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IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON
FOR THE COUNTY OF CLARK

In re:

AMERICAN EAGLE MORTGAGE, 100 LLC;
AMERICAN EAGLE MORTGAGE, 200 LLC;
AMERICAN EAGLE MORTGAGE, 300 LLC;
AMERICAN EAGLE MORTGAGE, 400 LLC;
AMERICAN EAGLE MORTGAGE, 500 LLC;
AMERICAN EAGLE MORTGAGE, 600 LLC;
AMERICAN EAGLE MORTGAGE MEXICO
100, LLC; AMERICAN EAGLE MORTGAGE
MEXICO 200, LLC, AMERICAN EAGLE
MORTGAGE 300, LLC, AMERICAN EAGLE
MORTGAGE MEXICO 400, LLC;
AMERICAN EAGLE MORTGAGE MEXICO
500, LLC; AMERICAN EAGLE MORTGAGE
MEXICO 600, LLC; AMERICAN EAGLE I,
LLC; AMERICAN EAGLE II, LLC; and
AMERICAN EAGLE MORTGAGE SHORT
TERM, LLC

Plaintiffs,

Case No. 19-2-01458-06

MOTION FOR LIMITED ADMISSION OF
JOHN W. STEPHENS AND MICHAEL J.
ESLER PURSUANT TO APR(8)(b) (PRO
HAC VICE)

1 **I. RELIEF REQUESTED**

2 The Moving Party named below moves the Court for the limited admission of the Applicant
3 for Limited Admission named below for the purpose of appearing as a lawyer in this proceeding.

4 **Identity of Moving Party**

5 John C. Rake, WSBA No. 48910
6 Larkins Vacura Kayser LLP
7 121 SW Morrison St., Suite 700
8 Portland, OR 97204
9 Ph. (503) 222-4424
10 jrake@lvklaw.com

9 **Identity of Applicants for Limited Admission**

10 John W. Stephens, OSB No. 773583
11 Esler Stephens & Buckley LLP
12 121 SW Morrison St., Suite 700
13 Portland, OR 97204
14 Ph. (503) 223-1510
15 stephens@eslerstephens.com

Michael J. Esler, OSB No. 710560
Esler Stephens & Buckley LLP
121 SW Morrison St., Suite 700
Portland, OR 97204
Ph. (503) 223-1510
esler@eslerstephens.com

15 **II. STATEMENT OF THE FACTS**

16 John W. Stephens and Michael J. Esler are members of the Oregon State Bar and have
17 never been disbarred or censured by any Court or by any State association or other entity, and no
18 disciplinary proceedings are pending against them. Mr. Stephens & Mr. Esler represent: Diane L.
19 Anderson Revocable Trust; Diane L. Anderson trustee; Bonnie K. Buckley IRA; Bonnie K.
20 Buckley trustee; Dyess Family Trust; Carl and Kirby Dyess trustees; Peter L. Koubeck; Peter
21 L. Koubeck trustee; Michael T. Peterson IRA; Michael T. Peterson trustee; and Ed Wilson (the
22 “Anderson Class Action Plaintiffs”). The Anderson Class Action Plaintiffs will specially appear
23 and file Objections to the Receiver’s recent Motion to Approve Settlement Agreements with
24 Pacific Premier Bank and Riverview Community Bank and Grant Related Relief.

25 **III. STATEMENT OF THE ISSUE**

26 The following issue is presented for resolution by the Court:

1 Should the Applicants for Limited Admission named above be granted limited admission
2 to the practice of law pursuant to APR(8)(b) for the purpose of appearing as a lawyer in this
3 proceeding?

4 **IV. EVIDENCE RELIED UPON**

5 This motion is based on the accompanying certifications of the Moving Party and the
6 Applicants for Limited Admission.

7 **V. LEGAL AUTHORITY**

8 This motion is made pursuant to Rule 8(b) of the Admission to Practice Rules (APR).

9 **VI. PROPOSED ORDER**

10 A proposed order granting the relief requested accompanies this motion.
11

12 Dated this 1st day of: August, 2023, at Portland, Oregon.
13

14 LARKINS VACURA KAYSER LLP

15 /s/ John C. Rake

16 _____
17 John C. Rake, WSB #48910

18 jrake@lvklaw.com

19 Christopher J. Kayser, WSB #40425

20 cj kayser@lvklaw.com

21 Attorneys for Anderson Class Action Plaintiffs
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1 **CERTIFICATION OF APPLICANTS FOR LIMITED ADMISSION**

2 I hereby certify under penalty of perjury under the laws of the State of
3 Washington that:

- 4 1. I am an active member in good standing of the bar of the state or territory of the United
- 5 States or of the District of Columbia listed above as my jurisdiction of primary practice.
- 6 2. I am a resident of and maintain a law practice in that jurisdiction of primary practice.
- 7 3. I have read the Rules of Professional Conduct adopted by the Supreme Court of the State
- 8 of Washington and agree to abide by them.
- 9 4. I have complied with all of the requirements of APR(8)(b).
- 10 5. I have read the foregoing motion and certification and the statements contained in it are
- 11 full, true and correct.
- 12

13 Dated this 1st day of: August, 2023, at Portland, Oregon.

14
15 /s/ John W. Stephens
16 John W. Stephens
17 Applicant for Limited Admission

18
19 Dated this 1st day of: August, 2023, at Portland, Oregon.

20
21 /s/ Michael J. Esler
22 Michael J. Esler
23 Applicant for Limited Admission

1 **CERTIFICATION OF MOVING PARTY/WSBA MEMBER**

2 I hereby certify under penalty of perjury under the laws of the State of
3 Washington that:

- 4 1. I am an active member in good standing of the Washington State Bar Association.
- 5 2. I will be the lawyer of record in this proceeding, responsible for the conduct of the
- 6 applicants, and present at proceedings in this matter unless excused by the Court.
- 7 3. I have submitted a copy of this motion together with the required fee of \$956.00 to the
- 8 Washington State Bar Association, 1325 Fourth Avenue, Suite 600, Seattle, Washington
- 9 98101-2539.
- 10 4. I have complied with all of the requirements of APR(8)(b).
- 11 5. I have read the foregoing motion and certification and the statements contained in it are
- 12 full, true and correct.
- 13

14 Dated this 1st day of: August, 2023, at Portland, Oregon.

15
16 /s/ John C. Rake _____
17 John C. Rake
18 Moving Party
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