



STATE OF MICHIGAN

IN THE CIRCUIT COURT FOR THE COUNTY OF OAKLAND

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THE SCO GROUP, INC.,

Plaintiff, '04 JUL 13 P3:12

vs.

Civil Action No. 04-056587-CKB

 DAIMLERCHRYSLER CORPORATION, ~~Honorable Rae Lee Chabot~~
 DEPUTY COUNTY CLERK

Defendant.

Joel H. Serlin (P20224)
 Barry M. Rosenbaum (P26487)
 SEYBURN, KAHN, GINN, BESS AND
 SERLIN, P.C.
 Attorneys for Plaintiff
 2000 Town Center, Suite 1500
 Southfield, MI 48075
 (248) 353-7620

James P. Feeney (P13335)
 Thomas S. Bishoff (P53753)
 Stephen L. Tupper (P53918)
 DYKEMA GOSSETT PLLC
 Attorneys for DaimlerChrysler Corporation
 39577 Woodward Avenue, Suite 300
 Bloomfield Hills, MI 48304-2820
 (248) 203-0700

DAIMLERCHRYSLER CORPORATION'S
MOTION TO ADMIT MARK G. MATUSCHAK PRO HAC VICE

Defendant DaimlerChrysler Corporation ("DaimlerChrysler"), through its attorneys Dykema Gossett PLLC, and pursuant to the Supreme Court Rules concerning the State Bar of Michigan, Rule 15, § 2, requests that this Court enter an Order admitting Mark G. Matuschak of Wilmer Cutler Pickering Hale and Dorr LLP to appear and practice before this Court *pro hac vice* in the above-entitled action as co-counsel for Defendant DaimlerChrysler. In support of this Motion, Defendant DaimlerChrysler states as follows:

1. Applicant Mark G. Matuschak is a member in good standing of the State Bar of Massachusetts. *See* Affidavit of Mark G. Matuschak, attached as Exhibit 1.
2. Mr. Matuschak is admitted to practice in the following federal courts: United States Court of Appeals for the First Circuit, United States Court of Appeals for the Second

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Circuit, United States Court of Appeals for the Third Circuit, United States Court of Appeals for the Federal Circuit, and United States District Court, District of Massachusetts. *Id.*

3. Mr. Matuschak has reviewed the Michigan Rules of Professional Conduct and agrees to be bound by those Rules. *Id.*

4. Mr. Matuschak has not been disbarred or suspended from the practice of law. Nor is he the subject of any pending disciplinary proceedings in any jurisdiction. *Id.*

5. Mr. Matuschak is associated in the defense of this matter with James P. Feeney, Thomas S. Bishoff and Stephen L. Tupper of the law firm Dykema Gossett PLLC, active members in good standing of the State Bar of Michigan who appear as counsel of record in this action.

6. Defendant DaimlerChrysler would like to have Mr. Matuschak assist in its representation in this action.

7. Plaintiff will suffer no prejudice if Mr. Matuschak is allowed to appear as co-counsel for Defendant DaimlerChrysler.

8. Counsel for Plaintiff has consented to the relief requested in this Motion.

9. A proposed order granting the relief requested herein is attached as Exhibit 2.

WHEREFORE, Defendant DaimlerChrysler respectfully requests that this Court grant this Motion and enter an Order allowing Mark G. Matuschak to appear and practice before this Court *pro hac vice* in the above-entitled action as co-counsel for Defendant DaimlerChrysler.

Respectfully Submitted,

DYKEMA GOSSETT PLLC



James P. Feeney (P13335)
Thomas S. Bishoff (P53753)
Stephen L. Tupper (P53918)
Attorneys for Defendant
DaimlerChrysler Corporation
39577 Woodward Avenue, Suite 300
Bloomfield Hills, MI 48304-2820
(248) 203-0700

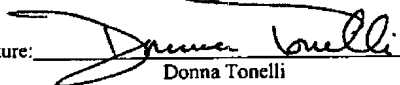
Dated: July 13, 2004

PROOF OF SERVICE

The undersigned certifies that a copy of the foregoing instrument was served upon the attorneys of record of all parties to the above cause at their respective addresses disclosed on the pleadings on the 13th day of July, 2004 by:

- U.S. Mail Hand Delivery
 Overnight Courier Facsimile

Signature: _____



Donna Tonelli

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