

STATE OF NORTH CAROLINA

IN THE GENERAL COURT OF JUSTICE  
DISTRICT COURT DIVISION

HAYWOOD COUNTY

08-CVD-00768

<p>ETON PROPERTIES CORP., a Nevada Corporation,  Plaintiff,  vs.  CMKM DIAMONDS, INC., a Nevada Corporation,  Defendant.</p>	<p>MOTION FOR PERMISSION TO APPEAR <i>PRO HAC VICE</i></p>
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COMES NOW the Defendant, CMKM Diamonds, Inc. and its attorney Jeffrey W. Norris of the law firm of Jeffrey W. Norris & Associates, PLLC, and requests that this Court allow Bill Frizzell, member in good standing of the State of Texas Bar, whose business address is the Frizzell Law Firm, 602 South Broadway, Tyler, Texas 75701, to appear *pro hac vice* on behalf of CMKM Diamonds, Inc. in the above-styled matter. In support of this Motion, attached hereto is the Statement of Bill Frizzell and the Statement of CMKM Diamonds, Inc. as required by North Carolina General Statutes §84-4.1.

Undersigned counsel has contacted counsel for plaintiff Eton Properties Corp. who has advised plaintiff has no objection to this Motion.

RESPECTFULLY SUBMITTED this \_\_\_ day of December, 2008.

Jeffrey W. Norris & Associates, PLLC

*Attorneys for Defendant/Counter Plaintiff*

By: \_\_\_\_\_  
Jeffrey W. Norris  
N.C. Bar No. 296663  
177 N. Main Street  
Waynesville, NC 28786  
(828) 452-2221

Of Counsel:

Bill Frizzell, Texas Bar No.  
The Frizzell Law Firm  
602 South Broadway  
Tyler, Texas 75701

**CERTIFICATE OF SERVICE**

I hereby certify that the foregoing has this date been served upon the parties by hand delivering a copy of the same addressed to counsel as follows:

David F. Sutton, Esquire  
James W. Kirkpatrick, III., P.A.  
37 Branner Avenue  
Waynesville, North Carolina 28786

This \_\_\_\_ day of December, 2008.

\_\_\_\_\_  
Jeffrey W. Norris

STATE OF NORTH CAROLINA

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08-CVD-00768

ETON PROPERTIES CORP.,  
a Nevada Corporation,  
  
Plaintiff,  
  
vs.  
  
CMKM DIAMONDS, INC.,  
a Nevada Corporation,  
  
Defendant.

STATEMENT OF CMKM  
DIAMONDS, INC. IN  
SUPPORT OF MOTION  
FOR ADMISSION OF BILL  
FRIZZELL *PRO HAC VICE*

COMES NOW CMKM Diamonds, Inc. and states that it has retained Bill Frizzell of the Frizzell Law Firm as its attorney in the above-captioned matter, in which Jeffrey W. Norris and the law firm of Jeffrey W. Norris & Associates, PLLC are acting as local counsel for CMKM Diamonds, Inc. The business address for CMKM Diamonds, Inc. is 615 South Broadway, Tyler, Texas 75701 .

DATED this 3<sup>rd</sup> day of December, 2008.

CMKM DIAMONDS, INC.

By: 

Kevin M. West

Its: Chairman of the Board

STATE OF NORTH CAROLINA  
HAYWOOD COUNTY

IN THE GENERAL COURT OF JUSTICE  
DISTRICT COURT DIVISION  
08-CVD-00768

ETON PROPERTIES CORP.,  
a Nevada Corporation,  
Plaintiff,  
vs.  
CMKM DIAMONDS, INC.,  
a Nevada Corporation,  
Defendant.

STATEMENT OF BILL FRIZZELL  
IN SUPPORT OF HIS MOTION  
FOR ADMISSION *PRO HAC VICE*

COMES NOW Bill Frizzell, Esq., in support of the Motion for his admission *Pro Hac Vice* in the above-captioned matter and pursuant to North Carolina General Statutes §84-4.1, and states the following:

1. My full name is William D. (Bill) Frizzell. My business address is Frizzell Law Firm, 602 South Broadway, Tyler, Texas 75701. I am an active member in good standing of the State of Texas Bar and am duly licensed and admitted to practice in the State of Texas. My Bar membership number is 07484500. I am the owner and manager of the Frizzell Law Firm in Tyler, Texas.
2. I have been retained by CMKM Diamonds, Inc. to represent them in the above-captioned matter. A statement signed by CMKM Diamonds, Inc.'s Chairman of the Board, Kevin M. West, and indicating that CMKM Diamonds, Inc. has retained me in this matter is submitted herewith.
3. Unless permitted to withdraw sooner by order of the Court, I will continue to represent CMKM Diamonds, Inc. in this proceeding until it is resolved. With reference to all matters incident to the proceeding, I agree to be subject to the orders and

amenable to the disciplinary action and jurisdiction of the General Court of Justice and the North Carolina State Bar in all aspects as if I were a regularly admitted and licensed member of the Bar of North Carolina in good standing.

4. To the best of my knowledge and belief, the State of Texas grants like privileges to members in good standing of the Bar of North Carolina.

5. I will appear in this matter with Jeffrey W. Norris of Jeffrey W. Norris & Associates, PLLC and/or other attorneys at that firm who are residents of the State of North Carolina and are duly and legally admitted to practice in the General Court of Justice, and upon whom service may be had in all matters connected with these legal proceedings, or any disciplinary matter, with the same effect as if personally made on me within this state.

6. The following is an accurate disclosure of my disciplinary history: I have never been the subject of an order of discipline from the Bar from the State of Texas or any other state, or by any court or lawyer regulatory organization in a state in which I am or have been licensed to practice law. Likewise, I have never had any *pro hac vice* admission revoked, nor have I been the subject of disciplinary action by the courts of another state while admitted *pro hac vice* in that state.

RESPECTFULLY SUBMITTED this 3<sup>rd</sup> day of December, 2008.



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Bill Frizzell, Texas Bar No. 07484500  
Frizzell Law Firm  
602 South Broadway  
Tyler, Texas 75701