

**Ryan Beckstrom**  
**Utah State Bar # 14593**  
**Kirton McConkie**  
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**(801) 328-3600 bhathaway@kmclaw.com**  
**Attorney For Defendants**

**UNITED STATES DISTRICT COURT**  
**District of Utah, Central Division**

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FEDERAL TRADE COMMISSION, et al.,	*	
	*	
Plaintiffs	*	Motion for Pro Hac Vice Admission and
	*	Consent of Local Counsel
	*	
v.	*	
	*	
ZURIXX, LLC, et al.,	*	
	*	Case No. 2:19-cv-00713-DAK-CMR
Defendant.	*	

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Pursuant to D.U. Civ Rule 83-1.1(d), I move the admission of Elliot Kelly as pro hac vice counsel for Defendants Zurixx, LLC; Carlson Development Group, LLC; CJ Seminar Holdings, LLC; Zurixx Financial, LLC; Christopher A. Cannon; James M. Carlson, and Jeffery D. Spangler, and consent to serve as local counsel. The application for pro hac vice admission is attached as exhibit A to this motion, an Electronic Case Filing Registration Form as exhibit B, and the admission fee, if required, has been paid to the court with the submission of this motion.

Dated 10/14/2019

\_\_\_\_\_  
Ryan Beckstrom

**CERTIFICATE OF SERVICE**

I hereby certify that on the 14<sup>th</sup> day of October, 2019, I caused a true and correct copy of the foregoing **MOTION FOR PRO HAC VICE ADMISSION AND CONSENT OF LOCAL COUNSEL** to be served by the method(s) indicated below on the following:

<input type="checkbox"/>	U.S. MAIL	Amanda R. Grier
<input type="checkbox"/>	HAND DELIVERY	Collot Guerard
<input type="checkbox"/>	FAX TRANSMISSION	Joshua A. Doan
<input type="checkbox"/>	FEDERAL EXPRESS	Miry Kim
<input checked="" type="checkbox"/>	E-FILING	600 Pennsylvania Ave., NW., CC-8528 Washington, D.C. 20580 Attorneys for Plaintiff Federal Trade Commission

<input type="checkbox"/>	U.S. MAIL	Thomas M. Melton
<input type="checkbox"/>	HAND DELIVERY	Robert G. Wing
<input type="checkbox"/>	FAX TRANSMISSION	Douglas E. Devore, II
<input type="checkbox"/>	FEDERAL EXPRESS	Kevin M. McLean
<input checked="" type="checkbox"/>	E-FILING	Assistant Attorney General 160 East 300 South, Fifth Floor Salt Lake City, UT 84114 Attorneys for Plaintiff Utah Division of Consumer Protection

/s/ Kelsey Murry

# **Exhibit A**

**UNITED STATES DISTRICT COURT FOR THE DISTRICT OF UTAH**

**APPLICATION FOR ADMISSION PRO HAC VICE**

Name of Attorney: Elliot Kelly Telephone: (212) 370-6277  
 Firm Name: Venable LLP  
 Business Address: 1270 Avenue of the Americas  
24<sup>th</sup> Floor  
New York, NY 10020

Current bar memberships and date of admission:

Jurisdiction	Bar Number	Admitted on
<u>New York</u>	<u>5588959</u>	<u>02/22/2019</u>

Have you ever been the subject of disciplinary action by any bar to which you have been admitted?  
 No  Yes ( provide additional information)

Prior pro hac vice admissions in the District of Utah:  none

Case Name: \_\_\_\_\_  
 Case Number: \_\_\_\_\_  
 Admission Date: \_\_\_\_\_

(Attach list of other cases separately if more space is needed.)

I certify that I am a member in good standing of all bars to which I have been admitted. I further agree to read and comply with the Utah Rules of Professional Conduct and the Utah Standards of Professionalism and Civility. This certification that the foregoing is true and correct is made under penalty of perjury.

/s/ Elliot Kelly  
Signature

10/9/2019  
Date

# Exhibit B

UNITED STATES DISTRICT COURT  
DISTRICT OF UTAH

**ELECTRONIC CASE FILING REGISTRATION FORM**

Attorneys who are active or current pro hac vice members of the District of Utah's Bar may register for the District of Utah E-Filing System by (i) completing the required training and (ii) signing and returning this form to the Court. Please review carefully the registration conditions set forth below before signing.

Elliot	Kelly	Venable LLP
Name - First	Middle	Last
1270 Avenue of the Americas, 24 <sup>th</sup> Floor		New York, NY 10020
Mailing Address		City, State, Zip
Utah State Bar # (if applicable)		(212) 370-6277
		Telephone Number

By signing this form, I understand and consent to the following:

- Pursuant to Fed. R. Civ. P. 5(b)(2)(E), I will receive all items required to be served under Fed.R.Civ.P. 5(a) and 77 (d) and Fed. R. Crim P. 49 by either (i) notice of electronic filing, or (ii) e-mail transmission;
- Such electronic service will constitute service and notice of entry as required by those rules;
- I waive my right to service by USPS mail;
- I will abide by all Court rules, orders, and procedures governing the use of the electronic filing system;
- The combination of user ID and password issued by this Court will serve as the equivalent of my signature when I e-file documents with the Court;
- I will carefully examine all documents prior to e-filing them to either (i) redact sensitive and private information pursuant to DUCiv R , or (ii) move that the filing be sealed; and
- I will secure and protect my Court-issued password against unauthorized use or compromise.

Email Address(es):

Primary E-mail address EKelly@venable.com

Up to two additional e-mail addresses 1) \_\_\_\_\_ ,

2) \_\_\_\_\_

**To receive a login, please complete one of these four options. Please check appropriate box.**

I have completed the CMECF Online Computer-Based Training modules on the court website at <http://www.utd.uscourts.gov/online-computer-based-training-cmecf>

I have completed the CMECF Training for Attorneys given by an in-house trainer in my firm.

I have an ECF account in the Utah Bankruptcy Court or in another Federal District or Bankruptcy Court.

I have attended CMECF Training given by the Court.

Date: 10/9/2019

Signature: /s/ Elliot Kelly

UNITED STATES DISTRICT COURT  
DISTRICT OF UTAH

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FEDERAL TRADE COMMISSION, et al.,

Plaintiffs

ORDER FOR PRO HAC VICE ADMISSION

v.

ZURIXX, LLC, et al.,

Case Number 2:19-cv-00713-DAK-CMR

Defendants

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It appearing to the Court that Petitioner meets the pro hac vice admission requirements of DUCiv R 83-1.1(d), the motion for the admission pro hac vice of Elliot Kelly in the United States District Court, District of Utah in the subject case is GRANTED.

Dated: this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_  
U.S. District Judge