

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF NEW YORK

Hearing Date: September 14, 2009 at 1:30 p.m.
Objection Deadline: September 9, 2009 at 4:30 p.m.

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In re
SUFFOLK READY MIX, LLC,

NOTICE OF MOTION
TO ADMIT COUNSEL
PRO HAC VICE

Debtor.

Case No. 09-75473-REG

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PLEASE TAKE NOTICE that upon the annexed affidavit of movant in support of this motion and the Certificate of Good Standing annexed thereto we will move this Court before the Honorable Robert E. Grossman at the United States Bankruptcy Court for the Eastern District of New York, pursuant to Rule 2090-1(b) of the Local Rules for the United States Bankruptcy Court for the Eastern District of New York and Rule 1.3(c) of the Local Rules of the United States District Courts for the Southern and Eastern Districts of New York for an Order allowing the admission of movant, Michael J. Fencer, a partner of the firm of Jager Smith P.C. and a member in good standing of the bars of the Commonwealth of Massachusetts, the United States District Court for the District of Massachusetts, and the United States Court of Appeals for the First Circuit, as attorney *pro hac vice* to appear in this case as counsel for the Official Committee of Unsecured Creditors. There are no pending disciplinary proceedings against me in any State or Federal court.

Respectfully submitted,

/s/ Michael J. Fencer



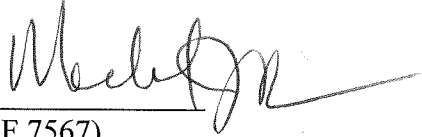
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telephone: (617) 951-0500
facsimile: (617) 951-2414

Dated: August 27, 2009

JS#250459v1

5. Wherefore your affiant respectfully submits that he be permitted to appear as counsel and advocate *pro hac vice* in this one case for the Official Committee of Unsecured Creditors.

/s/ Michael J. Fencer



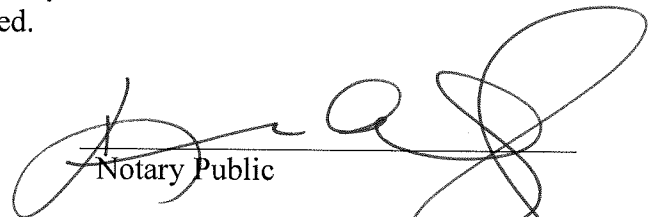
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Dated: August 27, 2009

COMMONWEALTH OF MASSACHUSETTS

SUFFOLK, ss

On this 27th day of August 2009, before me, the undersigned notary public, personally appeared Michael J. Fencer, who proved to me through satisfactory evidence of identification, which were/was personal knowledge, to be the person whose name is signed on the foregoing instrument, and who swore to me that the contents of the document are truthful and accurate to the best of his/her knowledge, and did depose and say that he/she executed the same for the purposes therein contained as his/her free act and deed.



Notary Public



KRISTIN A. SLACK
Notary Public
Commonwealth of Massachusetts
My Commission Expires
September 10, 2015

EXHIBIT A

COMMONWEALTH OF MASSACHUSETTS

SUFFOLK, SS.

BE IT REMEMBERED, that at the Supreme Judicial Court holden at Boston within and for said County of Suffolk, on the seventeenth day of January A.D. 2001, said Court being the highest Court of Record in said Commonwealth:

Michael J. Fencer

being found duly qualified in that behalf, and having taken and subscribed the oaths required by law, was admitted to practice as an Attorney, and, by virtue thereof, as a Counsellor at Law, in any of the Courts of the said Commonwealth: that said Attorney is at present a member of the Bar, and is in good standing according to the records of this Court*.

In testimony whereof, I have hereunto set my hand and affixed the seal of said Court, this **twenty-fifth** of **August**

in the year of our Lord **two thousand and nine**.



Maura S. Doyle
MAURA S. DOYLE, Clerk

* Records of private discipline, if any, such as a private reprimand imposed by the Board of Bar Overseers or by any court, are not covered by this certification.

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF NEW YORK

)	
In re)	
)	
SUFFOLK READY MIX, LLC,)	Chapter 11
)	Case No. 09-75473-REG
Debtor.)	
)	

CERTIFICATE OF SERVICE

I, Steven C. Reingold, hereby certify that on this 28th day of August, 2009, I caused true copies of the *Notice of Motion to Admit Counsel Pro Hac Vice* and *Affidavit of Michael J. Fencer in Support of Motion to Admit Counsel Pro Hac Vice* to be served upon the parties set forth on the attached service list, who do not otherwise receive electronic notice of filing, via first class mail postage prepaid.

OFFICIAL COMMITTEE OF UNSECURED
CREDITORS OF SUFFOLK READY MIX, LLC

By its proposed attorneys,

/s/ Steven C. Reingold

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In re Suffolk Ready Mix, LLC.

Case No. 8-09-75473-REG

2002 Service List

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