

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

THE FEDERAL DEPOSIT INSURANCE  
CORPORATION, as RECEIVER of WASHINGTON  
MUTUAL BANK,

Case Number 2:11-cv-00459

Plaintiff,

APPLICATION FOR LEAVE TO APPEAR PRO  
HAC VICE

v.

KERRY K. KILLINGER, STEPHEN J. ROTELLA,  
DAVID C. SCHNEIDER, LINDA C. KILLINGER, and  
ESTHER T. ROTELLA,

Defendants.

Pursuant to Local General Rule 2(d) of the United States District Court for the Western District of Washington, Barry S. Rosen hereby applies for permission to appear and participate as counsel in the above entitled action on behalf of the following party or parties:

THE FEDERAL DEPOSIT INSURANCE CORPORATION, as RECEIVER  
of WASHINGTON MUTUAL BANK

The particular need for my appearance and participation is:

I have particular familiarity with the issues in the case and am counsel for FDIC on a similar matter.

I, Barry S. Rosen understand that I am charged with knowing and complying with all applicable local rules;

I have not been disbarred or formally censured by a court of record or by a state bar association; and there are not disciplinary proceedings against me.

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

Date: 3/17/2011 Signature of Applicant: s/ Barry S. Rosen

Pro Hac Vice Attorney  
Applicant's Name

Law Firm Name:

Street Address 1:

Address Line 2:

City:  State:  Zip:

Phone Number w/Area Code  Bar #  State

Applicant E-mail Address:  Secondary E-mail Address:

**STATEMENT OF LOCAL COUNSEL**

I am authorized and will be prepared to handle this matter, including trial, in the event the applicant Barry S. Rosen is unable to be present upon any date assigned by the court.

Date: 3/17/2011 Signature of Local Counsel: s/ Walter E. Barton

Local Counsel's Name

Law Firm Name:

Street Address 1:

Address Line 2:

City:  State:  Zip:

Phone Number w/Area Code



### Electronic Case Filing Agreement

By submitting this form, the undersigned understands and agrees to the following:

1. The CM/ECF system is to be used for filing and reviewing electronic documents, docket sheets, and notices.
2. The password issued to you by the court, combined with your login, serves as your signature under Federal Rule of Civil Procedure 11. Therefore, you are responsible for protecting and securing this password against unauthorized use.
3. If you have any reason to suspect that your password has been compromised in any way, you are responsible for immediately notifying the court. Members of the court's systems staff will assess the risk and advise you accordingly.
4. By signing this Registration Form, you consent to receive notice electronically, and to waive your right to receive notice by personal service or first class mail pursuant to Federal Rule of Civil Procedure 5(b)(2)(C), except with regard to service of a complaint and summons. This provision does include electronic notice of the entry of an order or judgment.
5. You will continue to access court information via the Western District of Washington's internet site or through the Public Access to Court Electronic Records (PACER) system. You will continue to need a PACER login, in addition to the court-issued password. You can register for PACER at their web site: <http://pacer.psc.uscourts.gov>.
6. By this registration, the undersigned agrees to abide by the rules and regulations in the most recent General Order, the Electronic Filing Procedures developed by the Clerk's Office, and any changes or additions that may be made to such administrative procedures in the future.

s/ Barry S. Rosen  
**Signature** (use an "s/" and type your name)

3/17/2011  
**Date Signed**