

IN THE CIRCUIT COURT OF THE SIXTH JUDICIAL CIRCUIT  
IN AND FOR PASCO COUNTY, FLORIDA  
CIVIL DIVISION

----- X  
OFFICE OF THE ATTORNEY GENERAL,  
DEPARTMENT OF LEGAL AFFAIRS, STATE  
OF FLORIDA,  
  
Plaintiff,  
  
-against-  
  
BOTFLY L.L.C., DAVID R. LEWALSKI, and  
JON J. HAMMILL,  
  
Defendants.  
----- X

Case No. 51-2010-CA-2912-WS/G

**VERIFIED MOTION FOR ADMISSION TO APPEAR PRO HAC  
VICE PURSUANT TO FLORIDA RULE OF JUDICIAL ADMINISTRATION 2.510**

Comes now Craig Carpenito, Movant herein, and respectfully represents the following:

1. Movant resides in Manalapan, New Jersey. Movant is not a resident of the State of Florida.
2. Movant is an attorney and a member of the law firm of Alston & Bird LLP, with offices at 90 Park Avenue, New York, New York 10016, Telephone number: (212) 210-9400.
3. Movant has been retained personally or as a member of the above named law firm in July 2010, by Defendants David R, Lewalski and Botfly L.L.C. to provide legal representation in connection with the above-styled matter now pending before the above-named court in the State of Florida.
4. Movant is an active member in good standing and currently eligible to practice law in the following jurisdictions:


<u>Jurisdiction</u>	<u>Attorney/Bar Number</u>
State of New York	3969375
State of New Jersey	027102000
District of New Jersey	
Southern District of New York	
Eastern District of New York	

**AUG 27 2010**

5. There are no disciplinary proceedings pending against Movant.
6. Within the past five (5) years, Movant has not been subject to any disciplinary proceedings.
7. Movant has never been subject to any suspension proceedings.
8. Movant has never been subject to any disbarment proceedings.
9. Movant, either by resignation, withdrawal, or otherwise, never has terminated or attempted to terminate Movant's office as an attorney in order to avoid administrative, disciplinary, disbarment, or suspension proceedings.
10. Movant is not an inactive member of The Florida Bar.
11. Movant is not now a member of The Florida Bar.
12. Movant is not a suspended member of The Florida Bar.
13. Movant is not a disbarred member of The Florida Bar nor has Movant received a disciplinary resignation from The Florida Bar.
14. Movant has not previously been disciplined or held in contempt by reason of misconduct committed while engaged in representation pursuant to Florida Rule of Judicial Administration 2.510.
15. Movant has not filed motions(s) to appear as counsel in Florida state courts during the past five (5) years.
16. Local counsel of record associated with Movant in this matter is Erik R. Matheney, Florida Bar Number 0005411, and the law offices of Hill Ward & Henderson, P.A., P.O. Box 2231, Tampa, Florida 33601, Telephone Number (813) 221-3900. Mr. Matheney is an active member in good standing of The Florida Bar.
17. Movant has read the applicable provisions of the Florida Rule of Judicial Administration 2.510 and Rule 1-3.10 of the Rules Regulating The Florida Bar and certifies that this verified motion complies with those rules.
18. Movant agrees to comply with the provisions of the Florida Rules of Professional Conduct and consents to the jurisdiction of the courts and the Bar of the State of Florida.

WHEREFORE, Movant respectfully requests permission to appear in this court for this cause only.

DATED this 24<sup>th</sup> day of August, 2010.

  
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Craig Carpenito  
ALSTON & BIRD LLP  
90 Park Avenue  
New York, New York 10016  
Tel: (212) 210-9400

STATE OF NEW YORK

COUNTY OF NEW YORK


I, Craig Carpenito, do hereby swear or affirm under penalty of perjury that I am the Movant in the above-styled matter; that I have read the foregoing Motion and know the contents thereof, and the contents are true of my own knowledge and belief.

  
\_\_\_\_\_  
Movant

I hereby consent to be associated as local counsel of record in this cause pursuant to Florida Rule of Judicial Administration 2.510.

DATED this 26<sup>th</sup> day of August, 2010.

  
\_\_\_\_\_  
Local Counsel of Record

Erik R. Matheney  
HILL WARD & HENDERSON P.A.  
P.O. Box 2231  
Tampa, Florida 33601-2231  
(813) 221-3900  
Florida Bar Number: ~~869174~~ 0005411 

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing motion was furnished by U.S. mail to PHV Admissions, The Florida Bar, 651 East Jefferson Street, Tallahassee, Florida 32399-2333 accompanied by payment of \$250.00 filing fee made payable to The Florida Bar, and to Gregory S. Slemp, Assistant Attorney General of the Office of the Attorney General, PL-01; The Capitol, Tallahassee, Florida 32399-1050, and Karen Cox, Bush Ross, 1801 N. Highland Avenue, Tampa, Florida 33602, and Jon J. Hammill, P.O. Box 530181, St. Petersburg, Florida 33747 this 26<sup>th</sup> day of August, 2010.

  
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