



1 John D. Fiero (CA Bar No. 136557)
Kenneth H. Brown (CA Bar No. 100396)
2 Miriam Khatiblou (CA Bar 178584)
Teddy M. Kapur (CA Bar No. 242486)
3 PACHULSKI STANG ZIEHL & JONES LLP
150 California Street, 15th Floor
4 San Francisco, California 94111-4500
Telephone: 415/263-7000
5 Facsimile: 415/263-7010

Signed and Filed: March 03, 2009

DENNIS MONTALI
U.S. Bankruptcy Judge

6 E-mail: jfiero@pszjlaw.com
kbrown@pszjlaw.com
7 mkhatiblou@pszjlaw.com
tkapur@pszjlaw.com

8 Attorneys for Debtor and Debtor in Possession
9 Heller Ehrman LLP

10 UNITED STATES BANKRUPTCY COURT
11 NORTHERN DISTRICT OF CALIFORNIA
12 SAN FRANCISCO DIVISION

13 In re:
14 Heller Ehrman LLP,¹
15 Debtor

Case No.: 08-32514

Chapter 11

**ORDER APPROVING RETENTION
OF OLSWANG SOLICITORS AS
SPECIAL COUNSEL**

[NO HEARING REQUIRED]

19 The Court has considered the *Debtor's Application For Entry Of Order Authorizing*
20 *Retention and Employment of Olswang Solicitors as Special Counsel For the Debtor Nunc Pro Tunc*
21 *as of the Petition Date* (the "Application") and the declaration of Graeme Levy in support thereof
22 (the "Declaration"), both filed on or about February 23, 2009. It appears that Olswang Solicitors
23 (the "Firm") does not represent or hold any interest adverse to the Debtor or to the estate with
24 respect to the matters on which it is to be employed and that its employment is in the best interest of
25 the estate. It further appears that due and sufficient notice of the Application has been given under
26 the circumstances and that no hearing on the Application is required. Based on the record before the
27 Court, and after due deliberation and sufficient cause shown,

28 ¹ The Debtor's address is 333 Bush Street, San Francisco, CA 94104, Federal Tax I.D. No. 94-1217308.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

IT IS HEREBY ORDERED THAT:

1. The Application is granted in its entirety.
2. The Debtor is authorized to employ the Firm as special counsel, effective as of the date of December 28, 2008, under section 327(e) of the Bankruptcy Code, on the terms set forth more fully in the Application.
3. The Debtor is authorized to compensate the Firm in accordance with sections 330 and 331 of the Bankruptcy Code as an expense of administration pursuant to sections 507(a) and 503(b) of the Bankruptcy Code, in such amounts and at such times as the Court may hereafter determine and allow. The *Guidelines for Compensation and Expense Reimbursement of Professionals and Trustees* promulgated by the United States Bankruptcy Court in the Northern District of California shall apply.

****END OF ORDER****

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

COURT SERVICE LIST

United States Trustee
Donna S. Tamanaha, Assistant U.S. Trustee
235 Pine Street, Suite 700
San Francisco, CA 94104
Vicky Namken
IBM Corporation
13800 Diplomat Dr.
Dallas, TX 75234

Pachulski Stang Ziehl & Jones LLP
Attn: John Fiero
Attn: Miriam Khatiblou
150 California Street
15th Floor
San Francisco, CA 94111

Thomas A. Willoughby, Esq.
Felderstein Fitzgerald Willoughby & Pascuzzi, LLP
400 Capitol Mall, Suite 1450
Sacramento, CA 95814

Olswang Solicitors
Attn: Graeme Levy
90 High Holborn
DX 37972 Kingsway
London WC1V 6XX
England