IN THE UNITED STATES DISTRICT COURT EASTERN DISTRICT OF VIRGINIA

Alexandria Division

UNITED STATES OF AMERICA

v.

KIM DOTCOM, et al.,

Defendants

The Honorable Liam O'Grady

Criminal No. 1:12-CR-3

MOTION OF QUINN EMANUEL URQUHART & SULLIVAN LLP AND THE ROTHKEN LAW FIRM FOR LEAVE TO ENTER LIMITED APPEARANCE ON BEHALF OF <u>MEGAUPLOAD LIMITED AND KIM DOTCOM</u>

Non-parties Quinn Emanuel Urquhart & Sullivan LLP and the Rothken Law

Firm, on their own behalf, respectfully move this Court for leave (1) to enter limited appearances on behalf of Defendants Megaupload Limited and Kim Dotcom for purposes of (a) filing a motion under *United States v. Farmer*, 274 F.3d 800 (4th Cir. 2001), and (b) seeking to preserve evidence critical to the defense of this case, including by filing a response to the motion for a protective order filed by Carpathia Hosting, Inc., and (2) to withdraw their limited appearances at their option after the Court's resolution of the *Farmer* motion.

The grounds supporting this Motion are stated with particularity in the concurrently filed Memorandum in Support of the Motion of Quinn Emanuel Urquhart & Sullivan LLP and the Rothken Law Firm for Leave to Enter Limited Appearance on Behalf of Megaupload Limited and Kim Dotcom.

A proposed order is attached.

Respectfully submitted,

/s/ Paul F. Brinkman

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Counsel for Quinn Emanuel Urquhart & Sullivan LLP and the Rothken Law Firm

Dated: April 5, 2012

CERTIFICATE OF SERVICE

I hereby certify that on April 5, 2012, the foregoing Motion of Quinn Emanuel

Urquhart & Sullivan LLP and the Rothken Law Firm for Leave to Enter Limited Appearance on

Behalf of Megaupload Limited and Kim Dotcom was filed and served electronically by the

Court's CM/ECF system upon all registered users, and by first-class mail, postage prepaid, upon

the following:

Jay V. Prahbu Robert W. Wiechering United States Attorney's Office Eastern District of Virginia Justin W. Williams U.S. Attorney's Building 2100 Jamieson Avenue Alexandria, Virginia 22314

> <u>/s/ Paul F. Brinkman</u> Paul F. Brinkman (VSB # 35950)

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[PROPOSED] ORDER

UPON CONSIDERATION of the motion filed by non-parties Quinn Emanuel Urquhart & Sullivan LLP and the Rothken Law Firm and for the reasons stated in support thereof, it is hereby

ORDERED that attorneys from Quinn Emanuel Urquhart & Sullivan LLP and the Rothken Law Firm are granted leave to enter limited appearances on behalf of Defendants Megaupload Limited and Kim Dotcom for the purposes of (a) filing and litigating a motion under *United States v. Farmer* and (b) seeking to preserve evidence relevant to this case, including by responding to the motion for a protective order filed by Carpathia Hosting, Inc.

It is further ORDERED that, after the Court's resolution of any motion filed under *United States v. Farmer*, counsel entering limited appearances pursuant to this Order may at their option withdraw their appearances without seeking further approval from this Court. Dated: April , 2012

Judge Liam O'Grady United States District Judge