

THE STATE OF SOUTH CAROLINA
In the Supreme Court

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Dec 07 2022

APPEAL FROM SPARTANBURG COUNTY
Court of Common Pleas
The Honorable R. Keith Kelly, Circuit Court Judge

S.C. SUPREME COURT

Appellate Case No. 2021-001339

Phillip Francis Luke Hughes, on behalf of the Estate of Jane K. Hughes,
Petitioner,

v.

Bank of America, National Association,
Respondent.

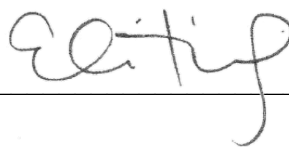
MOTION FOR ADMISSION *PRO HAC VICE* OF KATHRYN M. BARBER

The undersigned local counsel hereby moves this Honorable Court, together with the attached Verified Application, for the admission of Kathryn M. Barber to appear *pro hac vice* on behalf of Respondent Bank of America, National Association in the above captioned matter.

WHEREFORE, local counsel respectfully requests that the Court enter an order admitting Kathryn M. Barber *pro hac vice* in the above captioned matter.

Dated: December 7, 2022

Respectfully submitted,



MCGUIREWOODS LLP

Robert A. Muckenfuss
(S.C. Bar No. 13903)
201 N. Tryon Street, Suite 3000

Charlotte, NC 28202
Telephone: (704) 343-2052

Elizabeth Z. Timmermans
(S.C. Bar No. 100288)
501 Fayetteville Street, Suite 500
Raleigh, NC 27601
Telephone: (919) 755-6576

Attorneys for Respondent



The Supreme Court of South Carolina

PATRICIA A. HOWARD
CLERK OF COURT

BRENDA F. SHEALY
CHIEF DEPUTY CLERK

POST OFFICE BOX 11330
COLUMBIA, SOUTH CAROLINA 29211
TELEPHONE: (803) 734-1080
FAX: (803) 734-0384

November 28, 2022

The Honorable Patricia A. Howard
Clerk of Court, Supreme Court of South Carolina
1231 Gervais Street
Columbia, S.C. 29201

RE: Phillip Francis Luke Hughes, on behalf of the Estate of
Jane K. Hughes v. Bank of America, National Association

Case No.: 2021-001339

Dear Mrs. Howard:

I certify that the Office of Bar Admissions has received the verified application requesting Kathryn M. Barber, be admitted *pro hac vice* in the above matter. The \$250 filing fee for the applicant has been paid.

Sincerely,

M.J. Thames
Office of Bar Admissions

cc: Kathryn M. Barber, Esquire
Robert A. Muckenfuss, Esquire

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S.C. SUPREME COURT

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VERIFIED APPLICATION FOR ADMISSION *PRO HAC VICE*
S.C. SUPREME COURT IN THE STATE OF SOUTH CAROLINA

Phillip Francis Luke Hughes, on
behalf of the Estate of Jane K.
Hughes

2021-001339

Supreme Court of South
Carolina

Plaintiff

Case No.

Tribunal

vs.

Bank of America, National
Association

Mailing Address of Tribunal:

Supreme Court Building

Defendant

1231 Gervais Street
Columbia, SC 29201

Comes now Kathryn M. Barber, applicant herein, and respectfully represents the following:

1. Applicant resides at:

511 N. 24th Street

Street Address

Richmond

City of Richmond

VA

23223

City

County

State

Zip Code

(703) 395-2840

Telephone

2. Applicant is an attorney and a member of the law firm of (or practices law under the name of)

McGuireWoods LLP

, with offices at

Gateway Plaza, 800 East Canal Street

Street Address

Richmond

City of Richmond

VA

23219

City

County

State

Zip Code

(804) 775-1227

(703) 395-2840

(804) 698-2227

kbarber@mcguirewoods.com

Primary Telephone

Cell Phone

Fax Number

Email Address

3. Applicant has been retained personally or as a member of the above-named law firm by

Bank of America, National Association

to provide legal representation in

connection with the above case now pending before the above-named tribunal of the State of South Carolina.

4. Since the 9th of December, 2015, applicant has been, and presently is, a

member in good standing of the bar of the highest court of the District of Columbia or the State of Virginia where applicant regularly practices law. Attached is a certificate of good standing dated within the last 90 days from the bar of the highest court of the District of Columbia or the State where applicant regularly practices law.

5. Applicant has been admitted to practice before the following courts: (List all of the following courts

applicant has been admitted to practice before: United States District Courts; United States Circuit Courts of Appeals; the Supreme Court of the United States; and courts of other states or the District of Columbia.)

Court:	Date Admitted:
Virginia	12/9/2015
U.S. District Court for the Eastern District of Virginia	12/13/2017
U.S. Court of Appeals for the 3rd Circuit	10/12/2021
U.S. Court of Appeals for the 4th Circuit	10/19/2020
U.S. Court of Appeals for the 8th Circuit	04/2021
U.S. Court of Appeals for the 9th Circuit	10/2017
U.S. Court of Appeals for the 11th Circuit	10/2020

Applicant is presently a member in good standing of the bars of those courts listed above, except as listed below: (List any court named in the preceding paragraph that applicant is no longer admitted to practice before.)

None.

6. Applicant presently is not subject to any suspension or disbarment proceedings, and has not been formally notified of any complaints pending before a disciplinary agency, except as provided below (give particulars, e.g., jurisdiction, court date):

None.

7. Applicant never has had any application for admission *pro hac vice* in this or any other jurisdiction denied or any *pro hac vice* admission revoked, except as provided below (give particulars, e.g., date, court, docket number, judge, circumstances; attach a copy of any order of denial or revocation):

None.

8. Applicant never has had any certificate or privilege to appear and practice before any court or administrative body suspended or revoked, except as provided below (give particulars, e.g., date, court, administrative body, date of suspension and reinstatement):

None.

9. Local counsel of record associated with applicant in this case is Robert A. Muckenfuss of the McGuireWoods LLP law firm, which has offices at:

201 North Tryon Street, Suite 3000
 Street Address
Charlotte Mecklenburg NC 28202
 City County State Zip Code
(704) 343-2052 (704) 517-5949 (704) 444-8707 rmuckenfuss@mcguirewoods.com
 Primary Telephone Cell Phone Fax Number Email Address
13903
 South Carolina Bar Number

10. Applicant has previously filed an application to appear *pro hac vice* in the following South Carolina cases (give case name and status of litigation, date of application, local counsel of record in each case, and state whether application is pending or was granted).

None.

11. Applicant agrees to comply with the applicable statutes, laws and rules of the State of South Carolina and will familiarize him/herself with and comply with the South Carolina Rules of Professional

Conduct. Applicant consents to the jurisdiction of the South Carolina courts and Commission on Lawyer Conduct.

12. Applicant respectfully requests to be admitted to practice in the above-named tribunal for this case only.

DATED this 22nd day of November, 20 22



APPLICANT

VERIFICATION

STATE OF Virginia)

COUNTY OF Richmond)

I, Kathryn M. Barber, do hereby swear or affirm under penalty of perjury that I am the applicant in the above-styled matter; that I have read the foregoing application and know the contents thereof; and that the contents are true of my own knowledge, except as to those matters stated on information and belief, and that as to those matters I believe them to be true. I understand that I am under a continuing duty to promptly update the information provided in the application until the tribunal has ruled on the motion for admission pro hac vice. Further, if the motion is granted, I understand that I am under a continuing duty to promptly update the information provided in the application as long as I continue to appear pro hac vice in the action or proceeding. Any updated information shall be provided to both the tribunal that granted the motion and to the tribunal in which the action or proceeding may then be pending.

[Signature]

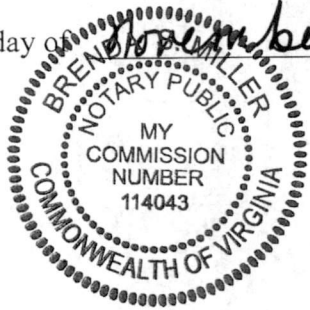
APPLICANT/AFFIANT

Subscribed and sworn to before me this 22nd day of November, 20 22

Brenda S. Muller

Notary Public for the State of Virginia

My Commission Expires: 2/29/2024



LOCAL COUNSEL CONSENT

I hereby consent, as local counsel of record, to the association of applicant in this cause pursuant to Rules Governing Admission *Pro Hac Vice* to the South Carolina Bar.

DATED this 22nd day of November, 20 22

[Signature]
LOCAL COUNSEL OF RECORD

CERTIFICATE OF SERVICE

I hereby certify that I have served a copy of this application upon the South Carolina Supreme Court by mail addressed to: South Carolina Supreme Court Office of Bar Admissions, Supreme Court Building, 1231 Gervais Street, Columbia, SC 29201, accompanied by payment of the \$250 filing fee payable to the South Carolina Supreme Court on this 22nd day of November, 20 22

[Signature]

APPLICANT/AFFIANT

Supreme Court of Virginia

AT RICHMOND

Certificate

I, Muriel-Theresa Pitney, Clerk of the Supreme Court of Virginia,
do hereby certify that

Kathryn Margaret Barber

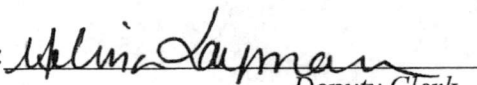
was admitted to practice as an attorney and counsellor at the bar of this Court on
December 9, 2015.

I further certify that so far as the records of this office are
concerned, Kathryn Margaret Barber is a member of the bar of this Court in
good standing.

Witness my hand and seal of said Court

This 28th day of October

A.D. 2022

By: 
Deputy Clerk