Porter LLP

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

City/State/Zip: Washington, DC 20004

Telephone #: 202-942-6395

Fax #: 202-942-5999

E-mail Address: matthew.bathon@aporter.com

Secondary E-Mail Address: monique.nixon@aporter.com

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

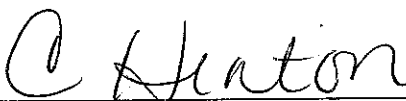
application has been approved for the court on:

**DAVID J. MALAND, CLERK**

\_\_\_\_\_  
David J. Maland, Clerk

U.S. District Court, Eastern District of Texas

By



Deputy Clerk