

IN THE SUPREME COURT OF FLORIDA

NICOLE “NIKKI” FRIED, Etc.

Petitioner(s)

v.

STATE OF FLORIDA, et al.,

Respondent(s)

**Case No. SC21-917,
SC21-918**

**L.T. Nos.: 1D19-2019;
372018CA001509XXXXXX;
372018CA000882XXXXXX;
372018CA000699XXXXXX**

CITY OF WESTON, et al.

Petitioner(s)

v.

STATE OF FLORIDA, et al.,

Respondent(s).

**VERIFIED MOTION FOR ADMISSION PRO HAC VICE PURSUANT
TO FLORIDA RULE OF JUDICIAL ADMINISTRATION 2.510**

Comes now, David J. Rosen, Movant herein, and respectfully states as follows:

1. Movant resides in San Francisco, California. Movant is not a resident of the State of Florida and has not previously been denied admission to The Florida Bar.

2. Movant is an attorney and a member of the law firm of Keker, Van Nest & Peters LLP with offices at 633 Battery Street, San Francisco, CA 94111, Telephone: 415-391-5400, Fax 415-397-7188.

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3. Movant has been retained as a member of the above named law firm on or about December 2018 by Giffords Law Center to Prevent Gun Violence to provide legal representation in connection with the above-styled matter now pending before this Court.

4. Movant is an active member in good standing and currently eligible to practice law in the following jurisdictions(s): California State Bar 296139.

5. There are no disciplinary, suspension, disbarment, or contempt proceedings pending against Movant.

6. Within the past five (5) years, Movant has not been subject to any disciplinary, suspension, disbarment, or contempt proceedings by a judicial officer or the entity responsible for attorney regulation.

7. Movant has never been subject to any disbarment or suspension proceedings.

8. Movant, either by resignation, withdrawal, or otherwise, never has terminated or attempted to terminate Movant's office as an attorney in order to avoid administrative, disciplinary, disbarment, or suspension proceedings.

9. Movant is not disbarred or suspended from practice in any jurisdiction, including Florida, and has never received a disciplinary

resignation or disciplinary revocation from The Florida Bar.

10. Movant is not now and has never been a member of The Florida Bar, and therefore is neither an inactive nor a suspended member of The Florida Bar.

11. Movant has not been previously disciplined or held in contempt by reason of misconduct committed while engaged in representation pursuant to Florida Rule of Judicial Administration 2.510 or Rule 1-3.11 of the Rules Regulating The Florida Bar.

12. Movant has filed motion(s) to appear as counsel in Florida state courts during the past five (5) years in the following matters: *First Carry, Inc. v. City of Tallahassee*, First District Court of Appeal, Case No. 1D15-5520, May 25, 2016; *City of Weston, Florida, et al. v. Scott, et al.*, Circuit Court of the Second Judicial Circuit, Case No. 2010-CA-000699, March 3, 2019; *Daley, et al. v. State of Florida, et al.*, Circuit Court of the Second Judicial Circuit, Case No. 2018-CA-001509, March 3, 2019; *Broward County, et al., v. State of Florida, et al.*, Circuit Court of the Second Judicial Circuit, Case No. 2018-CA-000882, March 3, 2019; *State of Florida, et al. v. City of Weston, Florida, et al.*, First District Court of Appeal, Case No. 1D19-2819, January 17, 2020. Admission was granted.

13. Local counsel of record associated with Movant in this matter is Kenneth Duvall, Esq., FBN 121826, who is an active member in good standing of The Florida Bar and an attorney at Bilzin Sumberg Baena Price & Axelrod, LLP, 1450 Brickell Avenue, Suite 2300, Miami, Florida, 33131, (305) 374-7580.

14. Movant has read the applicable provisions of Florida Rule of Judicial Administration 2.510 and Rule 1.310 of the Rules Regulating The Florida Bar and certifies that this verified motion complies with those rules.

15. Movant agrees to comply with the provisions of the Florida Rules of Professional Conduct and consents to the jurisdiction of the courts and the Bar of the State of Florida.

WHEREFORE, Movant respectfully requests permission to appear in this court for this cause only.

Dated this 26th day of October, 2021

/s/ David J. Rosen
David J. Rosen
KEKER, VAN NEST & PETERS LLP
633 Battery Street
San Francisco, CA 94111
415-391-5400
drosen@keker.com

STATE OF CALIFORNIA
COUNTY OF SAN FRANCISCO

I, DAVID J. ROSEN, do hereby swear or affirm under penalty of perjury that I am the Movant in the above-styled matter; that I have read the foregoing Statement and know the contents thereof, and the contents are true of my own knowledge and belief.

/s/ David J. Rosen
DAVID J. ROSEN

I hereby consent to be associated as local counsel of record in this cause pursuant to Florida Rule of Judicial Administration 2.510.

BILIZIN SUMBER BAENA
PRICE & AXELROD, LLP.

By: *Kenneth Duvall*

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Florida Bar No: 67278

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that the undersigned electronically filed the foregoing with the Clerk of the Courts on the 26th day of October, 2021, accompanied by payment of the \$100.00 filing fee per section 25.241(2)(a), Florida Statutes (2015) by using the E-Filing Portal, which will send a notice of electronic filing to all counsel of record.

I FURTHER HEREBY CERTIFY that a true and correct copy of the foregoing statement was also filed online to The Florida Bar member portal, accompanied by payment of the \$250.00 filing fee pursuant to Fla. R. Jud. Admin. 2.510(b)(7).

/s/ Kenneth Duvall

Kenneth Duvall

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