

DISTRICT COURT, CITY AND COUNTY OF DENVER,
STATE OF COLORADO

DATE FILED: February 27, 2020 4:55 PM
FILING ID: 961C2D44438AA
CASE NUMBER: 2020CV30255

Court Address: 1437 Bannock Street
Denver, CO 80202
Telephone: 303-606-2429

Plaintiff: HARVEY SENDER, AS RECEIVER FOR GARY DRAGUL, GDA REAL ESTATE SERVICES, LLC, and GDA REAL ESTATE MANAGEMENT, LLC,

v.

Defendants: GARY J. DRAGUL, BENJAMIN KAHN, THE CONUNDRUM GROUP, LLP, SUSAN MARKUSCH, ALAN C. FOX, ACF PROPERTY MANAGEMENT, INC., MARLIN S. HERSHEY, PERFORMANCE HOLDINGS, INC., and JANE DOES 1-10, and XYZ CORPORATIONS 1-10.

▲ COURT USE ONLY ▲

Applicant Attorney

Sharon Ben-Shahar Mayer, California #212862
BIRD MARELLA BOXER WOLPERT NESSIM DROOKS
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Case Number: 2020CV30255

Courtroom 414

Sponsoring/Associate Attorneys

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**VERIFIED MOTION REQUESTING *PRO HAC VICE* ADMISSION FOR
SHARON BEN-SHAHAR MAYER**

Out-of-State attorney Sharon Ben-Shahar Mayer (“Movant”) of Bird, Marella, Boxer, Wolpert, Nessim, Drooms, Lincenberg & Rhow, P.C. moves, pursuant to C.R.C.P. 121 § 1-2, and C.R.C.P. 205.3, for *pro hac vice* admission to practice before this Court in the above-captioned action. As grounds therefor, Movant states the following:

C.R.C.P. 121 § 1-15, ¶ 8 CERTIFICATE OF CONFERRAL

The undersigned certifies that he has, in good faith, conferred with counsel for the Receiver, Defendant Gary J. Dragul, Defendant Benjamin Kahn, and Defendant The Conundrum Group, LLC about this motion and, based thereon, advises the Court that these parties do not oppose Movant’s requested *pro hac vice* admission. At the time of filing, appearances had not yet been entered on behalf of the remaining parties.

1. C.R.C.P. 205.3 provides that an attorney and counselor at law in good standing from any other jurisdiction in the United States may, in the discretion of a Colorado court of record, be permitted to participate before the Court in a trial, argument, and other proceeding in the particular case in which the attorney is employed, provided that a member in good standing of the Bar of the State of Colorado is associated in such case at all stages of the case.

2. Movant is a member in good standing of the Bar of the State of California and has been assigned California bar admission number 212862. Movant has also been admitted in the following jurisdictions: Ninth Circuit Court of Appeals (admitted March 2007) and U.S. District Court for the Central District of California (admitted June 2004).

3. Movant has not previously sought *pro hac vice* admission in any Colorado court.

4. Movant is in good standing in all Bars wherever admitted and has not been subject to any order of discipline or disability by any Bar, or had any request for *pro hac vice* admission denied or revoked.

5. Movant represents ACF Property Management, Inc. and Alan C. Fox and hereby verifies that she has notified ACF Property Management, Inc. and Alan C. Fox of this verified motion.

6. Movant hereby acknowledges that she is subject to the Colorado Rules of Professional Conduct, the Colorado Rules of Civil Procedure, and other Court rules, and that she will follow such rules throughout the *pro hac vice* admission, and that this verified motion complies with such rules.

7. Sponsoring/Associate Attorneys Lucas T. Ritchie, Eric B. Liebman, and Joyce C. Williams of Moye White LLP, Denver, Colorado, 80202, are all members in good standing of the Bar of the State of Colorado. Mr. Ritchie, Mr. Liebman, and/or Ms. Williams will be present and participate in a meaningful and substantial manner throughout all proceedings and the trial of this action.

8. Movant has filed a copy of this verified motion with the Clerk of the Colorado Supreme Court at the Office of Attorney Registration, 1300 Broadway, Suite 510, Denver, Colorado 80203 and paid the requisite fee.

9. Movant hereby certifies that she will serve a copy of this verified motion upon all counsel of record and on ACF Property Management, Inc. and Alan C. Fox.

10. By execution of the attached verification, the Sponsoring/Associate Attorney verifies his association on this matter.

WHEREFORE, Movant respectfully requests that the Court admit Sharon Ben-Shahar Mayer *pro hac vice*, to practice before the Court in this action.

A proposed order granting the requested *pro hac vice* admission is submitted herewith.

DATED: February 24, 2020

Respectfully submitted,



Sharon Ben-Shahar Mayer, California #212862
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*Attorneys for Defendants ACF Property
Management, Inc. and Alan C. Fox*

VERIFICATION

I, Sharon Ben-Shahar Mayer, being duly sworn upon oath, hereby verify and affirm that I have read all of the statements contained in the foregoing Motion Requesting *Pro Hac Vice* Admission and that said statements are true and correct to the best of my information, knowledge and belief.



Sharon Ben-Shahar Mayer, California #212862
BIRD, MARELLA, BOXER, WOLPERT, NESSIM,
DROOKS, LINCENBERG & RHOW, P.C.

STATE OF CALIFORNIA)
) ss
COUNTY OF LOS ANGELES)

The foregoing Verification was subscribed to and sworn before me this 24th day of February, 2020 by Sharon Ben-Shahar Mayer, who was personally identified to me and known by me to be the person who signed above.

Witness my hand and official seal.

My commission expires March 25, 2020



Notary Public

VERIFICATION

I, Lucas T. Ritchie, being duly sworn upon oath, hereby verify and affirm that I have read all of the statements contained in the foregoing Motion Requesting *Pro Hac Vice* Admission and that said statements are true and correct to the best of my information, knowledge and belief.



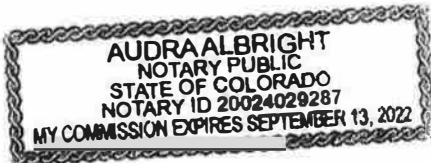
Lucas T. Ritchie, Atty. Reg. No.: 35805
MOYE WHITE LLP

STATE OF COLORADO)
) ss
CITY AND COUNTY OF DENVER)

The foregoing Verification was subscribed to and sworn before me this 27th day of February, 2020, by Lucas T. Ritchie, who was personally identified to me and known by me to be the person who signed above.

Witness my hand and official seal.

My commission expires 9/13/2022



Audra Albright
Notary Public

CERTIFICATE OF SERVICE

I hereby certify that on February 27, 2020 a true and correct copy of the foregoing was electronically filed via CCEF and served on the following:

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s/Audra Albright