



COMMONWEALTH of VIRGINIA
Office of the Attorney General

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Richmond, Virginia 23219

December 3, 2008

Ms. Deborah Holmes
Deputy Clerk
U.S. Court of Appeals for the Second Circuit
Office of the Clerk of Court
The Daniel Patrick Moynihan Courthouse
500 Pearl Street
New York City, NY 10007

RE: Pro Se Appeal in *Bernstein v. Appellate Div. First Dep't
Disciplinary Committee*, No. 08-4873

Dear Ms. Holmes:

I am writing about two matters in the above-captioned *pro se* appeal to your court. I will be representing several Virginia State Bar employees who are Appellees in this appeal.

First, the Virginia Appellees would like to join the request made by Proskauer Rose to have all Appellee briefing due on March 19, 2009. Currently there is a date set for briefing on December 17 as well as March 19. I only learned this week about the scheduling for this appeal and would appreciate the additional time. I would also ask the court for guidance concerning its expectations for the appearance of out-of-state parties for hearings and argument.

Second, we have sent our materials for my admission *pro hac vice* to the New York Attorney General's Office. Hopefully those will be filed soon. It is our understanding from the Clerk's Office that state government attorneys, like federal government attorneys, do not need to pay the \$190.00 admission fee and that my social security number is not needed for *pro hac* admission.

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If any of the above is incorrect or you need additional information, please call me at 804-786-1586. Thank you very much for your assistance.

Sincerely,



Stephen M. Hall
Assistant Attorney General

cc: Patrick Walsh, Esq.
Counsel for the New York State Appellants

Eliot I. Bernstein
P. Stephen Lamont
Appellants *Pro Se*

Kent K. Anker, Esq.
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Counsel for Proskauer Rose LLP, Kenneth Rubenstein,
Steven C. Krane, and the Estate of Stephen R. Kaye