

3

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

RECEIVED

JUN 19 2015

Mark Kelley

Case No. 2012-CP-26-3804
Court of Appeals No. 2014-
001249

Court of Appeals
Appeal from Court of
Court of Common Pleas

Plaintiff

Case No.

Court

vs.

David Wren and Sun Publishing Co., Inc.
d/b/a The Sun News

Mailing Address of Court: 1220 Senate Street
Columbia, South Carolina 29201

Defendant

Comes now Jonathan E. Buchan, Jr., applicant herein, and respectfully represents the following:

1. Applicant resides at:

2019 Meadowood Lane

Street Address

Charlotte

Mecklenburg

NC

28211

City

County

State

Zip Code

704.904.5834

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, at

201 N. Tryon Street, Suite 3000

Street Address

Charlotte

Mecklenburg

NC

28202

City

County

State

Zip Code

704.343.2063

Telephone

704.444.8714

Fax Number

3. Applicant has been retained personally or as a member of the above named law firm by The Associated Press, Gannett Co., Inc., and Osteen Publishing Company who intend to file a motion for leave to file an amicus brief in connection with the above case now pending before the above named court of the State of South Carolina.

4. Since August of 1978, 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:

U.S. District Court, Western District of North Carolina	October 1978
U.S. District Court, Middle District of North Carolina	August 1979
U.S. District Court, Eastern District of North Carolina	July 1986
U.S. Court of Appeals for the Fourth Circuit	October 1980
United States Supreme Court	May 1984

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 administrative body suspended or revoked, except as provided below (give particulars, e.g., date, administrative body, date of suspension and reinstatement):

None

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

201 N. Tryon Street, Suite 300

Street Address

Mecklenburg

County

704.343.2000

Telephone

Charlotte

City

NC

State

28202

Zip Code

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).

See Attachment 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 18th day of June, 2015.

Jonathan E. Buchan, Jr.
APPLICANT

VERIFICATION

STATE OF NORTH CAROLINA)

COUNTY OF MECKLENBURG)

I, JONATHAN E. BUCHAN, JR., 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.

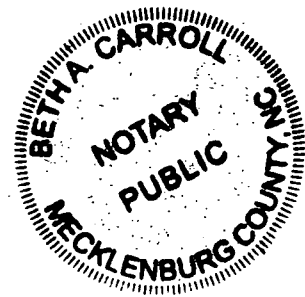
Jonathan E. Buchan, Jr.
APPLICANT/AFFIANT

Subscribed and sworn to before me this 18th day of June, 20 15.

Beth A. Carroll Beth A. Carroll

Notary Public for the State of North Carolina

My Commission Expires: November 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 18th day of June, 20 15.

[Signature]
LOCAL COUNSEL OF RECORD

CERTIFICATE OF SERVICE

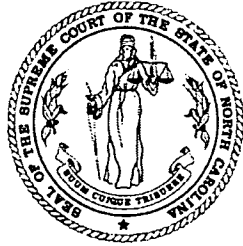
I hereby certify that I have served a copy of this application upon the South Carolina Supreme Court by mail addressed to: South Carolina Supreme Court Office of Bar Admissions, PO Box 11330, Columbia, SC 29211, accompanied by payment of the \$250 filing fee payable to the South Carolina Supreme Court on this 18th day of June, 20 15.

Jonathan E. Buchan
APPLICANT/AFFIANT

ATTACHMENT A

1. United States of America v. Mitchell Byrd, United States District Court for the District of South Carolina, Rock Hill Division, Criminal No. 91-29 (1990). Local counsel of record was William Pope of the Richland County Bar. The *pro hac vice* motion was granted.
2. State of South Carolina v. Sterling Barnett Spann, Court of General Sessions, York County, Case Nos. 82-GS46-1796 – 1799 (2002). Local counsel of record was James L. Ward, Jr. of Helms Mulliss & Wicker, PLLC. The *pro hac vice* motion was granted.
3. NAACP, et al. v. Kevin Brackett, et al., United States District Court, Rock Hill Division, CV-02-2329 (2003). Local counsel of record was Robert A. Muckenfuss of Helms Mulliss & Wicker, PLLC. The *pro hac vice* motion was granted.
4. Thomas D. Keels, Jr. v. James T. Glasscock, Jr. et al., Court of Common Pleas, Sixteenth Judicial Circuit, Sumter County, Case No. 2007-CP-43-1136. Local counsel of record was Robert A. Muckenfuss of McGuireWoods LLP. The *pro hac vice* motion was granted.
5. Lanette Hicks v. The Founders Financial Group, LLC, et al., Court of Common Pleas, Sixteenth Judicial District, York County, Case No. 08-CP-46-4678. Local counsel of record was Robert A. Muckenfuss of McGuireWoods LLP. The *pro hac vice* motion was granted.

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 19, 1978, 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

JONATHAN E. BUCHAN, JR.

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 June 17, 2015.

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



5

McGuireWoods LLP
Fifth Third Center
201 North Tryon Street
Suite 3000
Charlotte, NC 28202
Tel 704.343.2000
Fax 704.343.2300
www.mcguirewoods.com

Jonathan E. Buchan
Direct: 704.343.2063

McGUIREWOODS

jbuchan@mcguirewoods.com
Direct Fax: 704.444.8714

June 18, 2015

BY FEDERAL EXPRESS

Clerk of Court
South Carolina Court of Appeals
1220 Senate Street
Columbia, SC 29201

RECEIVED
JUN 19 2015
SC Court of Appeals

Re: *Kelley v. Wren, et al.*
Court of Appeals No. 2014-001249
Court of Common Pleas No. 2012-CP-263804 (Horry County, SC)

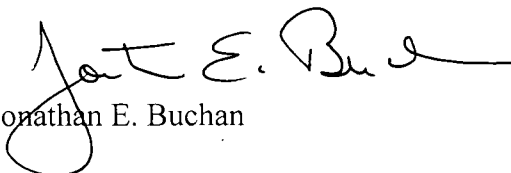
Dear Sir/Madam:

Enclosed is the original of my Verified Application for Admission *Pro Hac Vice* in the State of South Carolina in the above-captioned matter pending before the South Carolina Court of Appeals. A copy of the Application, together with the requisite \$250.00 filing fee, have been forwarded to the Supreme Court of South Carolina.

By copy of this letter, we are serving counsel for Appellants and Respondent with a copy of the Application.

Should you have any questions or require additional information, please contact my assistant, Beth Carroll at 704-343-2259.

Sincerely,


Jonathan E. Buchan

JEB/bc
Enclosures

cc: Clerk's Office, Supreme Court of South Carolina (by Federal Express)
Jay Bender, Counsel for Appellants (w/enc.) (by U.S. Mail)
James P. Stevens, Jr., Counsel for Respondent (w/enc.) (by U.S. Mail)

5

McGuireWoods LLP
Fifth Third Center
201 North Tryon Street
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Charlotte, NC 28202
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Direct: 704.343.2063

McGUIREWOODS

jbuchan@mcguirewoods.com
Direct Fax: 704.444.8714

June 18, 2015

BY FEDERAL EXPRESS

Bar Admissions
Supreme Court of South Carolina
1231 Gervais Street
Columbia, SC 29201

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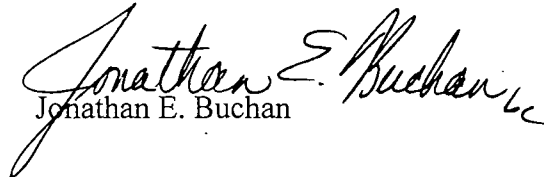
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Sincerely,


Jonathan E. Buchan

JEB/bc
Enclosures

cc: Clerk's Office, South Carolina Court of Appeals (by Federal Express)
Jay Bender, Counsel for Appellants (w/enc.) (by U.S. Mail)
James P. Stevens, Jr., Counsel for Respondent (w/enc.) (by U.S. Mail)

From: (704) 343-2000
Jonathan Edward Buchan
McGuireWoods LLP
201 North Tryon St
Suite 3000
Charlotte, NC 28202

Origin ID: QWGA



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Ship Date: 18JUN15
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CAD: 103720227/MSX12750

Delivery Address Bar Code



SHIP TO: (704) 343-2259
Clerk of Court
South Carolina Court of Appeals
1220 SENATE ST

BILL SENDER

RECEIVED

Ref # 404000-0002
Invoice #
PO #
Dept #

JUN 19 2015

COLUMBIA, SC 29201

SC Court of Appeals

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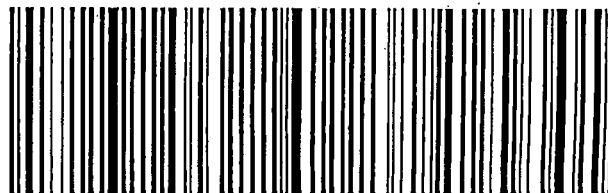
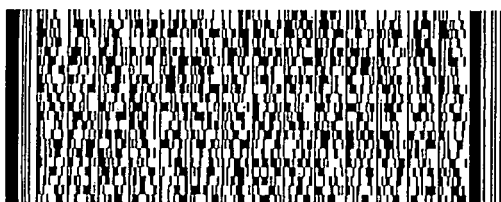
ASR

29201

SC-US

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XH USCA



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FOLD on this line and place in shipping pouch with bar code and delivery address visible

1. Fold the first printed page in half and use as the shipping label.
2. Place the label in a waybill pouch and affix it to your shipment so that the barcode portion of the label can be read and scanned.
3. Keep the second page as a receipt for your records. The receipt contains the terms and conditions of shipping and information useful for tracking your package.

Legal Terms and Conditions

Tendering packages by using this system constitutes your agreement to the service conditions for the transportation of your shipments as found in the applicable FedEx Service Guide, available upon request. FedEx will not be responsible for any claim in excess of the applicable declared value, whether the result of loss, damage, delay, non-delivery, misdelivery, or misinformation, unless you declare a higher value, pay an additional charge, document your actual loss and file a timely claim. Limitations found in the applicable FedEx Service Guide apply. Your right to recover from FedEx for any loss, including intrinsic value of the package, loss of sales, income interest, profit, attorney's fees, costs, and other forms of damage whether direct, incidental, consequential, or special is limited to the greater of 100 USD or the authorized declared value. Recovery cannot exceed actual documented loss. Maximum for items of extraordinary value is 500 USD, e.g. jewelry, precious metals, negotiable instruments and other items listed in our Service Guide. Written claims must be filed within strict time limits, see applicable FedEx Service Guide. FedEx will not be liable for loss or damage to prohibited items in any event or for your acts or omissions, including, without limitation, improper or insufficient packaging, securing, marking or addressing, or the acts or omissions of the recipient or anyone else with an interest in the package. See the applicable FedEx Service Guide for complete terms and conditions. To obtain information regarding how to file a claim or to obtain a Service Guide, please call 1-800-GO-FEDEX (1-800-463-3339).