STATE OF NORTH CAROLINA

COUNTY OF WAKE

IN THE GENERAL COURT OF JUSTICE
SUPERIOR COURT DIVISION
No. 18-CVS-014001

COMMON CAUSE, et al.,

Plaintiffs,

v.

Representative David R. LEWIS, in his official capacity as Senior Chairman of the House Select Committee on Redistricting, et al.,

Defendants.

MOTION FOR ADMISSION OF COUNSEL TO APPEAR *PRO HAC VICE*

Pursuant to N.C. Gen. Stat. § 84-4.1, Movant Phillip J. Strach moves for the admission *pro hac vice* of Patrick T. Lewis of the law firm Baker & Hostetler, LLP (the "Applicant") to appear on behalf of the Speaker of the North Carolina House of Representatives Timothy Moore, in his official capacity, President Pro Tempore of the North Carolina Senate Philip E. Berger, in his official capacity, Senator Ralph E. Hise, Jr., in his official capacity, and Representative David R. Lewis, in his official capacity (the "Legislative Defendants") in the above-captioned matter. In support of this motion, Movant respectfully shows the court:

1. The Applicant's statement, attached as Exhibit A, setting forth his qualifications to appear in this cause pursuant to N.C. Gen. Stat. § 88-4.1.

2. Mr. Lewis and the law firm of Baker & Hostetler, LLP are counsel of choice for the Legislative Defendants. A statement attesting to the retention of these applicants and the law firm of Baker & Hostetler, LLP, is attached to this motion as Exhibit B.

3. Pursuant to N.C. Gen. Stat. § 88-4.1(5), as local counsel in this matter and a resident of North Carolina, Phillip J. Strach agrees to be responsible for filing the required registration statement for the Applicant with the North Carolina State Bar. Additionally, a required fee pursuant to N.C. Gen. Stat. § 88-4.1 is being forwarded simultaneously to the Clerk of Wake County in the total amount of $225.00 ($225 per applicant) for the *pro hac vice* admission of the Applicant.

WHEREFORE, for the reasons set forth herein, Movant respectfully requests the Court to grant this request for admission *pro hac vice* of Patrick T. Lewis of the law firm Baker & Hostetler, LLP so that he may represent the interests of the Legislative Defendants in this matter.

DATED this 28th day of May, 2019

OGLETREE, DEAKINS, NASH, SMOAK & STEWART, P.C.

By: _____

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Counsel for the Legislative Defendants

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Application of Patrick T. Lewis to Appear *Pro Hac Vice* has been served upon all parties to this matter by electronic mail addressed as follows:

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Attorneys for Defendant-Intervenors

DATED this the 28th day of May, 2019.

By: _____

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Counsel for the Legislative Defendants

STATE OF NORTH CAROLINA

COUNTY OF WAKE

IN THE GENERAL COURT OF JUSTICE
SUPERIOR COURT DIVISION
No. 18-CVS-014001

COMMON CAUSE, et al.,

Plaintiffs,

v.

Representative David R. LEWIS, in his official capacity as Senior Chairman of the House Select Committee on Redistricting, et al.,

Defendants.

[PROPOSED] ORDER GRANTING MOTION FOR ADMISSION OF COUNSEL TO APPEAR *PRO HAC VICE*

This cause coming on to be heard before the undersigned on the motion of Phillip J. Strach, an attorney duly admitted to the Bar of the State of North Carolina, for the admission *pro hac vice* of Patrick T. Lewis of the law firm Baker & Hostetler, LLP, as counsel for the Speaker of the North Carolina House of Representatives Timothy Moore, in his official capacity, President Pro Tempore of the North Carolina Senate Philip E. Berger, in his official capacity, Senator Ralph E. Hise, Jr., in his official capacity, and Representative David R. Lewis, in his official capacity (the "Legislative Defendants") in connection with this case.

IT IS THEREFORE ORDERED that Patrick T. Lewis of the law firm Baker & Hostetler, LLP, be allowed to practice in the General Court of Justice of North Carolina and appear on behalf of the Legislative Defendants in the above captioned proceeding.

This _____ day of _____, 2019.

_____
The Honorable Paul C. Ridgeway
Superior Court Judge

The Honorable Joseph N. Crosswhite
Superior Court Judge

The Honorable Alma L. Hinton
Superior Court Judge

Exhibit A

STATE OF NORTH CAROLINA

COUNTY OF WAKE

IN THE GENERAL COURT OF JUSTICE
SUPERIOR COURT DIVISION
No. 18-CVS-014001

COMMON CAUSE, et al.,

Plaintiffs,

v.

REPRESENTATIVE DAVID R. LEWIS, in his official capacity as Senior Chairman of the House Select Committee on Redistricting, et al.,

APPLICATION OF PATRICK T. LEWIS TO APPEAR *PRO HAC VICE*

Patrick T. Lewis ("Petitioner") respectfully provides this Court, pursuant to N.C. Gen. Stat. § 84-4.1, this application for admission *pro hac vice* so that he may represent the Speaker of the North Carolina House of Representatives Timothy Moore, in his official capacity, President Pro Tempore of the North Carolina Senate Philip E. Berger, in his official capacity, Senator Ralph E. Hise, Jr., in his official capacity, and Representative David R. Lewis, in his official capacity (the "Legislative Defendants") in the above-captioned matter. In support of this application, Petitioner certifies that:

1. I am a practicing attorney with the law firm of Baker & Hostetler, LLP, 127 Public Square, Suite 2000, Cleveland, OH 44114. I was admitted to the Ohio Bar on November 8, 2004, and I am an active member in good standing of the Ohio Bar.

2. The Legislative Defendants have retained me to represent them in this action. Attached hereto is a signed statement from them reflecting the same pursuant to N.C. Gen. Stat. § 84-4.1(2).

3. Unless permitted to withdraw sooner by order of this Court, I will continue to represent the Legislative Defendants in this proceeding until its final determination, and with reference to all matters incident to this proceeding, agree to be subject to the orders and amenable to the disciplinary action and civil jurisdiction of the General Court of Justice and the North Carolina State Bar in all respects as if I were a regularly admitted and licensed member of the Bar of North Carolina in good standing.

4. I am admitted to practice in Ohio, a jurisdiction which grants similar out-of-state *pro hac vice* privileges to members of the Bar of North Carolina who are in good standing.

5. The Petitioner has associated with and is personally appearing in the proceeding with Phillip J. Strach (N.C. State Bar No. 29456) of the law firm Ogletree, Deakins, Nash, Smoak & Stewart, P.C., who is a resident of this State and duly and legally admitted to practice in the General Court of Justice of North Carolina. Mr. Strach has agreed to receive service on my behalf in all matters connected with these legal proceedings and in any disciplinary matter connected to these proceedings. Such service on Mr. Strach would have the same effect as if it were personally made upon me in North Carolina.

6. I am an attorney in good standing with the Ohio Bar and have not been subject to any public discipline by any Court or lawyer regulatory organization and any previous *pro hac vice* admission has not been revoked.

Respectfully submitted, this 28th day of May, 2019.

BAKER & HOSTETLER, LLP

/s/ Patrick T. Lewis

Patrick T. Lewis
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Cleveland, OH 44114
Phone 216-861-7096
Fax 216-696-0740

Counsel for the Legislative Defendants

Exhibit B

May 17, 2019

Kellie Z. Myers
Trial Court Administrator
10th Judicial District
North Carolina Judicial Branch
PO Box 1916, Raleigh, NC 27602
919-792-4780
Kellie.z.myers@nccourts.org

Re: Representation in *Common Cause et al. v. Representative David R. Lewis, in his official capacity as Senior Chairman of the House Select Committee on Redistricting, et al.*, 18-CVS-014001

Dear Ms. Myers,

We, the Legislative Defendants—Senator Philip E, Berger, in his official capacity, Senator Ralph E. Hise, Jr., in his official capacity, Representative David R. Lewis, in his official capacity, and Representative Timothy Moore, in his official capacity—have retained Patrick T. Lewis and Robert J. Tucker of Baker & Hostetler, LLP, to represent us in the proceeding entitled in the above-referenced matter.

Our legal address for these purposes:

North Carolina General Assembly
Legislative Building
16 West Jones Street
Raleigh, NC 27601

With attention line: Senator Philip E, Berger (Rm. 2007 LB); Senator Ralph E. Hise, Jr. (Rm. 300-A LOB); Representative Timothy Moore (Rm. 2304 LB); or Representative David R. Lewis (Rm. 2301 LB).

Please do not hesitate to contact the aforementioned individuals (Patrick T. Lewis) at (216) 861-7096, (Robert J. Tucker) at (614) 462-2680, or Phillip J. Strach at (919) 787-9700 if you have any questions.

Very truly yours,

Brian Fork, General Counsel to the President Pro Tempore
of the North Carolina Senate,
on behalf of Defendants Berger and Hise

Neal Inman, General Counsel to the Speaker
of the North Carolina House of Representatives,
on behalf of Defendants Moore and Lewis