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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 DOUGLAS J. PEPE

DCP Legal File No. CP-2019-005

DCP Case No. 107102

Pursuant to Rule 14-806 of the Utah Code of Judicial Administration, Paul Moxley of Cohne Kinghorn, moves the court for an order admitting Douglas J. Pepe, 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 Douglas J. Pepe, who is neither licensed to practice law in the State of Utah nor a resident of Utah. Douglas J. Pepe resides in and is admitted to practice in the State of New York where he is an attorney in good standing as evidenced by the original Certificate of Good Standing and application submitted to the Utah State Bar, true and correct copy of which is attached hereto as Exhibit A.

As required by Rule 14-806, both a filing fee and Douglas J. Pepe'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 Douglas J. Pepe fail to respond to any court order.

A proposed order admitting Douglas J. Pepe accompanies this motion.

Dated this 16<sup>th</sup> 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 16th 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

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Paul Moxley pmoxley@ck.law

/s/ Patrick E. Johnson

# EXHIBIT A



### State of New York Supreme Court, Appellate Division Third Judicial Department

J, Robert D. Mayberger, Clerk of the Appellate Division of the Supreme Court of the State of New York, Third Judicial Department, do hereby certify that

## Douglas James Pepe

having taken and subscribed the Constitutional Oath of Office as prescribed by law, was duly licensed and admitted to practice by this Court as an Attorney and Counselor at Baw in all courts of the State of New York on the 25th day of January, 2000, is currently in good standing and is registered with the Administrative Office of the Courts as required by section four hundred sixty-eight-a of the Judiciary Baw.

In Witness Whereof, I have hereunto set my hand and affixed the Seal of said Court, at the City of Albany, this 12th day of April, 2019.

Robert D Maybriger

Glerk

