

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF SOUTH CAROLINA**

In re:

The Cliffs Club & Hospitality Group, Inc., *et al.*,¹
d/b/a The Cliffs Golf & Country Club,

Debtors.

CHAPTER 11

Case No. 12-01220-jw

Jointly Administered

**APPLICATION/AFFIDAVIT FOR *PRO*
HAC VICE ADMISSION**

1. Name. John J. Monaghan
2. Residence. I reside in the following state: Massachusetts
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:	<u>Holland & Knight, LLP</u>
Mailing address:	<u>10 St. James Avenue, Boston, MA 02116</u>
Telephone number:	<u>(617) 523-2700</u>
Facsimile number:	<u>(617)523-6850</u>
Email address:	<u>john.monaghan@hkllaw.com</u>

(Application will not be considered without an e-mail address to receive electronic notification.)
4. Jurisdiction of this Court. I, John J. Monaghan, 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

¹ The Debtors, followed by the last four digits of their respective taxpayer identification numbers, are as follows: The Cliffs Club & Hospitality Group, Inc. (6338); CCHG Holdings, Inc. (1356); The Cliffs at Mountain Park Golf & Country Club, LLC (2842); The Cliffs at Keowee Vineyards Golf & Country Club, LLC (5319); The Cliffs at Walnut Cove Golf & Country Club, LLC (9879); The Cliffs at Keowee Falls Golf & Country Club, LLC (3230); The Cliffs at Keowee Springs Golf & Country Club, LLC (2898); The Cliffs at High Carolina Golf & Country Club, LLC (4293); The Cliffs at Glassy Golf & Country Club, LLC (6559); The Cliffs Valley Golf & Country Club, LLC (6486); Cliffs Club & Hospitality Service Company, LLC (9665).

of the United States District Court for the District of South Carolina in all matters of attorney conduct.²

5. Regular Practice of Law. I am a member in good standing of the bar of the highest court of the District or the State of Massachusetts 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.

Court	Date Admitted	Good Standing			
US District Court, District of MA	1/28/1986	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No
_____	_____	<input type="checkbox"/>	Yes	<input type="checkbox"/>	No
_____	_____	<input type="checkbox"/>	Yes	<input type="checkbox"/>	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.)

² This District maintains a web site (www.scd.uscourts.gov) from which the federal and local rules of procedure and related materials may be obtained.

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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:	<u>Julio E. Mendoza, Jr. (Federal I.D. No. 3365)</u>
Firm Name:	<u>Nexsen Pruet, LLC</u>
Street Address or Post Office Box:	<u>1230 Main Street, Suite 700</u>
City, State, and Zip Code:	<u>Columbia, South Carolina 29201</u>
Telephone Number:	<u>(803) 540-2026</u>
E-Mail Address:	<u>rmendoza@nexsenpruet.com</u>

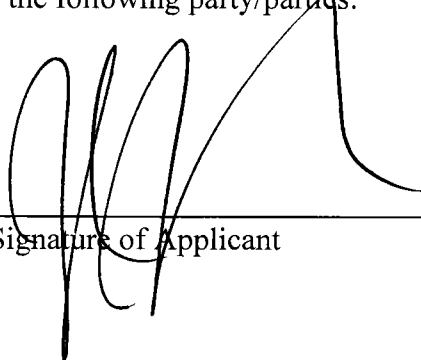
I understand that local counsel of record is required to: (1) personally sign each pleading, motion, discovery procedure, or other document served or filed in this Court; (2) accept service of all pleadings and notices as required on behalf of all counsel for the party represented; (3) be present at 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 is also associated with the undersigned in this case.

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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:

Cliffs Club Partners, LLC



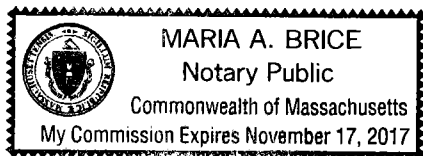
Signature of Applicant

Sworn to and subscribed before me

this 9th day of July, 2012.

A Notary Public
of the State of Massachusetts

My Commission expires: 11/17/2017



COMMONWEALTH OF MASSACHUSETTS

SUFFOLK, SS.

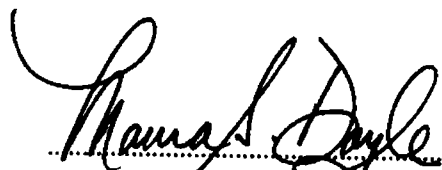
BE IT REMEMBERED, that at the Supreme Judicial Court holden at Boston within and for said County of Suffolk, on the **eighteenth** day of **December** A.D. **1985**, said Court being the highest Court of Record in said Commonwealth:

John J. Monaghan

being found duly qualified in that behalf, and having taken and subscribed the oaths required by law, was admitted to practice as an Attorney, and, by virtue thereof, as a Counsellor at Law, in any of the Courts of the said Commonwealth: that said Attorney is at present a member of the Bar, and is in good standing according to the records of this Court*.

In testimony whereof, I have hereunto set my hand and affixed the seal of said Court, this **twenty-first** day of **March** in the year of our Lord **two thousand and twelve**.




MAURA S. DOYLE, Clerk

* Records of private discipline, if any, such as a private reprimand imposed by the Board of Bar Overseers or by any court, are not covered by this certification.