

IN THE DISTRICT COURT OF PONTOTOC COUNTY  
STATE OF OKLAHOMA

Oklahoma Department of Securities, ex  
rel. Irving L. Faught, Administrator,

Plaintiff,

-against-

Yankee Financial Group, Inc., Vasilij  
Kouznetsov aka David Anderson, Gary J.  
Giordano, and Richard Francis Kresge,

Defendants.

Case No.: No. C 03-586

**Affirmation in Support of Unopposed  
Motion to be Admitted *Pro Hac Vice***

LAWRENCE R. GELBER, ESQ., an attorney duly admitted to practice in the  
State of New York, affirms, under penalty of perjury, that the following is true:

- 1 I am a member in good standing, and have been so since 1982, of  
the Bar of the State of New York.
- 2 I am a member in good standing, and have been so since 1983, of  
the Bar of the United States District Court for the Southern District  
of New York.
- 3 I am a member in good standing, and have been so since 1983, of  
the Bar of the United States District Court for the Eastern District of  
New York.
- 4 I graduated *cum laude* from New York Law School in 1981, where I  
was a member of the Law Review.
- 5 I have been engaged in the uninterrupted full-time practice of law  
since that time, and since 1997 have been a sole practitioner  
conducting my practice in the State of New York as Lawrence R.

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JANIS HOWSEY, Court Clerk  
Pontotoc County, Oklahoma  
Mara Blase  
Deputy

Gelber, Attorney-at-Law.

- 6 I have no grievance pending against me, and I have never been suspended, placed on inactive status or disbarred, and I have never resigned from the practice of law.
- 7 I specialize in the area of securities litigation and arbitration, as well as the defense of securities industry regulatory matters. I have been engaged as defense counsel in securities class actions, arbitrations and federal and state litigations, as well as regulatory and administrative proceedings.
- 8 I have detailed knowledge of the facts and professional knowledge of the law applicable to the case at bar.
- 9 I have been informed, and understand, that a lawyer admitted *pro hac vice* is within the disciplinary jurisdiction of this Court.
- 10 The instant application is being submitted in compliance with the Rules of this Court.
- 11 My clients, Defendants Yankee Financial Group, Inc., Vasily Kouznetsov *aka* David Anderson and Richard Francis Kresge, have not yet had the opportunity to retain local counsel in this case, but understand that if required by the Rules of this Court, they are obligated to do so.
- 12 There is good cause for my admission *pro hac vice*, in that I have represented my clients in matters related to the instant case, and my clients have communicated their belief that their legal interests

would be best served by me, since the underpinnings of this case have a history with which I am familiar. Moreover, my clients have requested that I represent them in the captioned matter since the matter involves issues of securities law, and I specialize in the securities related issues present in this case.

13 I make this application in good faith. My intention to apply for admission *pro hac vice* has been communicated to all counsel of record, and I am advised by counsel for Plaintiff that there is no objection to this application.

14 No previous request for my admission *pro hac vice* in this matter has been made.

15 I certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment.

Dated: Brooklyn, New York  
November 14, 2003

  
Lawrence R. Gelber