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MAR 22 2017

THE STATE OF SOUTH CAROLINA
In The Supreme Court

APPEAL FROM HORRY COUNTY
Court of Common Pleas
John J. Milling, Special Referee

S.C. SUPREME COURT

HARLEYSVILLE GROUP INSURANCE, A PENNSYLVANIA CORPORATION,
Appellant-Respondent,

v.

HERITAGE COMMUNITIES, INC., *et al.*,
Respondents

and

MAGNOLIA NORTH HORIZONTAL PROPERTY REGIME, *et al.*,
Respondents-Appellants

Appellate Case No. 2013-001281

AND

HARLEYSVILLE GROUP INSURANCE, A PENNSYLVANIA CORPORATION,
Appellant-Respondent,

v.

HERITAGE COMMUNITIES, INC., *et al.*,
Respondents

And

RIVERWALK AT ARROWHEAD COUNTRY CLUB HORIZONTAL PROPERTY REGIME, *et al.*,
Respondents-Appellants

Appellate Case No. 2013-001291

NOTICE OF MOTION AND MOTION FOR ADMISSION PRO HAC VICE OF LAURA
FOGGANS

Laura A. Foggan
CROWELL & MORING LLP
1001 Pennsylvania Avenue, N.W.
Washington, D.C. 20004
Tel: (202) 624-2500
Fax: (202) 628-5116
Of Counsel

Elliott B. Daniels
MURPHY & GRANTLAND, PA.
P.O. Box 6648
Columbia, SC 29260
Tel: (803) 454-1256
Fax: (803) 782-4140
Counsel for Amicus Curiae

Pursuant to Rule 404 of the South Carolina Appellate Court Rules, Elliott B. Daniels, Esquire, of Murphy and Grantland, P.A. respectfully requests the Court to enter an Order permitting Laura Foggans, Esquire to appear *Pro Hac Vice* in this case as counsel for *Amici* The Complex Insurance Claims Litigation Association and The Property and Casualty Insurer's Association of America and shows unto the Court as follows:

1. Laura Foggans, Esquire is a member in good standing of the bar of the highest court of the District of Columbia, shown in Exhibit A. Additionally, Laura Foggans is an attorney with the law firm of Crowell & Moring LLP, 1001 Pennsylvania Ave. NW, Washington DC 20004.
2. Laura Foggans, Esquire, is handling this matter in association with Elliott B. Daniels, Esquire of Murphy and Grantland, P. A. who is a member in good standing of the South Carolina Bar.
3. This Motion is supported by the attached Verified Application for Admission *Pro Hac Vice* of Laura Foggans, a copy of which is attached as Exhibit B to this Motion.
4. Pursuant to Rule 404 of the South Carolina Appellate Court Rules, attached is a Verified Application for Admission *Pro Hac Vice* on behalf of Laura Foggans, Esquire, which has been served on the South Carolina Supreme Court Office of Bar Admissions, and all counsel of record, along with a check in the amount of \$250.00 made payable to the South Carolina Supreme Court.

MURPHY & GRANTLAND, P.A.



Elliott B. Daniels, Esquire
4406-B Forest Drive (29206)
P.O. Box 6648
Columbia, South Carolina 29260
(803) 782-4100
Attorneys for the Defendant

Columbia, South Carolina
March 22, 2017

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S.C. SUPREME COURT

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**APPEAL FROM HORRY COUNTY
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**HARLEYSVILLE GROUP INSURANCE, A PENNSYLVANIA CORPORATION,
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**RIVERWALK AT ARROWHEAD COUNTRY CLUB HORIZONTAL PROPERTY REGIME, *et al.*,
*Respondents-Appellants***

Appellate Case No. 2013-001291

CERTIFICATE OF SERVICE

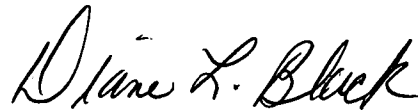
I, the undersigned employee of the law offices of Murphy & Grantland, P.A., Attorneys for Plaintiff, do hereby certify that I have served a copy of the Notice of Motion and Motion for Admission *Pro Hac Vice* of Laura Foggans, in connection with the above-referenced case by mailing a copy of the same by United States Mail, postage prepaid, to the following address(es):

Laura Foggans, Esquire
Crowell & Moring, LLP
1001 Pennsylvania Avenue, N.W.
Washington, DC 20004
Tel: 202-624-2774

C. Mitchell Brown, Esquire
William C. Wood, Jr., Esquire
Allen Mattison Bogan, Esquire
Robert Curt Calamari, Esquire
Nelson Mullins
Meridian, 17th Floor
1320 Main Street
Columbia, SC 29201
Tel: 803.799.2000

John P. Henry, Esquire
Phillip Thompson, Esquire
Thompson & Henry
1300 2nd Avenue #3
Conway, SC 29526
Tel: 843-248-5741

Laura Johnson Evans, Esquire
Karin McCarthy, Esquire
H. Michael Bowers, Esquire
Mary Barnwell Ramsay, Esquire
Smith, Moore, Leatherwood
2 W. Washington St. #1100
Greenville, SC 29601
Tel: 864-751-7600



Diane L. Black

Columbia, South Carolina
March 22, 2017

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

Harleysville Insurance Group	2013-001281; 2013-001291	South Carolina Supreme Court
Plaintiff	Case No.	Tribunal
vs.		
Heritage Communities, Inc., et al.	Mailing Address of Tribunal:	Supreme Court Building
Defendant		1231 Gervais Street
		Columbia, South Carolina 29201

Comes now Laura A. Foggan, applicant herein, and respectfully represents the following:

1. Applicant resides at:

3615 Underwood Street

Street Address	Chevy Chase	MD	20815
City	County	State	Zip Code
202.246.3382			

Telephone

2. Applicant is an attorney and a member of the law firm of (or practices law under the name of) Crowell & Moring, LLP, with offices at 1001 Pennsylvania Ave N.W.

Street Address	Washington	DC	20004
City	County	State	Zip Code
202-624-2774	202.246.3382	202-628-5116	lfoggan@crowell.com

Primary Telephone	Cell Phone	Fax Number	Email Address
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3. Applicant has been retained personally or as a member of the above-named law firm by the Complex Insurance Claims Litigation 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 December of 1983, 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 District of Columbia 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:
See Attachment #1	

Court:	Date Admitted:

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.)

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):

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):

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):

9. Local counsel of record associated with applicant in this case is Elliott B. Daniels of the Murphy & Grantland, P.A. law firm, which has offices at:

<u>4406-B Forest Drive</u>		<u>SC</u>		<u>29260</u>	
Street Address		State		Zip Code	
<u>Columbia</u>	<u>County</u>	<u>State</u>	<u>803-782-4140</u>	<u>edaniels@murphygrantland.com</u>	
<u>803-782-4100</u>	<u>919-440-9729</u>	<u>803-782-4140</u>	<u>edaniels@murphygrantland.com</u>		
Primary Telephone	Cell Phone	Fax Number	Email Address		
<u>101165</u>					
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).

See Attachment #2

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 15th day of March, 20 17



APPLICANT

VERIFICATION

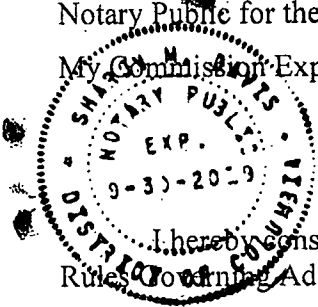
STATE OF District of Columbia
COUNTY OF _____

I, Laura A. Foggan, 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.

Laura A. Foggan
APPLICANT/AFFIANT

Subscribed and sworn to before me this 16th day of March, 20 17

Notary Public for the State of District of Columbia
My Commission Expires: 9/30/19



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 March, 20 17

[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

22nd day of March, 20 17

[Signature]
APPLICANT/AFFIANT

LAURA A. FOGGAN – BAR/COURT ADMISSIONS

Name	Address	Member No.	Admission Date
D.C. Bar	1250 H Street N.W. 6 th Floor Washington D.C. 20005-5937 (202)626-3475	375555	12/19/1983
Supreme Court of the United States www.supremecourt.gov	1 First Street NE Washington DC 20543 (202) 479.3000	N/A	3/23/1987
U.S. District Court for D.C. http://www.dcd.uscourts.gov 202.354.3190	E. Barrett Prettyman U.S. Courthouse 333 Constitution Avenue NW Washington DC 20001-2866 (202) 354.3080 (202) 273.0606 (PACER)	375555	1/3/1984
U.S. Court of Appeals for D.C. Circuit http://www.cadc.uscourts.gov	E. Barrett Prettyman U.S. Courthouse 333 Constitution Avenue NW Washington DC 20001-2866 (202) 216.7300	34532	2/16/1984
U.S. District Court of Appeals for the First Circuit http://www.ca1.uscourts.gov	John Joseph Moakley U.S. Courthouse 1 Courthouse Way Boston MA 02210-3945 (617) 748.9057	36641	2/7/2000
U.S. District Court of Appeals for the Second Circuit http://www.ca2.uscourts.gov	Thurgood Marshall U.S. Courthouse 40 Foley Square New York NY 10007 (212) 857-8500	89-580	9/21/1989
U.S. District Court of Appeals for the Third Circuit http://www.ca3.uscourts.gov	James A. Byrne U.S. Courthouse 601 Market Street Philadelphia PA 19106 (215) 597.2995	N/A	4/17/1989
U.S. Court of Appeals for the Fourth Circuit http://www.ca4.uscourts.gov	Lewis F. Powell Jr. U.S. Courthouse Annex 1100 East Main Street Suite 501 Richmond Virginia 23219-3517 (804) 916.2700	N/A	2/18/1986
U.S. Court of Appeals for the Fifth Circuit http://www.ca5.uscourts.gov	600 Camp Street New Orleans LA 70130 (504) 310.7700	N/A	1/24/1989

Name	Address	Member No.	Admission Date
U.S. Court of Appeals for the Sixth Circuit http://www.ca6.uscourts.gov	Potter Stewart U.S. Courthouse 100 East Fifth Street Cincinnati Ohio 45202 (513) 564.7000	N/A	12/7/1987
U.S. Court of Appeals for the Seventh Circuit http://www.ca7.uscourts.gov	Everett McKinley Dirksen U.S. Courthouse 219 S. Dearborn Street Room 2722 Chicago Illinois .60604 (312) 435-5850	N/A	9/25/1992
U.S. Court of Appeals for the Eighth Circuit http://www.ca8.uscourts.gov	Thomas F. Eagleton U.S. Courthouse 111 South Tenth Street Suite 24.327 St. Louis MO 63102 (314) 244.2400	N/A	12/18/1985
U.S. Court of Appeals for the Ninth Circuit http://www.ca9.uscourts.gov	James R. Browning U.S. Courthouse 95 Seventh Street San Francisco CA 94103-1526 P.O. Box 193939 San Francisco CA 94119-3939 (415) 355.7830	N/A	11/25/1988
U.S. Court of Appeals for the Tenth Circuit http://www.ca10.uscourts.gov	Byron White U.S. Courthouse 1823 Stout Street Denver CO 80257 (303) 844.3157	N/A	8/14/1995
U.S. Court of Appeals for the Eleventh Circuit http://www.ca11.uscourts.gov	Elbert P. Tuttle U.S. Court of Appeals Building 56 NW Forsyth Street Atlanta GA 30303 (404) 335.6100	N/A	4/8/1988
U.S. District Court District of Colorado http://www.cod.uscourts.gov	Alfred A. Arraj U.S. Courthouse 901 19th Street Denver CO 80294 866.365.6381 (303) 844.3433 (303) 844.3454 (PACER)		11/20/2012
U.S. District Court of the Southern District of New York http://www.nysd.uscourts.gov	Daniel Patrick Moynihan U.S. Courthouse 40 Foley Square New York NY 10007 (212) 805.0136 (212) 791.8050 (PACER)		4/16/2008

LAURA A. FOGGAN – PRIOR *PRO HAC VICE* APPLICATIONS

1. Auto-Owners Insurance Co., Inc. v. Newman, et al., No. 26450 (S.C. Supr. Ct.) (final decision issued 9/8/09) (application to appear pro hac vice granted 1/16/08);
2. Harleysville Mutual Insurance Co. v. South Carolina, et al., No. 27189 (S.C. Supr. Ct.) (final decision issued 11/21/12) (application to appear pro hac vice granted 11/15/11);
3. American Motorists Insurance co., et al. v. Hoechst Celanese Co., No. 97-CP-23-89 (S.C. Ct. App.) (final decision issued) (application to appear pro hac vice granted 3/29/00);
4. Helena Chemical Co. v. Allianz Underwriters Insurance Co., No. 96-CP-03-43 (S.C. Ct. App.) (final decision issued) (application to appear pro hac vice granted 9/24/01).