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UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

MICROSOFT CORPORATION

Plaintiff(s),

vs.

VITALWERKS INTERNET SOLUTIONS,  
LLC, ET AL.

Defendant(s).

Case # \_\_\_\_\_

**VERIFIED PETITION FOR  
PERMISSION TO PRACTICE  
IN THIS CASE ONLY BY  
ATTORNEY NOT ADMITTED  
TO THE BAR OF THIS COURT  
AND DESIGNATION OF  
LOCAL COUNSEL**

FILING FEE IS \$200.00

Randall D. Haimovici, Petitioner, respectfully represents to the Court:  
(name of petitioner)

1. That Petitioner is an attorney at law and a member of the law firm of  
Shook, Hardy & Bacon, L.L.P.  
(firm name)

with offices at One Montgomery, Suite 2700,  
(street address)

San Francisco, California, 94104  
(city) (state) (zip code)

415-544-1900, rhaimovici@shb.com  
(area code + telephone number) (Email address)

2. That Petitioner has been retained personally or as a member of the law firm by  
Microsoft Corporation to provide legal representation in connection with  
[client(s)]

the above-entitled case now pending before this Court.

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3. That since June 8, 2001, Petitioner has been and presently is a  
(date)  
member in good standing of the bar of the highest Court of the State of California  
(state)  
where Petitioner regularly practices law. Petitioner shall attach a certificate from the state bar or  
from the clerk of the supreme court or highest admitting court of each state, territory, or insular  
possession of the United States in which the applicant has been admitted to practice law certifying  
the applicant's membership therein is in good standing.

4. That Petitioner was admitted to practice before the following United States District  
Courts, United States Circuit Courts of Appeal, the Supreme Court of the United States and Courts  
of other States on the dates indicated for each, and that Petitioner is presently a member in good  
standing of the bars of said Courts.

| Court                                  | Date Admitted     | Bar Number |
|--|-------------------|------------|
| USDC - Northern District of California | November 16, 2001 | 213635     |
| USDC - Central District of California  | December 13, 2007 | 213635     |
| USDC - Eastern District of California  | ___ 2005          | 213635     |
|  |                   |            |
|  |                   |            |
|  |                   |            |
|  |                   |            |

5. That there are or have been no disciplinary proceedings instituted against petitioner,  
nor any suspension of any license, certificate or privilege to appear before any judicial, regulatory  
or administrative body, or any resignation or termination in order to avoid disciplinary or  
disbarment proceedings, except as described in detail below:

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6. That Petitioner has never been denied admission to the State Bar of Nevada. (Give particulars if ever denied admission):

7. That Petitioner is a member of good standing in the following Bar Associations.

Bar Association of San Francisco  
DRI (The Voice of the Defense Bar)

8. Petitioner has filed application(s) to appear as counsel under Local Rule IA 10-2 during the past three (3) years in the following matters:

| Date of Application | Cause | Title of Court<br>Administrative Body<br>or Arbitrator | Was Application<br>Granted or<br>Denied |
|---------------------|-------|--|---|
| None.               |       |  |   |
|                     |       |  |   |
|                     |       |  |   |
|                     |       |  |   |
|                     |       |  |   |

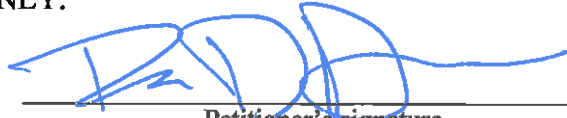
(If necessary, please attach a statement of additional applications)

9. Petitioner consents to the jurisdiction of the courts and disciplinary boards of the State of Nevada with respect to the law of this state governing the conduct of attorneys to the same extent as a member of the State Bar of Nevada.

10. Petitioner agrees to comply with the standards of professional conduct required of the members of the bar of this court.

11. Petitioner has disclosed in writing to the client that the applicant is not admitted to practice in this jurisdiction and that the client has consented to such representation.

1 That Petitioner respectfully prays that Petitioner be admitted to practice before this Court  
2 FOR THE PURPOSES OF THIS CASE ONLY.

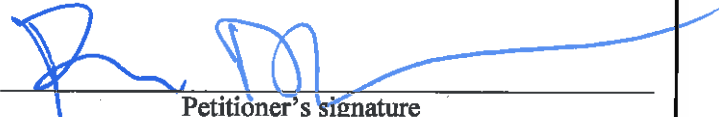
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Petitioner's signature

4 STATE OF California )  
5 COUNTY OF San Francisco )  
6

7 Randall D. Haimovici, Petitioner, being first duly sworn, deposes and says:

8 That the foregoing statements are true.

9 

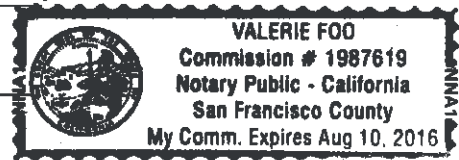
Petitioner's signature

10 Subscribed and sworn to before me this

11 12<sup>th</sup> day of June, 2014

12 VALERIE FOO

Notary Public or Clerk of Court



13 **DESIGNATION OF RESIDENT ATTORNEY ADMITTED TO**  
14 **THE BAR OF THIS COURT AND CONSENT THERETO.**

15 Pursuant to the requirements of the Local Rules of Practice for this Court, the Petitioner  
16 believes it to be in the best interests of the client(s) to designate Tony M. Diab  
17 (name of local counsel)  
18 Attorney at Law, member of the State of Nevada and previously admitted to practice before the  
19 above-entitled Court as associate resident counsel in this action. The address and email address of  
20 said designated Nevada counsel is:  
21

22 5 Park Plaza, Suite 1600

(street address)

23 Irvine  
24 (city)

California  
(state)

92614  
(zip code)

25 949-475-1500  
26 (area code + telephone number)

tdiab@shb.com  
(Email address)

1 By this designation the petitioner and undersigned party(ies) agree that this designation constitutes  
2 agreement and authorization for the designated resident admitted counsel to sign stipulations  
3 binding on all of us.  
4

5 **APPOINTMENT OF DESIGNATED RESIDENT NEVADA COUNSEL**

6  
7 The undersigned party(ies) appoint(s) Robert J.B. Flummerfelt as  
8 his/her/their Designated Resident Nevada Counsel in this case.  
9

10 /s/ Richard Boscovich

11 (party's signature)

12 Richard Boscovich, Assistant General Counsel at Microsoft

13 (type or print party name, title)

14 (party's signature)

15 (type or print party name, title)  
16

17 **CONSENT OF DESIGNEE**

18 The undersigned hereby consents to serve as associate resident Nevada counsel in this case.  
19

20 /s/ Robert J.B. Flummerfelt

21 Designated Resident Nevada Counsel's signature

22 11122

23 Bar number

24 robert.flummerfelt@hotmail.com

25 Email address

26 APPROVED:

27 Dated: this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

28 UNITED STATES DISTRICT JUDGE



# THE STATE BAR OF CALIFORNIA

180 HOWARD STREET, SAN FRANCISCO, CALIFORNIA 94105-1617

TELEPHONE: 888-800-3400

## CERTIFICATE OF STANDING

June 12, 2014

### TO WHOM IT MAY CONCERN:

This is to certify that according to the records of the State Bar, RANDALL DENNIS HAIMOVICI, #213635 was admitted to the practice of law in this state by the Supreme Court of California on June 8, 2001; and has been since that date, and is at date hereof, an ACTIVE member of the State Bar of California; and that no recommendation for discipline for professional or other misconduct has ever been made by the Board of Trustees or a Disciplinary Board to the Supreme Court of the State of California.

THE STATE BAR OF CALIFORNIA

A handwritten signature in blue ink that reads "Louise Turner".

Louise Turner  
Custodian of Membership Records