

**IN THE UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

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 NATIONAL ASSOCIATION OF THEATRE OWNERS; NATIONAL ASSOCIATION OF THEATRE OWNERS OF NEW JERSEY; AMERICAN MULTI-CINEMA, INC.; CINEMARK USA, INC.; REGAL CINEMAS, INC.; BJK ENTERTAINMENT, INC.; BOW TIE CINEMAS, LLC; and COMMUNITY THEATERS LLC, :
 : Case No. 3:20-cv-08298-BRM-TJB
 :
 :
 Plaintiffs, : ECF Case
 :
 :
 - against - :
 :
 PHILIP D. MURPHY, in his official capacity as Governor of New Jersey; and JUDITH PERSICILLI, in her official capacity as Acting Commissioner of Health, :
 :
 :
 Defendants. : X

**DECLARATION OF JOHN D. FREED
IN SUPPORT OF MOTION FOR
ADMISSION PRO HAC VICE**

I, John D. Freed, declare under 28 U.S.C. § 1746 as follows:

1. I am an attorney at law in the State of California and an associate in the law firm Davis Wright Tremaine LLP.

2. I make this declaration on personal knowledge and in support of this application to make a special appearance and participate *pro hac vice* in this matter on behalf of Plaintiffs in the above-captioned matter.

3. I respectfully submit that for the reasons that follow good cause exists to permit me to make a special appearance and participate *pro hac vice* in this matter.

4. Plaintiffs have requested that I assist in their representation in this matter.

5. Since December 15, 2008, I have been a member in good standing of the bar of California. The roll of the members of this bar is maintained at: State Bar of California, 180 Howard Street, San Francisco, CA 94105.

6. Since 2010, I have been a member in good standing of the bar of the Ninth Circuit Court of Appeals. The roll of the members of this bar is maintained at: Office of the Clerk, James R. Browning Courthouse, U.S. Court of Appeals, 95 Seventh Street, San Francisco, CA 94103.

7. Since November 16, 2009, I have been a member in good standing of the bar of the Northern District of California. The roll of the members of this bar is maintained at: Clerk of the Court, United States District Court, 450 Golden Gate Avenue, San Francisco, CA 94102.

8. Since November 12, 2009, I have been a member in good standing of the bar of the Eastern District of California. The roll of the members of this bar is maintained at: U.S. District Court, Office of the Clerk, 501 I Street, Suite 4200, Sacramento, CA 95814.

9. Since November 13, 2009, I have been a member in good standing of the bar of the Southern District of California. The roll of the members of this bar is maintained at: Clerk's Office, James M. Carter & Judith N. Keep U.S. Courthouse, 333 W. Broadway, San Diego, CA 92101.

10. Since November 13, 2009, I have been a member in good standing of the bar of the Central District of California. The roll of the members of this bar is maintained at: United States District Court, Central District of California, 255 E. Temple Street, Suite TS-134, Los Angeles, CA 90012.

11. No disciplinary proceedings are pending against me in any jurisdiction, and no discipline has previously been imposed upon me in any jurisdiction. Likewise, I am not under suspension or disbarment by any court.

12. If this application to make a special appearance *pro hac vice* is granted, I agree to:

- a. Contribute to the New Jersey Client Security Fund and Ethics Financial Committee such fees as required under Local Civil Rule 101.1 (c)(2), which directs that such contributions be made in accordance with New Jersey State Court Rules 1:20-1 (b) and 1:28-2;
- b. Abide by the Rules Governing this Court, including all disciplinary rules;
- c. Consent to the appointment of the Clerk of the United States District Court for the District of New Jersey as agent upon whom service of process may be made for all actions against me that may arise out of my participation in this matter;
- d. Notify the Court immediately of any matter affecting my standing at the Bar of any other court; and
- e. Have all pleadings, briefs and other papers filed with the Court signed by Geoffrey S. Brounell, or another attorney licensed to practice law in the District of New Jersey, as the attorney of record for Plaintiffs.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Dated: July 7, 2020

Respectfully submitted,

DAVIS WRIGHT TREMAINE LLP

By:  _____

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