

THE STATE OF SOUTH CAROLINA  
In The Supreme Court

---

APPEAL FROM HORRY COUNTY  
Court of Common Pleas

Benjamin H. Culbertson, Circuit Court Judge

---

Appellate Case No: 2012-212143  
Court of Common Pleas Case No: 2007-CP-26-7459

**RECEIVED**

DEC 19 2013

**S.C. SUPREME COURT**

Clint A. Chestnut, Rebatt Frankie Jefford, Mary Lou Nance,  
Margaret Ramsey, Nicholas Ramsey, Harold Cushman,  
Julia Edwards, Don Emery, Eula Cooke and Glenda Rabon  
Harper, Individually and as Class Members .....Appellants,

v.

AVX Corporation.....Respondent.

---

**MOTION FOR ADMISSION OF BRADFORD A. DE VORE *PRO HAC VICE***

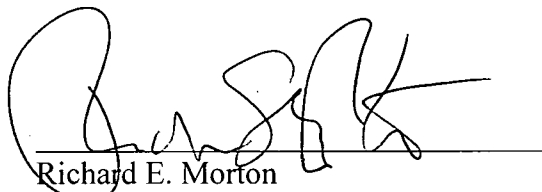
---

Pursuant to Rule 404 of the South Carolina Appellate Court Rules (SCACR) the Respondent, AVX Corporation, through local counsel, hereby moves this Court to admit attorney Bradford A. De Vore from the law firm of Womble Carlyle Sandridge & Rice, LLP, Charlotte, NC, *pro hac vice* for the purpose of representing Respondent in the

above-captioned lawsuit. In support of this Motion, the Respondent shows the Court as follows:

1. Mr. De Vore is a member in good standing of the bar of North Carolina. *See* certificate of good standing from the North Carolina Supreme Court.
2. Mr. De Vore agrees to abide by all applicable rules of this Court.
3. Womble Carlyle Sandridge & Rice, LLP, by Richard E. Morton, a member of the bar of this Court, has agreed to be designated and associated as local counsel for Mr. De Vore.
4. As required by Rules 240 and 404, this motion is accompanied by the verified application of Mr. De Vore, the certificate of good standing and the \$25 filing fee.

Dated: December 18, 2013.



Richard E. Morton  
S.C. Bar No. 15182

**WOMBLE CARLYLE SANDRIDGE & RICE**  
*A Limited Liability Partnership*  
One Wells Fargo Center, Suite 3500  
301 South College Street  
Charlotte, NC 28202-6037  
704-331-4993

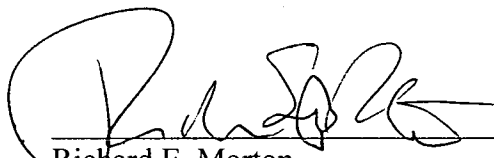
*Local Counsel for Respondent*

**CERTIFICATE OF SERVICE**

I certify that on December 18, 2013, I caused a copy of the foregoing **Respondent's Motion for Admission of Bradford A. De Vore Pro Hac Vice** to be served by United States mail to:

Gene M. Connell, Jr.  
L. Sidney Connor, IV  
Kelahe Connell & Connor PC  
P. O. Drawer 14547  
Surfside Beach, SC 29587-4547

*Attorneys for Appellants*



Richard E. Morton

**RECEIVED**

DEC 19 2013

**S.C. SUPREME COURT**

**VERIFIED APPLICATION FOR ADMISSION *PRO HAC VICE*  
IN THE STATE OF SOUTH CAROLINA**

Clint A. Chestnut, Rebatt Frankie Jefford, Mary Lou Nance, Margaret Ramsey, Nicholas Ramsey, Harold Cushman, Julia Edwards, Don Emery, Eula Cooke and Glenda Rabon Harper, Individually and as Class Representatives

2012-212143

The Supreme Court of South Carolina

Plaintiff

Case No.

Court

vs.

Mailing Address of Court: P.O. Box 11330  
Columbia, SC 29214

AVX Corporation

Defendant

**RECEIVED**  
DEC 19 2013  
S.C. SUPREME COURT

Comes now Bradford A. De Vore, applicant herein, and respectfully represents the following:

1. Applicant resides at:

20728 Rio Oro Drive

Street Address

Cornelius

Mecklenburg

NC

28031

City

County

State

Zip Code

(704) 896-0774

Telephone

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

Carlyle Sandridge & Rice, LLP, with offices at,

301 South College Street, Suite 3500

Street Address

Charlotte

Mecklenburg

NC

28202-6037

City

County

State

Zip Code

704-331-4941

704-338-7802

Telephone

Fax Number

3. Applicant has been retained personally or as a member of the above named law firm by AVX Corporation to provide legal representation in connection with the above case now pending before the above named court of the State of South Carolina.

4. Since September 18 of 1986, 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 North Carolina where applicant regularly practices law. Attached is a certificate of good standing.

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:

North Carolina	September 18, 1986
U.S.D.C. Middle District of North Carolina	February 22, 1990

U.S.D.C. Western District of North Carolina	June 6, 1994
U.S.D.C. Eastern District of North Carolina	April 22, 1996
District of Columbia Court of Appeals	January 8, 1993
U.S. Court of Appeals for the Eleventh Circuit	February 21, 1996
U.S. Court of Appeals for the Fourth Circuit	February 13, 1997

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.)

Applicant De Vore is presently a member in good standing of the bars of those courts listed above.

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):

Applicant De Vore presently is not subject to any suspension or disbarment proceedings, and has not been formally notified of any complaints pending before a disciplinary agency.

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):

Applicant De Vore has never had any application for admission pro hac vice in this or any other jurisdiction denied or any pro hac vice admission revoked.

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

Applicant De Vore has never had any certificate or privilege to appear and practice before any administrative body suspended or revoked.

9. Local counsel of record associated with applicant in this case is Richard E. Morton, of the Womble Carlyle Sandridge & Rice, LLP law firm, which has offices at:

301 South College Street, Suite 3500

Street Address

Charlotte

Mecklenburg

North Carolina

28202-6037

City

County

State

Zip Code

704-331-4993

Telephone

If applicable list all other firms/attorneys you are associated with in this matter.

N/A

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).

*Clint A. Chestnut, et al. v. AVX Corporation* (SC Court of Appeals)

Pending

August 3, 2012

Richard E. Morton

Granted

*Clint A. Chestnut, et al. v. AVX Corporation* (SC Court of Common Pleas)

Pending

August 2009

Kevin A. Dunlap

Granted

*Sandra and Danny Satterfield, et al. v. Republic Services of Kentucky, LLC*

Resolved

March 19, 2003

Sarah E. Day

Granted

*Virginia and Joseph Chibbaro, et al. v. Broad River Dragway, Inc.*

Dismissed

October 4, 2004

Sarah E. Day

Granted

*Cross Keys Against National Garbage Organization, et al. v. South Carolina Department of Health and Environmental Control, et al.*

Appeal Dismissed

July 2000

R. Howard Grubbs

Granted

*Sharon E. Turner v. Union Carbide Corp., et al.*

Resolved

April 1997

R. Howard Grubbs

Granted

*Franklin Johnson v. Cargill Inc., et al.*

Resolved

April 1996

R. Howard Grubbs

Granted

*International Paper Company v. South Carolina Department of Health and Environmental Control, et al.*

Resolved

April 1996

R. Howard Grubbs

Granted

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 court for this case only.

DATED this 18<sup>th</sup> day of December, 2013.

  
\_\_\_\_\_  
APPLICANT

**VERIFICATION**


STATE OF NORTH CAROLINA)

COUNTY OF MECKLENBURG)

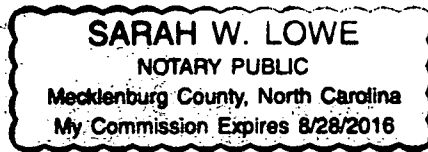
I, Bradford A. De Vore, do hereby swear or affirm under penalty of perjury that I am the applicant in the above styled matter; that I have read the foregoing application and know the contents thereof; and that the contents are true of my own knowledge, except as to those matters stated on information and belief, and that as to those matters I believe them to be true.

  
\_\_\_\_\_  
APPLICANT/AFFIANT

Subscribed and sworn to before me this 18 day of December, 2013.

  
\_\_\_\_\_  
Notary Public for the State of North Carolina

My Commission Expires: August 28, 2016



**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 16<sup>th</sup> day of December, 2013.

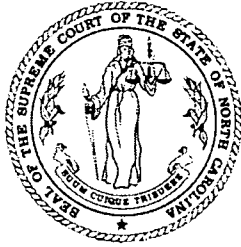
  
\_\_\_\_\_  
LOCAL COUNSEL OF RECORD

**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, 1231 Gervais Street, Columbia, SC 29201, accompanied by payment of the \$250 filing fee payable to the South Carolina Supreme Court on this 1<sup>st</sup> day of December, 2013.

  
\_\_\_\_\_  
APPLICANT/AFFIANT

# Supreme Court OF THE STATE OF NORTH CAROLINA



I, Christie S. Cameron Roeder, Clerk of the Supreme Court of North Carolina, do hereby certify that on August 23, 1986, license to practice as an Attorney and Counselor at Law in all the Courts of this State was issued by the North Carolina Board of Law Examiners to

**BRADFORD ANTHONY DE VORE**

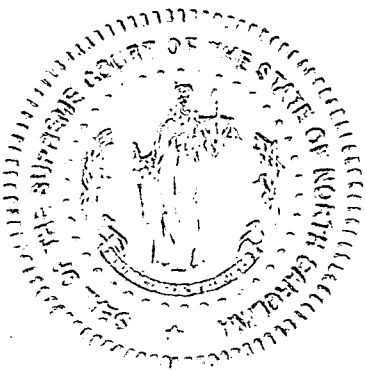
according to the certified list of licentiates reported by the Secretary of said Board and filed in my office as required by statute.

To the date of this certificate, no order revoking said license has been filed with this Court and no order suspending same is in effect.

WITNESS my hand and the Seal of the Supreme Court of North Carolina at office in Raleigh, this December 16, 2013.

A handwritten signature in cursive script that reads "Christie S. Cameron Roeder".

Christie S. Cameron Roeder  
Clerk of the Supreme Court  
of the State of North Carolina



STATE OF SOUTH CAROLINA )

COUNTY OF HORRY )

CLINT A. CHESTNUT, et al., )

Plaintiffs, )

v. )

AVX CORPORATION, )

Defendant. )

IN THE SUPREME COURT

APPELLATE CASE NO. 2012-212143

STATE COURT NO. 2007-CP-26-7459

MOTION AND ORDER INFORMATION  
FORM AND COVER SHEET

Plaintiffs' Attorney:  
Gene M. Connell, Jr., Bar No. 1358  
L. Sidney Connor, IV  
Address: P.O. Drawer 14547  
Surfside Beach, SC 29587-4547  
phone: 843-238-5648 fax: 843-238-5050  
e-mail: gconnell@classactlaw.net other:

Defendant's Attorney:  
Richard E. Morton, Bar No. 15182  
Address: 301 S College Street, Suite 3500  
Charlotte, NC 28202-6037  
phone: 704-331-4993 fax: 704-444-9963  
e-mail: rmorton@wcsr.com other

- MOTION HEARING REQUESTED (attach written motion and complete SECTIONS I and III)
- FORM MOTION, NO HEARING REQUESTED (complete SECTIONS II and III)
- PROPOSED ORDER/CONSENT ORDER (complete SECTIONS II and III)

**SECTION I: Hearing Information**

Nature of Motion:

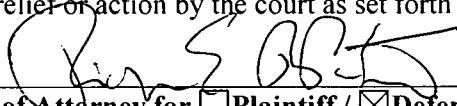
Estimated Time Needed:

Court Reporter Needed:  YES /  NO

**SECTION II: Motion/Order Type**

- Written motion attached .
- Form Motion/Order

I hereby move for relief or action by the court as set forth in the attached proposed order.



Signature of Attorney for  Plaintiff /  Defendant Date submitted 12/18/2013

**SECTION III: Motion Fee**

- PAID – AMOUNT: \$25.00
- EXEMPT:  Rule to Show Cause in Child or Spousal Support  
(check reason)  Domestic Abuse or Abuse and Neglect  
 Indigent Status  State Agency v. Indigent Party  
 Sexually Violent Predator Act  Post-Conviction Relief  
 Motion for Stay in Bankruptcy  
 Motion for Publication  Motion for Execution (Rule 69, SCRCP)  
 Proposed order submitted at request of the court; or,  
reduced to writing from motion made in open court per judge's instructions  
Name of Court Reporter:  
 Other:

**JUDGE'S SECTION**

- Motion Fee to be paid upon filing of the attached order.
- Other:

JUDGE \_\_\_\_\_

CODE: \_\_\_\_\_ Date: \_\_\_\_\_

**CLERK'S VERIFICATION**

Date Filed: \_\_\_\_\_

Collected by: \_\_\_\_\_

- MOTION FEE COLLECTED: \_\_\_\_\_
- CONTESTED – AMOUNT DUE: \_\_\_\_\_