

UNITED STATES BANKRUPTCY COURT
DISTRICT OF SOUTH CAROLINA

In re:

The Cliffs Club & Hospitality Group, Inc.,
et al.,

Debtors.

Case No. 12-01220-jw
Chapter 11

**Application/Affidavit for
Pro Hac Vice Admission**

- (1) Name. Gary H. Leibowitz
 First Middle Last
- (2) Residence. I reside in the following state: Maryland
If a South Carolina resident, indicate months/years of residence: _____
- (3) Business Address. I am an attorney and practice law under the name of or as a member of the following firm:

Firm name: Cole, Schotz, Meisel, Forman & Leonard, P.A.
Mailing address: 300 E. Lombard Street City/State/Zip Baltimore, Maryland 21202
Telephone number: (410) 528-2971
Facsimile number: (410) 528-9401
E-mail address: gleibowitz@coleschotz.com
(Application will not be considered without an e-mail address to receive electronic notification.)
- (4) Jurisdiction of this Court. I, by execution of this Application and Affidavit, consent and agree to comply with the applicable statutes, laws, and rules of the State of South Carolina, with all applicable federal statutes, laws, and rules, including Local Rules of the United States District Court for the District of South Carolina (particularly, Local Civil Rule 83.I.08 and/or Local Criminal Rule 57.I.08). I consent to the jurisdiction of the United States District Court for the District of South Carolina in all matters of attorney conduct.¹
- (5) Regular Practice of Law. I am a member in good standing of the bar of the highest court of the District of Columbia or the State of Maryland where I regularly practice law. **Attached is my certificate of good standing.**
- (6) Additional Bar Membership. I have been admitted to practice before the following courts: (List all of the courts Applicant has been admitted to practice before: United States District Courts; United States Circuit Courts of Appeals; the Supreme Court of the United States; and courts of other states or the District of Columbia.) By signing this Affidavit, I certify that I am a member in good standing of each of the listed bars unless otherwise noted.

¹This District 1 maintains a web site (www.scd.uscourts.gov) from which the federal and local rules of procedure and related materials may be obtained.

Court

U.S. District Court, District of Maryland, 1996
Maryland 1996

☒ Yes ☐ No
☒ Yes ☐ No
☐ Yes ☐ No

- (7) Pending Disciplinary Matters. Are you presently the subject of any formal suspension or disbarment proceedings, and have you been notified by any disciplinary agency of the initiation of formal procedures? ☐ Yes ☒ No
(If "yes," give particulars, such as jurisdiction, court, date, grounds. Information to comply with this paragraph may be provided *in camera* but that fact shall be revealed below.)

- (8) Curtailment of Prior *Pro Hac Vice* Admissions. Have you ever had any application for admission *pro hac vice* in this or any other jurisdiction denied or any *pro hac vice* admission revoked?
☐ Yes ☒ No
(If "yes," give particulars, such as date, court, docket number, judge, circumstances; attach a copy of any order of denial or revocation.)

- (9) Sanctions. Have you ever had any certificate or privilege to appear and practice before any judicial or administrative body suspended or revoked, or received a public reprimand or greater sanction?
☐ Yes ☒ No
(If "yes," give particulars, e.g., judicial or administrative body, date of suspension, and reinstatement.)

- (10) Criminal Sanctions. Have you ever been convicted of a felony under the laws of the District of Columbia or of any State or under the laws of the United States?
☐ Yes ☒ No
(If "yes," give particulars, such as date, court, judge, circumstances, and ultimate disposition.)

- (11) Present and Previous *Pro Hac Vice* in this Court. Have you, within the last ten (10) years, filed an application to appear *pro hac vice* in the United States District Court for the District of South Carolina or another court in the state of South Carolina?
☐ Yes ☒ No
(If "yes," give court, case name, docket number, and status of litigation, year of application, local counsel of record in each case, and state whether application is pending or was granted.) Attach additional pages if necessary.

- (12) Designated Local Counsel. Local counsel of record associated with Applicant in this case is:

Attorney Name: Tara E. Nauful
Firm Name: Haynsworth Sinkler Boyd, P.A.
Street Address or Post Office Box: P.O. Box 340
City, State, and Zip Code: Charleston, SC 29402-0340
Telephone Number: (843) 722.3366
E-Mail Address: tnauful@hsblawfirm.com


I understand that local counsel of record is required to: (1) personally sign each pleading, motion, discovery procedure, or other document served or filed in this Court; (2) accept service of all pleadings and notices as required on behalf of all counsel for the party represented; (3) be present at all pretrial conferences, hearings and trials, unless excused by the Court; (4) be prepared to participate actively as may be necessary; and (5) assure compliance with Local Civil Rules 83.I.04, 83.I.05, and 83.I.06 or Local Criminal Rules 57.I.04, 57.I.05, and 57.I.06 as appropriate. Local counsel of record may attend discovery proceedings.

- (13) Associated Counsel. In addition to local counsel designated above, the following counsel are also associated with the undersigned in this case.

- (14) Application Fee. I affirm that the application fee of two hundred and fifty dollars (\$250) has been paid in accordance with Local Civil Rule 83.I.05 or Local Criminal Rule 57.I.05 or paid herewith.

- (15) Electronic Notification. By submitting this application, I consent to electronic notification.

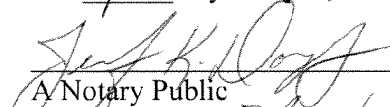
- (16) Represented Party/Parties. I seek to represent the following party/parties: US Foods, Inc.



Signature of Applicant

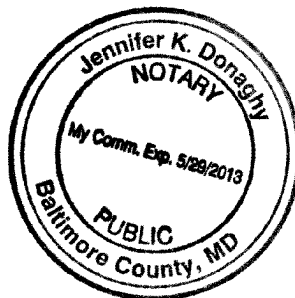
Sworn to and subscribed before me

this 9th day of April, 2012.



A Notary Public
of the State of Maryland

My Commission expires: 5/29/2013





Certificate of Good Standing

UNITED STATES OF AMERICA

DISTRICT OF MARYLAND

**I, Felicia C. Cannon, Clerk of the United States District Court for the
District of Maryland,**

**DO HEREBY CERTIFY that GARY HOWARD LEIBOWITZ, ESQ.,
BAR NUMBER 24717, was duly admitted to practice in the United States
District Court for the District of Maryland on MARCH 21, 1997, and is
currently in good standing as a member of the bar of this Court.**

Dated at Baltimore, Maryland

FELICIA C. CANNON

Clerk

Date: APRIL 12, 2012


Catherine Scaffidi
Catherine Scaffidi - Deputy Clerk

This Certificate is valid for 90 days from the date signed.