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Attorney for Creditors

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE MIDDLE DISTRICT OF FLORIDA
FT. MYERS DIVISION

In re:

ULRICH FELIX ANTON ENGLER,

Debtor

Case No.: 9:08-BK-04360-ALP

**CREDITOR ATTORNEY'S SECOND
AMENDED MOTION FOR SPECIAL
ADMISSION PRO HAC VICE &
WAIVER OF LOCAL CO-COUNSEL
DESIGNATION REQUIRED BY
L.B.R. 2090-1(c)(1)**

The undersigned counsel for Helmut Beier and Herbert Hirschle hereby respectfully moves the Court for special admission to appear pro hac vice, and for a waiver of Local Counsel Designation under L.B.R. 2090-1(c)1: This Second Amended Motion adds these Creditors to the Motion for Special Admission Pro Hac Vice filed May 21, 2015.

1. I am an active member in good standing of the state bar association of the state of California, California Bar Id. 231141.

1 **2.** I am duly admitted before the state courts of the state of California, the Supreme Court of
2 California, the United States Bankruptcy Court for the Northern District of California and the
3 United States Bankruptcy Courts for the Eastern District of California.

4 **3.** To my knowledge, there are no disciplinary or suspension proceedings pending against me in any
5 Court of the United States or of any State, Territory, or Possession of the United States.

6 **4.** I am not a resident of the State of Florida.

7 **5.** I do not make frequent or regular appearances in separate cases to such a degree as to constitute
8 the maintenance of a regular practice of law in the State of Florida.

9 **6.** Within the twelve month period preceding the date of this attorney certification, I have read the
10 most current version of the Local Rules of the United States District Court for the Middle District of
11 Florida as well as the Local Rules of the United States Bankruptcy Court for the Middle District of
12 Florida.

13 **7.** I have been granted electronic filing privileges in the United States Bankruptcy Court for the
14 Northern District of California and in the United States Bankruptcy Court for the Eastern District of
15 California.

16 **8.** Prior to petitioning this Court for admission *pro hac vice*, I have attempted to retain local counsel
17 within the State of Florida to comply with the requirements of L.B.R. 2090-1(c)1, but have been
18 unsuccessful to do so. The amount of retainer fees required by local counsel are disproportionate
19 compared to the amount of my clients' claims and to the amount my client's are likely to recover
20 from the bankruptcy estate. I maintain a permanent office and employ office staff who are logging
21 incoming mail. I maintain a PACER account which allows me to review and retrieve electronic
22 filings, and orders submitted in this matter; therefore I respectfully petition the Court for a waiver of
23 the requirement to designate local co-counsel in this matter.
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1 I declare under the penalty of perjury that the foregoing is true and correct. A proposed order is
2 submitted herewith as required by L.B.R. 9072-1.

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4 RESPECTFULLY SUBMITTED this 12th day of October 2015

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6 /s/Kristy A. Hernandez

7 Kristy Hernandez, Esq.
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