

## UNITED STATES DISTRICT COURT

DISTRICT OF SOUTH CAROLINA

( ) DIVISION)

DEC 22 2004

LARRY W. PROPPES, CLERK  
CHARLESTON, SC

Jose Padilla

Plaintiff/Petitioner/USA,

v.

Commander C.T. Hanft, USN Commander, Consolidated  
Naval Brig

Defendant/Respondent.

Case No. 2:04-2221-26AJ

**Motion  
in Support of  
Pro Hac Vice Application**

The undersigned local counsel hereby moves, together with the attached Application and Affidavit, that Jennifer S. Martinez be admitted *pro hac vice* in the above-captioned case as associate counsel. As local counsel, I understand that:

1. I will personally sign and include my District of South Carolina federal bar attorney identification number on each pleading, motion, discovery procedure, or other document that I serve or file in this court; and
2. All pleadings and other documents that I file in this case will contain my name, firm name, address, and phone number and those of my associate counsel admitted *pro hac vice*; and
3. Service of all pleadings and notices as required shall be sufficient if served upon me, and it is my responsibility to serve my associate counsel admitted *pro hac vice*; and
4. Unless excused by the court, I will be present at all pretrial conferences, hearings, and trials and may attend discovery proceedings. I will be prepared to actively participate if necessary.
5. Certification of Consultation (Local Civil Rule 7.02).

- ☒ Prior to filing this Motion, I conferred with opposing counsel who has indicated the following position as to this Motion: ☐ will likely oppose; ☒ does not intend to oppose
- ☐ Prior to filing this Motion, I attempted to confer with opposing counsel but was unable to do so for the following reason(s):

- ☐ No duty of consultation is required because the opposing party is proceeding pro se.

STIRLING & O'CONNELL

Firm Name

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Michael O'Connell

Name of Local Counsel

Signature of Local Counsel

Local Counsel for the Petitioner

District of South Carolina

Federal Bar Number

4260

