

THE STATE OF SOUTH CAROLINA

In The Supreme Court

**RECEIVED**

DEC 05 2014

APPEAL FROM CHARLESTON COUNTY  
Court of Common Pleas

**S.C. SUPREME COURT**

G. Thomas Cooper, Jr., Circuit Court Judge Name

Appellate Case No. 2014-001465

Cephalon, Inc..... Appellant,

v.

Alan Wilson, in his capacity as  
Attorney General for the State of South Carolina.....Respondent.

MOTION FOR ADMISSION PRO HAC VICE

The undersigned local counsel hereby moves, together with the attached  
Application and Affidavit, that:

Geoffrey M. Wyatt be admitted *pro hac vice* in the above-captioned case as  
associate counsel. As local counsel, I understand that:

1. I will personally sign and include my South Carolina attorney identification  
number on each pleading, motion, discovery procedure, or other document that I  
serve or file in this court; and

2. All pleadings and other documents that I file in this case will contain my name, firm name, address, and phone number and those of my associate counsel admitted *pro hac vice*; and
3. Service of all pleadings and notices as required shall be sufficient if served upon me, and it is my responsibility to serve my associate counsel admitted *pro hac vice*; and
4. Unless excused by the court, I will be present at all pretrial conferences, hearings, and trials and may attend discovery proceedings. I will be prepared to actively participate if necessary.
5. Certification of Consultation
  - Prior to filing this Motion, I conferred with counsel for Appellant Cephalon, Inc. and Respondent, Alan Wilson, in his capacity as Attorney General for the State of South Carolina, both of whom have indicated the following position as to this Motion:  will likely oppose;  they do not intend to oppose.
  - Prior to filing this Motion, I attempted to confer with opposing counsel but was unable to do so for the following reason(s):
  - No duty of consultation is required because the opposing party is proceeding pro se.

Respectfully submitted this the 4<sup>th</sup> day of December, 2014.



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Travis J. Iams  
SC Bar No. 80252  
Alston & Bird LLP  
Bank of America Plaza  
101 South Tryon Street  
Suite 4000  
Charlotte, NC 28280-4000  
Telephone: 704-444-1137  
Facsimile: 704-444-1737

Attorney for non-party, The Chamber of  
Commerce of the United States of America and  
Pharmaceutical Research and Manufacturers of  
America

THE STATE OF SOUTH CAROLINA

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APPEAL FROM CHARLESTON COUNTY  
Court of Common Pleas

G. Thomas Cooper, Jr., Circuit Court Judge Name

Appellate Case No. 2014-001465

Cephalon, Inc..... Appellant,

v.

Alan Wilson, in his capacity as  
Attorney General for the State of South Carolina.....Respondent.

PROOF OF SERVICE

I certify that I have served the foregoing *Motion for Admission Pro Hac Vice* admission for Geoffrey M. Wyatt and attached application on Appellant Cephalon, Inc.'s counsel of record and on Respondent's, Alan Wilson, counsel of record, by depositing a copy of same in the United States mail, postage prepaid, on December 4, 2014, addressed to their attorneys of record:

William W. Wilkins  
Kirsten E. Small  
Burl F. Williams  
Nexsen Pruet, LLC  
55 East Camperdown Way (29601)  
Post Office Drawer 10648  
Greenville, SC 29603-0648

*Attorneys for Appellant Cephalon*

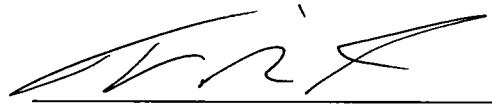
Alan Wilson  
John W. McIntosh, Esq.  
C. Havird Jones, Jr.  
S.C. Attorney General's Office  
P. O. Box 11549  
Columbia, SC 29211

Kenneth M. Suggs, Esq.  
Gerald Jowers, Jr.  
Janet Jenner & Suggs, PA

500 Taylor Street  
Columbia, SC 29201

James T. Rutherford, Esq.  
The Rutherford Law Firm, LLC  
P. O. Box 1452  
Columbia, SC 29202

*Attorneys for Respondent Alan Wilson, in  
his capacity as Attorney General for the  
State of South Carolina*

A handwritten signature in black ink, appearing to read 'T. Iams', written over a horizontal line.

Travis J. Iams

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

Cephalon, Inc.

2014-001465

State of South Carolina  
Supreme Court

Plaintiff

Case No.

Court

vs.

Alan Wilson, in his capacity as Attorney  
General for the State of South Carolina

Defendant

Mailing Address of Court: Supreme Court of South Carolina  
P.O. Box 11330  
Columbia, SC 29211

Comes now Geoffrey M. Wyatt, applicant herein, and respectfully represents the following:

1. Applicant resides at:

143 U Street, N.W.

Street Address

Washington, DC

City

County

State

20001

Zip Code

(202) 518-3617

Telephone

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

Arps, Slate, Meagher & Flom LLP, with offices at, at

1440 New York Avenue, NW

Street Address

Washington, DC

City

County

State

20005-2111

Zip Code

202-371-7008

Telephone

202-661-9118

Fax Number

3. Applicant has been retained personally or as a member of the above named law firm by the Chamber of Commerce of the United States of America ("the Chamber") and Pharmaceutical Research and Manufacturers of America ("PhRMA") 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 June 12 of 2006, 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 \_\_\_\_\_ 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:
Supreme Court of the U.S.	Dec. 10, 2008
U.S. Court of Appeals for the Second Circuit	July 5, 2011
U.S. Court of Appeals for the Third Circuit	June 24, 2014
U.S. Court of Appeals for the Fifth Circuit	Aug. 25, 2009
U.S. Court of Appeals for the Sixth Circuit	July 22, 2013
U.S. Court of Appeals for the Seventh Circuit	Mar. 27, 2009
U.S. Court of Appeals for the Ninth Circuit	Feb. 20, 2009
U.S. Court of Appeals for the Eleventh Circuit	Aug. 8, 2005
U.S. Court of Appeals for the D.C. Circuit	Jan. 16, 2007



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.)

N/A

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):

N/A

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):

N/A

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):

N/A

9. Local counsel of record associated with applicant in this case is Travis J. Iams (S.C. Bar No. 80252), of the ALSTON & BIRD, LLP law firm, which has offices at:

Bank of America Plaza  
101 South Tryon Street  
Suite 4000  
Street Address  
\_\_\_\_\_  
County Charlotte  
(704) 444-1000  
Telephone

Charlotte  
City

NC  
State

28280-4000  
Zip Code

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

David Venderbush  
Alston & Bird, LLP  
90 Park Avenue  
New York, NY 10016  
(212) 210-9400

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).

N/A

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 24th day of November, 2014.

Bulyant

APPLICANT

VERIFICATION

STATE OF DC

COUNTY OF \_\_\_\_\_)

I, Geoffrey Wyatt, 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.

Bulyant

APPLICANT/AFFIANT

Subscribed and sworn to before me this 24<sup>th</sup> day of Nov, 2014.

[Signature]  
Notary Public for the State of DC.

My Commission Expires: 2/28/2017



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 24<sup>th</sup> day of Nov, 2014.

[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, PO Box 11330, Columbia, SC 29211, accompanied by payment of the \$250 filing fee payable to the South Carolina Supreme Court on this 24<sup>th</sup> day of Nov, 2014.

[Signature]  
APPLICANT/AFFIANT



District of Columbia Court of Appeals  
Committee on Admissions  
430 F Street, N.W. — Room 123  
Washington, D. C. 20001  
202 / 879-2710

*I, JULIO A. CASTILLO, Clerk of the District of Columbia Court of Appeals, do hereby certify that*

**GEOFFREY M. WYATT**

*was on JUNE 12, 2006 duly qualified and admitted as an attorney and counselor entitled to practice before this Court and is, on the date indicated below, an active member in good standing of this Bar.*

*In Testimony Whereof, I have hereunto subscribed my name and affixed the seal of this Court at the City of Washington, D.C., on October 30, 2014.*

JULIO A. CASTILLO  
Clerk of the Court

By: *Monette Lane*  
Deputy Clerk