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Division of Consumer Protection

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Attorneys for Respondents Richard Sackler, M.D., and Kathe Sackler, M.D.

### BEFORE THE DIVISION OF CONSUMER PROTECTION OF THE UTAH DEPARTMENT OF COMMERCE

#### IN THE MATTER OF:

PURDUE PHARMA L.P., a Delaware limited partnership; PURDUE PHARMA INC., a New York Corporation; THE PURDUE FREDERICK COMPANY INC., a Delaware corporation; RICHARD SACKLER, M.D., individually and as an owner, officer, director, member, principal, manager, and/or key employee of the above named entities; and KATHE SACKLER, M.D., individually and as an owner, officer, director, member, principal, manager, and/or key employee of the above named entities;

Respondents.

MOTION AND CONSENT OF SPONSORING COUNSEL FOR PRO HAC VICE ADMISSION OF MARA LEVENTHAL

DCP Legal File No. CP-2019-005

DCP Case No. 107102

Pursuant to Rule 14-806 of the Utah Code of Judicial Administration, Paul T. Moxley of Cohne Kinghorn, moves the court for an order admitting Mara Leventhal, of Joseph Hage Aaronson, LLC, pro hac vice to act as counsel in the above-captioned matter on the following

basis: Richard S. Sackler, M.D. has retained the services of Mara Leventhal, who is neither licensed to practice law in the State of Utah nor a resident of Utah. Mara Leventhal resides in and is admitted to practice in the State of New York where she is an attorney in good standing as evidenced by copies of the Certificate of Good Standing, Application and original Acknowledgement of Supporting Documentation and Receipt of Pro Hac Vice Filing Fee attached hereto as Exhibit A.

As required by Rule 14-806, both a filing fee and Mara Leventhal's original Application have been submitted to the Utah State Bar. Paul T. Moxley and the firm of Cohne Kinghorn hereby agree to serve as designated local counsel for the subject case. Mr. Moxley agrees to comply with all applicable provisions of the Utah Rules of Civil Procedure and the Utah Code of Judicial Administration, and to readily communicate with opposing counsel and the court regarding the conduct of this case. He also agrees to accept papers when served and recognizes the responsibility to act for and on behalf of the clients in all case-related proceedings, including hearings, pretrial conferences, and trials, should Mara Leventhal fail to respond to any court order.

A proposed order admitting Mara Leventhal accompanies this motion.

Dated this 18th day of April, 2019.

COHNE KINGHORN, P.C.

/s/ Paul T. Moxley
Paul T. Moxley
Hal L. Reiser

Patrick E. Johnson

Attorneys for Respondents Richard Sackler, M.D. and Kathe Sackler, M.D.

### **CERTIFICATE OF SERVICE**

I hereby certify that on this the 18th day of April, 2019, I served the above-captioned document on the parties of record in this proceeding set forth below by delivering a copy thereof by electronic means and U.S. Mail and/or as more specifically designated below, to:

### By first class mail, postage prepaid:

Utah Department of Commerce Bruce Dibb, Administrative Law Judge 160 East 300 South, 2ndFloor PO Box 146701 Salt Lake City, UT 84114-6701

Utah Division of Consumer Protection 160 East 300 South, 2ndFloor PO Box 146704 Salt Lake City, UT 84114-6704

### By electronic mail:

Chris Parker Acting Director Utah Division of Consumer Protection chrisparker@utah.gov

Bruce Dibb bdibb@utah.gov

Elisabeth McOmber emcomber@swlaw.com

Will Sachse Will.Sachse @dechert.com

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Robert G. Wing rwing@agutah.gov

Kevin McLean kmclean@agutah.gov

Linda Singer lsinger@motleyrice.com

Elizabeth Smith esmith@motleyrice.com

Lisa Saltzburg lsaltzburg@motleyrice.com

Paul Moxley pmoxley@ck.law

/s/ Patrick E. Johnson

# EXHIBIT A

# Appellate Division of the Supreme Court of the State of New York First Judicial Department

I, Susanna Rojas, Clerk of the Appellate Division of the Supreme Court of the State of New York, First Judicial Department, certify that

### MARA ANN LEVENTHAL

was duly licensed and admitted to practice as an Attorney and Counsellor at Law in all the courts of the State of New York on August 7, 1995, has duly taken and subscribed the oath of office prescribed by law, has been enrolled in the Roll of Attorneys and Counsellors at Law on file in my office, has duly registered with the administrative office of the courts, and according to the records of this court is in good standing as an attorney and counsellor at law.

In Witness Whereof, I have hereunto set my hand and affixed the seal of this court on

April 8, 2019

4464

Clerk of the Court

## APPLICATION FOR ADMISSION PRO HAC VICE.

Name:	Mara Leventhal					APR	1 6 201	9
Firm Name:	Joseph Hage Aaronson LL	.C			Hta	h (	State	Rat
Address:	485 Lexington Avenue, 3	0th	Floor		Ota	4 4		
City, State, Zip:	New York			NY	10	0017		
Telephone / Fax:	(212) 407-1218			(212) 4	107-1268			
E-mail (if any):	mleventhal@jha.com							
State(s) to Which Admitted				,	В	ar Ni	umber	
New York				į	2702785			
				[				
				l				
Case in which Applicant wishes to appear:  Case Name  In re: Purdue Pharma L.P., et al.								
Court		Division of Consumer Protection, Utah Department of Commerce						
		DCP Legal File No.CP-2019-005; DCP Case No.107102						
Case Number			or Logari	10.01	2010 000	, 201	0430 140, 1	<u> </u>
Party on whose behalf Applicant seeks to appear		Richard S. Sackler, M.D.						
Other cases in any state or federal court in Utah in which the applicant or member of applicant's firm has appeared pro hac vice in the previous five years (Attach additional sheets if necessary)								
Case Name		1	Case N	umber		- F	Court	
		]						
		]						
Are you (the Applicant) currently suspended or disbarred from the practice of law in any state? No								
If yes, please explain:								
Have you (the Applica	ant) been disciplined by any	y sta	ite's or cou	ırt's bar or	ganizatio	n in the	e prior 5 ye	ars? No

If yes, please explain:						
Are you (the Applicant) the	subject of any pending disciplinary proceedings by any state's or court's bar					
organization? No						
Sponsoring Local Cou Name:	Paul T. Moxley					
Utah Bar Number:	2342					
Address:	111 E. Broadway, 11th Floor					
City, State, Zip:	Salt Lake City, Utah 84111					
Telephone / Fax:	(801) 363-4300 (801) 363-4378					
E-mail (if any):	pmoxley@ck.law					
<ul> <li>Applicant is fam</li> <li>Applicant will be</li> <li>Applicant will co</li> <li>All the informati</li> </ul> Applicant must attach to this	ts to the disciplinary authority and procedures of the Utah State Bar. iliar with the rules of procedure and evidence, including applicable local rules. e available for depositions, hearings and conferences. omply with the rulings and orders of the court. on included in this application is accurate. s application an original Certificate of Good Standing form the licensing state (Applicants may not reside in Utah).					
Applicant's Si	gnature: VV WW X					
STATE OF New York						
COUNTY OF New York	:ss )					
Signed and sworn to before	me on April 11, 2019 by Mara Leventhal					
Notary Public						
My appointment expire	s: 6/21/27					
	JUSTIN L BAKOTA					

Notary Public, State of New York
No. 02BA6224009
Qualified in Kings County
Commission Expires 6/21/20



John C. Baldwin
Executive Director

**Board of Bar Commissioners** 

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Match & Farnsworth Salt Lake City

Mary Kay Griffin, CPA

Public Member Mayer Hoffman McCann Salt Lake City

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Cara M. Tangaro

Tangaro Law Firm Salt Lake City

Heather L. Thuet

Christensen & Jensen Salt Lake City

Kristin K. Woods

Attorney at Law St. George

## Utah State Bar.

645 South 200 East, Suite 310 • Salt Lake City, Utah 84111-3834

Telephone: 801-531-9077 • Fax: 801-531-0660

http://www.utahbar.org

## ACKNOWLEDGEMENT OF SUPPORTING DOCUMENTATION AND RECEIPT OF PRO HAC VICE FILING FEE

Date Issued: April 17, 2019

Case Name: In The Matter of: Purdue Pharma L.P., et al.

Before The Division Of Consumer Protection Of The Utah Department Of

Commerce

Case Number: CP-2019-005

This letter serves as an acknowledgement that the \$250.00 pro hac vice filing fee for **MARA LEVENTHAL** in the above-referenced case has been paid to the Utah State Bar and that the required supporting documentation is complete and in good order. If you have any questions, please call the Bar at (801) 531-9077.

Brady M. Whitehead

Paralegal to General Counsel

Note to Counsel: An original motion signed by a member of the Utah State Bar who expressly consents to appearing as associate counsel should be filed with the court along with: (1) copies of the Application and Certificate of Good Standing which were provided to the Bar; (2) this Acknowledgement of Supporting Documentation and Receipt of Pro Hac Vice Filing Fee; and (3) a proposed order.