

IN THE SUPREME COURT OF THE STATE OF NEVADA

PLUMBERS LOCAL UNION NO.
519 PENSION TRUST FUND; AND
CITY OF STERLING HEIGHTS
POLICE AND FIRE RETIREMENT
SYSTEM, DERIVATIVELY ON
BEHALF OF NOMINAL
DEFENDANT DISH NETWORK
CORPORATION,

APPELLANT,

V.

CHARLES W. ERGEN; JAMES
DEFRANCO; CANTY M. ERGEN;
STEVEN R. GOODBARN; DAVID
K. MOSKOWITZ; TOM A.
ORTOLF; CARL E. VOGEL;
GEORGE R. BROKAW; JOSEPH P.
CLAYTON; GARY S. HOWARD;
DISH NETWORK CORPORATION,
A NEVADA CORPORATION; AND
DISH NETWORK SPECIAL
LITIGATION COMMITTEE,

RESPONDENT.

Supreme Court No.: 81704

Electronically Filed
Feb 01 2022 04:40 p.m.
Elizabeth A. Brown
Clerk of Supreme Court

RESPONDENT'S NOTICE OF APPEARANCE

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Robert J. Cassity
Nevada Bar No. 9779
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*Attorneys for Respondent Special
Litigation Committee of DISH
Network Corporation*

Please take notice that J. Stephen Peek and Robert J. Cassity of Holland & Hart LLP, and C. Barr Flinn and Emily V. Burton of Young Conaway Stargatt & Taylor, LLP enter their appearance on behalf of Respondent Special Litigation Committee of DISH Network Corporation (“Respondent”). Pursuant to the Court’s January 10, 2022 Order Regarding Oral Argument, Respondent identifies J. Stephen Peek of Holland & Hart LLP as the attorney who will appear and argue on behalf of Respondent on February 7, 2022. Mr. Peek’s telephone number is (702) 279-7259 and his email address is speek@hollandhart.com.

Further, in accordance with NRAP 46(a)(3), attached hereto as **Exhibit A** are the District Court’s Orders admitting attorneys C. Barr Flinn and Emily V. Burton of the law firm of Young Conaway Stargatt & Taylor, LLP to practice in Nevada.

DATED this 1st day of February, 2022.

HOLLAND & HART LLP

/s/ J. Stephen Peek

J. Stephen Peek
Robert J. Cassity
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*Attorneys for Special Litigation Committee of
Nominal Defendant DISH Network
Corporation*

CERTIFICATE OF SERVICE

Pursuant to Fed. R. Civ. P. 5(b), I hereby certify that on the 1st day of February, 2022, I served a true and correct copy of the foregoing **RESPONDENT'S NOTICE OF APPEARANCE** by electronic transmission to the parties on electronic file and/or depositing same in the United States mail, first class postage fully prepaid to the persons and addresses listed below :

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*Attorneys for Nominal Defendants
DISH Network Corporation*

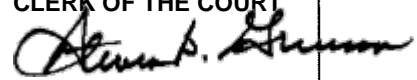
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Attorneys for Defendants

/s/ Joyce Heilich
An Employee of Holland & Hart LLP

EXHIBIT A



1 **ORDG**

2 J. Stephen Peek, Esq. (1758)
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12 Emily V. Burton (*pro hac vice* pending)
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18 *Attorneys for the Special Litigation Committee*
19 *of Nominal Defendant DISH Network*
20 *Corporation*

21 **DISTRICT COURT**

22 **CLARK COUNTY, NEVADA**

23 PLUMBERS LOCAL UNION NO. 519
24 PENSION TRUST FUND and CITY OF
25 STERLING HEIGHTS POLICE AND FIRE
26 RETIREMENT SYSTEM, derivatively on
27 behalf of nominal defendant DISH
28 NETWORK CORPORATION,

Plaintiffs,

v.

CHARLES W. ERGEN; JAMES
DEFRANCO; CANTEY M. ERGEN;
STEVEN R. GOODBARN; DAVID
MOSKOWITZ; TOM A. ORTOLF; CARL
E. VOGEL; GEORGE R. BROKAW;
JOSEPH P. CLAYTON; and GARY S.
HOWARD,

Defendants,

DISH NETWORK CORPORATION, a
Nevada corporation,

Nominal Defendant

CASE NO.: A-17-763397-B
DEPT. NO.: ~~XV~~ XI

**ORDER GRANTING MOTION TO
ASSOCIATE COUNSEL (C. BARR
FLINN)**

Hearing Date: June 25, 2018
Hearing Time: In Chambers

HOLLAND & HART LLP
9555 Hillwood Drive, 2nd Floor
Las Vegas, NV 89134
Phone: (702) 222-2500 ♦ Fax: (702) 669-4650

1 This matter came for hearing before the Court on June 25, 2018 in chambers on the
2 Motion to Associate Counsel of C. Barr Flinn, Esq. of the law firm of Young Conaway
3 Stargatt & Taylor, LLP, which was filed pursuant to Nevada Supreme Court Rule 42, together
4 with a Verified Application for Association of Counsel, Certificate of Good Standing and the
5 State Bar Statement. The Motion to Associate Counsel having been properly noticed, no
6 Opposition having been filed pursuant to EDCR 2.20(e), the Court being fully apprised in the
7 premises, and good cause appearing,

8 IT IS HEREBY ORDERED that the Motion to Associate Counsel is hereby
9 GRANTED and C. Barr Flinn, Esq. is hereby admitted to practice before the above-entitled
10 Court for the purposes of the above-entitled matter only.

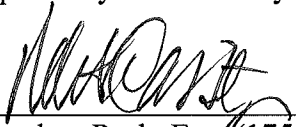
11 IT IS FURTHER ORDERED that by accepting this admission, Mr. Flinn agrees to
12 submit to the Court's jurisdiction and appear without subpoena for any proceedings required
13 by the Court which relate to Mr. Flinn's conduct in this matter, including motions,
14 depositions, and evidentiary hearings, whether or not Mr. Flinn has withdrawn from
15 representing any party pursuant to Nevada Supreme Court Rule 42(13)(a).

16 IT IS SO ORDERED.

17 DATED this 17th day of August 2018.

18
19 
DISTRICT COURT JUDGE

20 Respectfully submitted by:

21
22 By 
23 J. Stephen Peek, Esq. (1758)
24 Robert J. Cassity, Esq. (9779)
25 HOLLAND & HART LLP
9555 Hillwood Drive, 2nd Floor
Las Vegas, Nevada 89134

26 C. Barr Flinn (*pro hac vice* pending)
27 Emily V. Burton (*pro hac vice* pending)
28 YOUNG CONAWAY STARGATT & TAYLOR,
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3 *Attorneys for the Special Litigation*
4 *Committee of Nominal Defendant DISH*
5 *Network Corporation*

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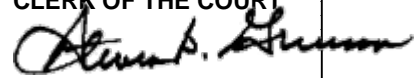
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18 *Attorneys for the Special Litigation Committee*
19 *of Nominal Defendant DISH Network*
20 *Corporation*

21 **DISTRICT COURT**

22 **CLARK COUNTY, NEVADA**

23 **PLUMBERS LOCAL UNION NO. 519**
24 **PENSION TRUST FUND and CITY OF**
25 **STERLING HEIGHTS POLICE AND FIRE**
26 **RETIREMENT SYSTEM, derivatively on**
27 **behalf of nominal defendant DISH**
28 **NETWORK CORPORATION,**

Plaintiffs,

v.

CHARLES W. ERGEN; JAMES
DEFRANCO; CANTEY M. ERGEN;
STEVEN R. GOODBARN; DAVID
MOSKOWITZ; TOM A. ORTOLF; CARL
E. VOGEL; GEORGE R. BROKAW;
JOSEPH P. CLAYTON; and GARY S.
HOWARD,

Defendants,

DISH NETWORK CORPORATION, a
Nevada corporation,

Nominal Defendant

CASE NO.: A-17-763397-B
DEPT. NO.: XI

**ORDER GRANTING MOTION TO
ASSOCIATE COUNSEL (EMILY V.
BURTON)**

Hearing Date: Aug 31, 2018
Hearing Time: In Chambers

HOLLAND & HART LLP
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This matter came for hearing before the Court on August 31, 2018 in chambers on the Motion to Associate Counsel of Emily V. Burton, Esq. of the law firm of Young Conaway Stargatt & Taylor, LLP, which was filed pursuant to Nevada Supreme Court Rule 42, together with a Verified Application for Association of Counsel, Certificate of Good Standing and the State Bar Statement. The Motion to Associate Counsel having been properly noticed, no Opposition having been filed pursuant to EDCR 2.20(e), the Court being fully apprised in the premises, and good cause appearing,

IT IS HEREBY ORDERED that the Motion to Associate Counsel is hereby GRANTED and Emily V. Burton, Esq. is hereby admitted to practice before the above-entitled Court for the purposes of the above-entitled matter only.


IT IS FURTHER ORDERED that by accepting this admission, Ms. Burton agrees to submit to the Court's jurisdiction and appear without subpoena for any proceedings required by the Court which relate to Ms. Burton's conduct in this matter, including motions, depositions, and evidentiary hearings, whether or not Ms. Burton has withdrawn from representing any party pursuant to Nevada Supreme Court Rule 42(13)(a).

IT IS SO ORDERED.

DATED this 14 day of September 2018.


DISTRICT COURT JUDGE

Respectfully submitted by:

By 
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Robert J. Cassity, Esq. (9779)
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Emily V. Burton (*pro hac vice* pending)
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4 *Committee of Nominal Defendant DISH*
5 *Network Corporation*
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