Name and address:

Elsie B. Kappler
Federal Trade Commission
600 Pennsylvania Ave., NW, CC-8528
Washington, DC 20580

FILED
CLERK, U.S. DISTRICT COURT
9/9/24
CENTRAL DISTRICT OF CALIFORNIA
BY: MRV DEPUTY

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

Federal Trade Commission
Plaintiff(s),

v.

Ascend Capventures Inc. et al.
Defendant(s),

CASE NUMBER
2:24-cv-07660SPG(JPRx)

APPLICATION OF NON-RESIDENT ATTORNEY TO APPEAR IN A SPECIFIC CASE *PRO HAC VICE*

INSTRUCTIONS FOR APPLICANTS

(1) *The attorney seeking to appear pro hac vice must complete Section I of this Application, the certification in Section II, and have the designated Local Counsel sign in Section III. Space to supplement responses is provided in Section IV. The applicant must also attach a Certificate of Good Standing (issued within the last 30 days) from every state bar to which he or she is admitted; failure to do so will be grounds for denying the Application. Scan the completed Application, together with any attachment(s), to a single Portable Document Format (PDF) file.*

(2) *Have the designated Local Counsel file the Application electronically using the Court's electronic filing system ("Motions and Related Filings => Applications/Ex Parte Applications/Motions/Petitions/Requests => Appear Pro Hac Vice (G-64)"), attach a Proposed Order (using Form G-64 ORDER, available from the Court's website), and pay the required $500 fee online at the time of filing (using a credit card). The fee is required for each case in which the applicant files an Application. Failure to pay the fee at the time of filing will be grounds for denying the Application.* ***Out-of-state federal government attorneys are not required to pay the $500 fee.*** *(Certain attorneys for the United States are also exempt from the requirement of applying for pro hac vice status. See L.R. 83-2.1.4.) A copy of the G-64 ORDER in Word or WordPerfect format must be emailed to the generic chambers email address. L.R. 5-4.4.2.*

SECTION I - INFORMATION

Kappler, Elsie B.
Applicant's Name (Last Name, First Name & Middle Initial) *check here if federal government attorney* ☑

Federal Trade Commission
Firm/Agency Name

600 Pennsylvania Ave., N.W., CC-8528
Street Address

202-326-2466
Telephone Number

202-326-2558
Fax Number

Washington, DC 20580
City, State, Zip Code

ekappler@ftc.gov
E-mail Address

I have been retained to represent the following parties:

Federal Trade Commission — ☒ *Plaintiff(s)* ☐ *Defendant(s)* ☐ *Other:* _____

_____ — ☐ *Plaintiff(s)* ☐ *Defendant(s)* ☐ *Other:* _____

Name(s) of Party(ies) Represented

List all state and federal courts (including appellate courts) to which the applicant has been admitted, and provide the current status of his or her membership. Use Section IV if more room is needed, or to provide additional information.

Name of Court	*Date of Admission*	*Active Member in Good Standing? (if not, please explain)*
Massachusetts Supreme Judicial Court	01/08/1993	Active member in Good Standing
United States Supreme Court	01/2003	Active member in Good Standing
U.S. Court of Appeals for the First Circuit	02/1993	Active member in Good Standing

List all cases in which the applicant has applied to this Court for *pro hac vice* status in the previous three years (continue in Section IV if needed):

Case Number	*Title of Action*	*Date of Application*	*Granted / Denied?*

If any *pro hac vice* applications submitted within the past three (3) years have been denied by the Court, please explain:

Attorneys must be registered for the Court's electronic filing system to practice pro hac vice in this Court. Submission of this Application will constitute your registration (or re-registration) to use that system. If the Court signs an Order granting your Application, visit www.pacer.gov to complete the registration process and activate your e-filing privileges in the Central District of California.

SECTION II - CERTIFICATION

I declare under penalty of perjury that:

(1) All of the above information is true and correct.
(2) I am not a resident of the State of California. I am not regularly employed in, or engaged in substantial business, professional, or other activities in the State of California.
(3) I am not currently suspended from and have never been disbarred from practice in any court.
(4) I am familiar with the Court's Local Civil and Criminal Rules, the Federal Rules of Civil and Criminal Procedure, and the Federal Rules of Evidence.
(5) I designate the attorney listed in Section III below, who is a member in good standing of the Bar of this Court and maintains an office in the Central District of California for the practice of law, in which the attorney is physically present on a regular basis to conduct business, as local counsel pursuant to Local Rule 83-2.1.3.4.

Dated 8/20/2024

Elsie B. Kappler
Applicant's Name (please type or print)

Elsie B. Kappler
Applicant's Signature

SECTION III - DESIGNATION OF LOCAL COUNSEL

Jeffrey Tang
Designee's Name (Last Name, First Name & Middle Initial)

Federal Trade Commission
Firm/Agency Name

10990 Wilshire Boulevard, Suite 400
Street Address

Los Angeles, CA 90024
City, State, Zip Code

310-824-4303
Telephone Number

Fax Number

jtang@ftc.gov
Email Address

308007
Designee's California State Bar Number

I hereby consent to the foregoing designation as local counsel, and declare under penalty of perjury that I maintain an office in the Central District of California for the practice of law, in which I am physically present on a regular basis to conduct business.

Dated 8/20/24

Jeffrey Tang
Designee's Name (please type or print)

Designee's Signature

SECTION IV - SUPPLEMENT ANSWERS HERE (ATTACH ADDITIONAL PAGES IF NECESSARY)

United States Court of Appeals for the Tenth Circuit (May, 2006) - Active member in good standing
United States District Court for the District of Massachusetts (March, 1993) - Active member in good standing
United States District Court for the District of Vermont (January, 2000) - Active member in good standing
United States District Court for the District of Nebraska (October, 2002) - Active member in good standing
United States Court of Federal Claims (September, 2002) - Active member in good standing

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 **January 8, 1993**,

said Court being the highest Court of Record in said Commonwealth:

Elsie B. Kappler

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 **sixteenth** day of **August** in the year of our Lord **two thousand and twenty-four.**

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. X3116.

Name and address:

Elsie B. Kappler
Federal Trade Commission
600 Pennsylvania Ave., NW, CC-8528
Washington DC 20580

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

Federal Trade Commission

Plaintiff(s)

v.

Ascend Capventures Inc. et al.

Defendant(s).

CASE NUMBER

(PROPOSED) ORDER ON APPLICATION OF NON-RESIDENT ATTORNEY TO APPEAR IN A SPECIFIC CASE *PRO HAC VICE*

The Court, having determined whether the required fee has been paid, and having reviewed the Application of Non-Resident Attorney to Appear in a Specific Case *Pro Hac Vice* filed by

Kappler, Elsie B.
Applicant's Name (Last Name, First Name & Middle Initial)

202-326-2466
Telephone Number

202-326-2558
Fax Number

ekappler@ftc.gov
E-Mail Address

of

Federal Trade Commission
600 Pennsylvania Ave., NW
Washington DC 2058-
Firm/Agency Name & Address

for permission to appear and participate in this case on behalf of

Federal Trade Commission

Name(s) of Party(ies) Represented

☒ *Plaintiff(s)* ☐ *Defendant(s)* ☐ *Other:*

and designating as Local Counsel

Jeffrey Tang
Designee's Name (Last Name, First Name & Middle Initial)

308007
Designee's Cal. Bar No.

310-824-4303
Telephone Number

Fax Number

jtang@ftc.gov
E-Mail Address

of

Federal Trade Commission
10990 Wilshire Blvd., Suite 400
Los Angeles, CA 90024
Firm/Agency Name & Address

HEREBY ORDERS THAT the Application be:

☐ GRANTED.

☐ DENIED:
- ☐ for failure to pay the required fee.
- ☐ for failure to attach a Certificate of Good Standing issued within 30 days prior to filing of Application.
- ☐ for failure to complete Application: _____
- ☐ pursuant to L.R. 83-2.1.3.2: ☐ Applicant resides in California; ☐ previous Applications listed indicate Applicant is regularly employed or engaged in business, professional, or other similar activities in California.
- ☐ pursuant to L.R. 83-2.1.3.4; Local Counsel: ☐ is not member of Bar of this Court; ☐ does not maintain office in District.
- ☐ because _____

IT IS HEREBY FURTHER ORDERED THAT the Application fee, if paid: ☐ be refunded ☐ not be refunded.

Dated _____

U.S. District Judge/U.S. Magistrate Judge