IN THE UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF DELAWARE

In re

BUILDING MATERIALS HOLDING CORPORATION, *et al.*,

Chapter 11 Case No. 09-12074 (KJC) Jointly Administered

Debtors.

MOTION FOR ADMISSION PRO HAC VICE

Pursuant to District Court Rule 83.5, Local Rule 9010-1 and the attached certification, counsel moves for the admission *pro hac vice* of Howard C. Rubin, Esquire, of the law firm of Kessler & Collins, P.C., to represent CRP Holdings B, L.P.,¹ in this action. The Admittee is admitted, practicing, and in good standing in the State of Texas and the United States District Courts for the Northern, Eastern, Western and Southern Districts of Texas, the United States Court of Appeals for the Fifth, Seventh, Ninth and Eleventh Circuits, and the Supreme Court of the United States.

Dated: November 9, 2009

<u>/s/ Duane Werb</u> Duane D. Werb (No. 1042) Julia B. Klein (No. 5198) WERB & SULLIVAN 300 Delaware Avenue, Suite 1300 P.O. Box 25046 Wilmington, DE 19899 Telephone: (302) 652-1100 Facsimile: (302) 652-1111

¹ CRP Holdings B, L.P., is successor in interest to Parker Metropolitan, L.P.

<u>CERTIFICATION OF HOWARD C. RUBIN TO BE ADMITTED</u> <u>PRO HAC VICE</u>

I, Howard C. Rubin, Esquire, certify that I am eligible for admission *pro hac vice* to this Court, am admitted, practicing, and in good standing in the jurisdictions shown in the paragraph above; and, pursuant to District Court Rule 83.5 and Local Rule 9010-1, submit to the disciplinary jurisdiction of this Court for any alleged misconduct which occurs in the preparation or the course of this action. I also certify that I am generally familiar with this Court's Local Rules and with the Standing Revised Order for the District Court Fund effective 7/23/09. I further certify that the annual fee of \$25.00 has been paid to the Clerk of Court for the District Court.

Dated: November 9, 2009

Howard C. Rubin, Esq. KESSLER & COLLINS, P.C. 2100 Ross Avenue Suite 750 Dallas TX 75201 Telephone: (214)379-0722 Facsimile: (214)373-4714 hrubin@kesslercollins.com

ORDER FOR ADMISSION PRO HAC VICE

IT IS HEREBY ORDERED that counsel's Motion for the Admission *pro hac vice* of Howard C. Rubin, Esquire, is GRANTED.

Kevin J. Carey CHIEF JUDGE, UNITED STATES BANKRUPTCY COURT

Dated: November ____, 2009

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CERTIFICATE OF SERVICE

On this 9th day of November, 2009, I caused a copy of the foregoing Motion for *Pro Hac Vice* Admission to be served upon the following counsel of record via the CM/ECF filing system and by United States mail, first class, postage prepaid.

Sean M. Beach, Esq. Donald Bowman, Jr., Esq. Robert Poppiti, Esq. YOUNG CONAWAY STARGATT & TAYLOR LLP 1000 West Street, 17th Floor Wilmington DE 19801

Office of the United States Trustee 844 King Street, Suite 2207 Lockbox 35 Wilmington DE 19801

Michael A. Rosenthal, Esq. Matthew K. Kelsey, Esq. Saee M. Muzumdar GIBSON DUNN & CRUTCHER LLP 200 Park Avenue, 47th Floor New York NY 10166

> <u>/s/ Julia Klein</u> Duane D. Werb (No. 1042) Julia B. Klein (No. 5198) WERB & SULLIVAN 300 Delaware Avenue, 13th Floor P.O. Box 25046 Wilmington, DE 19899 Telephone: (302) 652-1100 Facsimile: (302) 652-1111

Dated: November 9, 2009