

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

RECEIVED

Dec 29 2020

S.C. SUPREME COURT

Miriam Butler, Evelyn Stewart as
person representative of Joseph
Stewart, individually and on behalf
of others similarly situated,

2020-001285

Supreme Court of
South Carolina

Plaintiff

Case No.

Tribunal

vs.

Mailing Address of Tribunal:

P.O. Box 11330

The Travelers Home & Marine Ins.
Company and The Standard Fire Ins.
Co.

Columbia, SC 29211

Defendant

Comes now Erik D. Peterson, applicant herein, and respectfully represents the following:

1. Applicant resides at:

723 Cramer Avenue

Street Address

Lexington

Fayette

KY

40502

City

County

State

Zip Code

859-652-4999

Telephone

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

Mehr, Fairbanks & Peterson Trial Lawyers, PLLC, with offices at

201 West Short Street, Suite 800

Street Address

Lexington

Fayette

KY

40507

City

County

State

Zip Code

859-225-3731

859-652-4999

859-225-3830

edp@austinmehr.com

Primary Telephone

Cell Phone

Fax Number

Email Address

3. Applicant has been retained personally or as a member of the above-named law firm by

Miriam Butler, Evelyn Stewart as person representative of Joseph

Stewart, individually and on behalf of others similarly situated 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 June of 2009, 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

Kentucky 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:
Kentucky Supreme Court	June 5, 2009
Supreme Court of California	July 1, 2008
US District Court, Eastern District of Kentucky	May 21, 2013
United States Court of Appeals, 9 th Circuit	March 30, 2010
US District Court, Central District of California	November 19, 2008
US District Court, Southern District of California	November 18, 2008
US District Court, Northern District of California	November 24, 2008
US District Court, Eastern District of California	November 17, 2008
United States Court of Appeals, 6 th Circuit	August 1, 2008
US District Court, Western District of Kentucky	April 15, 2013

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

None.

9. Local counsel of record associated with applicant in this case is of the Law Offices of David E. Massey, Trial Lawyers

David E. Massey and
Summer Tompkins
law firm, which has offices at:

1620 Gervais Street, Suite A
Street Address
Columbia Richland SC 29202
City County State Zip Code

803-799-9022 803-256-4824 803-256-4824 radmassey@aol.com;
Primary Telephone Cell Phone Fax Number summertompkins2010@gmail.com
Massey 3679/Tompkins 76078
South Carolina Bar Number Email Address

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).

Mr. Peterson has sought *pro hac vice* admission in the United States District Court for the District of South Carolina:

Miriam Butler, et al. v. Travelers, et al., before the SCSC, 9/25/2019, David E. Massey and Summer Tompkins, Granted.
Gloria Bryson, et al. v. Liberty Insurance Corp., et al., stayed pending SCSC decision in Butler, 7/15/2020, David E. Massey and Summer Tompkins, Granted.
Beverly Leach v. Universal Ins. Co. of North America, stayed pending SCSC decision in Butler, 7/15/2020, David E. Massey and Summer Tompkins, Granted.
Linda Floyd, et al. v. Allstate Indemnity Company, et al., awaiting order on stay pending SCSC decision in Butler, 7/15/2020, David E. Massey and Summer Tompkins, 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 tribunal for this case only.

DATED this 23rd day of October, 2020

s/Erik D. Peterson
APPLICANT

VERIFICATION

STATE OF Kentucky)

COUNTY OF Fayette)

I, Erik D. Peterson, 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.

[Signature]
APPLICANT/AFFIANT

Subscribed and sworn to before me this 23rd day of October, 2020

[Signature: Susan Hall]

Notary Public for the State of Kentucky, 619098

My Commission Expires: March 12, 2023

SUSAN HALL
NOTARY PUBLIC
STATE AT LARGE - KENTUCKY
ID # 619098
MY COMMISSION EXPIRES MARCH 12, 2023

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 29th day of October, 2020

s/ Summer Tompkins

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 23rd day of October, 2020

s/Erik D. Peterson

APPLICANT/AFFIANT

KENTUCKY BAR ASSOCIATION

514 WEST MAIN STREET
FRANKFORT, KENTUCKY 40601-1812

(502) 564-3795

FAX (502) 564-3225

www.kybar.org

OFFICERS

Thomas N. Kerrick
President

J.D. Meyer
President-Elect

Amy D. Cabbage
Vice President

J. Stephen Smith
Immediate Past President

Miranda D. Click
Chair, Young Lawyers Division

EXECUTIVE DIRECTOR

John D. Meyers

BOARD OF GOVERNORS

Amelia M. Adams

Mindy G. Barfield

Douglas G. Benge

Rhonda Jennings Blackburn

Matthew P. Cook

Jennifer M. Gatherwright

William M. "Mitch" Hall, Jr.

Todd V. McMurtry

Susan Montalvo-Gesser

Susan D. Phillips

James M. Ridings

James A. Sigler

Van F. Sims

J. Tanner Watkins



THIS IS TO CERTIFY THAT

ERIK DAVID PETERSON

*Mehr Fairbanks Trial Lawyers
201 West Short Street, Suite 800
Lexington, Kentucky 40507*

Membership No. 93003

is an active member in good standing with the Kentucky Bar Association as required by the Rules of the Supreme Court of Kentucky. Dated this 21st day of October 2020.

***JOHN D. MEYERS
REGISTRAR***



By: *Michele M. Pogrotsky*
Michele M. Pogrotsky, Deputy Registrar