

From: SCDEfilingstat@scd.uscourts.gov
To: scd_ecf_nef@scd.uscourts.gov
Subject: Activity In Case 3:19-cv-02621-JMC Butler v. Travelers Home and Marine Insurance Company, The et al Order on Motion to Appear Pro Hac Vice
Date: Friday, October 4, 2019 8:07:49 AM

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U.S. District Court

District of South Carolina

Notice of Electronic Filing

The following transaction was entered on 10/4/2019 at 8:07 AM EDT and filed on 10/4/2019

Case Name: Butler v. Travelers Home and Marine Insurance Company, The et al

Case Number: 3:19-cv-02621-JMC

Filer:

Document Number: 12(No document attached)

Docket Text:

TEXT ORDER granting [10] Motion to Appear Pro Hac Vice. Signed by Honorable J Michelle Childs on 10/4/2019.(asni,)

3:19-cv-02621-JMC Notice has been electronically mailed to:

David Eugene Massey radmassey@aol.com, cara.chromiak@masseylegal.com,
summercollette@bellsouth.net

Summer Collette Tompkins summertompkins2010@gmail.com, edp@austinmehr.com,
knolen@austinmehr.com, shall@austinmehr.com

Erik David Peterson edp@austinmehr.com

Thomas Joseph Snodgrass jsnodgrass@larsonking.com

James Brandon McWherter bmcwherter@gilbertfirm.com

3:19-cv-02621-JMC Notice will not be electronically mailed to:

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF SOUTH CAROLINA
COLUMBIA DIVISION

MIRIAM BUTLER, individually and on)	
behalf of others similarly situated,)	
)	
Plaintiff,)	Civil Action No. 3:19-cv-02621-JMC
)	
v.)	Order
)	
THE TRAVELERS HOME AND MARINE)	
INSURANCE COMPANY and THE)	
STANDARD FIRE INSURANCE COMPANY,)	
)	
Defendants.)	

A Motion and Application/Affidavit for Admission *Pro Hac Vice* has been filed in this case and considered by the undersigned.

IT IS ORDERED THAT:

Applicant: J. Brandon McWherter who represents Plaintiff Miriam Butler and others similarly situated

- Be **granted** admission *pro hac vice* in this case.
- Be **denied** admission *pro hac vice* in this case.

Date

United States District/Magistrate Judge

803-256-4824
Telephone Number
Summertompkins2010@gmail.com
E-Mail Address

District of South Carolina
Federal Bar Number 76078

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF SOUTH CAROLINA
COLUMBIA DIVISION

MIRIAM BUTLER, individually and on behalf of others similarly situated,)	
)	
Plaintiff,)	Civil Action No. 3:19-cv-02621-JMC
)	
v.)	Application/Affidavit for
)	Pro Hac Vice Admission
THE TRAVELERS HOME AND MARINE INSURANCE COMPANY and THE STANDARD FIRE INSURANCE COMPANY,)	
)	
Defendants.)	

(1) Name, James Brandon McWherter

(2) Residence, I reside in the following state: Tennessee
If a South Carolina resident, indicate months/years of residence: _____

(3) Business Address, I am an attorney and practice law under the name of or as a member of the following firm:

Firm name: Gilbert McWherter Scott Bobbitt PLC

Mailing address: 341 Cool Springs Blvd., Suite 230 City/State/Zip: Franklin, TN 37067

Telephone number: 615-354-1144

Facsimile number: 731-664-1340

E-mail address: bmcwherter@gilbertfirm.com

(Application will not be considered without an e-mail address to receive electronic notification.)

(4) Jurisdiction of this Court, I, by execution of this Application and Affidavit, consent and agree to comply with the applicable statutes, laws, and rules of the State of South Carolina, with all applicable federal statutes, laws, and rules, including Local Rules of the United States District Court for the District of South Carolina (particularly, Local Civil Rule 83.L08 and/or Local Criminal Rule 57.L08). I consent to the jurisdiction of the

United States District Court for the District of South Carolina in all matters of attorney conduct.¹

- (5) Regular Practice of Law. I am a member in good standing of the bar of the highest court of the State of Tennessee where I regularly practice law. **Attached is my certificate of good standing.**
- (6) Additional Bar Membership. I have been admitted to practice before the following courts: (List all of the 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.) By signing this Affidavit, I certify that I am a member in good standing of each of the listed bars unless otherwise noted.

Court	Date Admitted	Good Standing
<u>TN USDC – Western (11/2001) Middle (12/2003) Eastern (5/2012)</u>		<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
<u>TN Supreme Court (11/2001), TN State Courts (2001)</u>		<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
<u>MS USDC Northern/Southern & State Courts (9/2016) MS Bar #105244</u>		<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
<u>AR USDC Eastern (12/2016), AR Bar #2018088 (8/2018)</u>		<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
<u>Fifth Circuit Court of Appeals (3/2019)</u>		<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
<u>Sixth Circuit Court of Appeals (2/2006)</u>		<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No

- (7) Pending Disciplinary Matters. Are you presently the subject of any formal suspension or disbarment proceedings, and have you been notified by any disciplinary agency of the initiation of formal procedures? Yes No
(If “yes,” give particulars, such as jurisdiction, court, date, grounds. Information to comply with this paragraph may be provided *in camera* but that fact shall be revealed below.)

- (8) Curtailment of Prior *Pro Hac Vice* Admissions. Have you ever had any application for admission *pro hac vice* in this or any other jurisdiction denied or any *pro hac vice* admission revoked? Yes No
(If “yes,” give particulars, such as date, court, docket number, judge, circumstances; attach a copy of any order of denial or revocation.)

- (9) Sanctions. Have you ever had any certificate or privilege to appear and practice before any judicial or administrative body suspended or revoked, or received a public reprimand or greater sanction? Yes No
(If “yes,” give particulars, e.g., judicial or administrative body, date of suspension, and reinstatement.)

¹This District 1 maintains a web site (www.scd.uscourts.gov) from which the federal and local rules of procedure and related materials may be obtained.

(10) Criminal Sanctions. Have you ever been convicted of a felony under the laws of the District of Columbia or of any State or under the laws of the United States?

Yes No

(If "yes," give particulars, such as date, court, judge, circumstances, and ultimate disposition.)

(11) Present and Previous *Pro Hac Vice* in this Court. Have you, within the last ten (10) years, filed an application to appear *pro hac vice* in the United States District Court for the District of South Carolina or another court in the state of South Carolina?

Yes No

(If "yes," give court, case name, docket number, and status of litigation, year of application, local counsel of record in each case, and state whether application is pending or was granted.) Attach additional pages if necessary.

(12) Designated Local Counsel. Local counsel of record associated with Applicant in this case is:

Attorney Name:	<u>Summer C. Tompkins</u>
Firm Name:	<u>Law Offices of David E. Massey Trial Lawyers</u>
Street Address or Post Office Box:	<u>1620 Gervais Street, Ste. A, P.O. Box 7014</u>
City, State, and Zip Code:	<u>Columbia, SC 29202</u>
Telephone Number:	<u>803-256-4824</u>
E-Mail Address:	<u>summertompkins2010@gmail.com</u>

I understand that local counsel of record is required to: (1) personally sign each pleading, motion, discovery procedure, or other document served or filed in this Court; (2) accept service of all pleadings and notices as required on behalf of all counsel for the party represented; (3) be present at all pretrial conferences, hearings and trials, unless excused by the Court; (4) be prepared to participate actively as may be necessary; and (5) assure compliance with Local Civil Rules 83.I.04, 83.I.05, and 83.I.06 or Local Criminal Rules 57.I.04, 57.I.05, and 57.I.06 as appropriate. Local counsel of record may attend discovery proceedings.

(13) Associated Counsel. In addition to local counsel designated above, the following counsel are also associated with the undersigned in this case.

Erik D. Peterson, T. Joseph Snodgrass

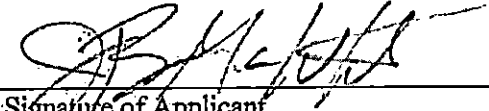
(14) Application Fee. I affirm that the application fee of two hundred and fifty dollars (\$250) has been paid in accordance with Local Civil Rule 83.I.05 or Local Criminal Rule 57.I.05 or paid herewith.

(15) Electronic Notification. By submitting this application, I consent to electronic notification.

(16) Represented Party/Parties. I seek to represent the following party/parties:

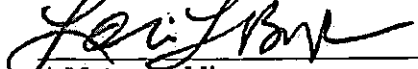
Plaintiff Miriam Butler and others similarly situated

(17) I certify that I have read Local Civil Rule 30.04 regarding the conduct of depositions.



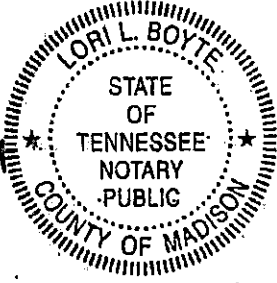
Signature of Applicant

Sworn to and subscribed before me
this 2nd day of October, 2019.



A Notary Public
of the State of TN

My Commission expires: 10/19/2022



[Type text]

Supreme Court of Tennessee
Certificate of Good Standing

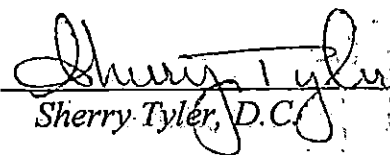
I, James M. Hivner, Clerk of the Supreme Court of the State of Tennessee, do hereby certify that


James Brandon McWherter

is a licensed and practicing attorney of the Courts of this State, having been admitted to practice on November 14, 2001, and is presently in good standing. The Supreme Court is the Court of last resort in Tennessee.

In testimony whereof, I have set my hand and affixed the seal of the Court on this the 24th day of September, 2019.

James M. Hivner
Clerk of the Supreme Court of Tennessee

By: 
Sherry Tyler, D.C.

	<p>Middle Division</p> <p>Appellate Court Clerk's Office - Nashville 100 Supreme Court Building 401 7th Avenue North Nashville, TN 37219-1407 (615) 741-2681 Tax ID#: 62-6001445</p>	<p>RECEIPT</p> <p>RECEIPT # 156655 RECEIPT DATE: SEPTEMBER 24, 2019</p>
<p>PAID BY: James Brandon McWherter GILBERT McWHERTER SCOTT BOBBITT PLC 341 Cool Springs Boulevard, Suite 230 Franklin, TN 37067</p>		<p>Clerk: KMR Receipted: \$50.00</p>

PAYMENT METHOD(S)	VOID	CHECK/MO NO.	AMOUNT
Check		12664	\$50.00

DESCRIPTION	COMMENTS	QTY	UNIT PRICE	ITEM TOTAL
Certificate of Good Standing		1	\$50.00	\$50.00

TOTAL	\$50.00
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INVOICE	BALANCE DUE
#171643	\$0.00

Gilbert, McWherter, Scott, Bobbitt PLC BPR#021600