

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM OCONEE COUNTY
Court of Common Pleas

R. Scott Sprouse, Circuit Court Judge

RECEIVED

Mar 24 2021

SC Court of Appeals

Appellate Case No. 2020-1550

Atlas Law Firm, P.C. and DebtBusters, P.C., Respondents,

v.

Frances M. Scott and Galen L, Amerson, Appellants.

MOTION FOR *PRO HAC VICE* ADMISSION OF EDWARD LEVY AS COUNSEL FOR
RESPONDENTS

Pursuant to Rule 404 of the South Carolina Appellate Court Rules, Benjamin Grimsley, of D'Alberto, Graham & Grimsley, as counsel to the Respondents, hereby respectfully requests the Court enter an Order in this case permitting the *pro hac vice* admission of Edward Levy to appear before the Court in the above-captioned action as an attorney for Respondents.

In support of this motion, movant would show the Court that Mr. Levy is a member in good standing of the bar of the State of Colorado and is admitted to practice before the court of last resort in the State of Colorado. Further, Mr. Levy's appearance shall solely be in representation of Respondents and shall be in association with Benjamin Grimsley, who is a member in good standing of the South Carolina Bar.

Attached hereto as Exhibit A in support of this motion is the Verified Application for Admission Pro Hac Vice of Edward Levy, together with Certificate of Good

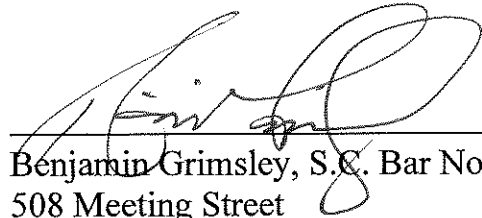
Standing from The Supreme Court of Colorado. Attached hereto as Exhibit B is an Affidavit of Edward Levy.

Movant has consulted or attempted to consult with the pro se Appellants regarding this motion. Defendant Appellants are expected to oppose or do oppose this motion.

Based upon the foregoing, movant respectfully requests an Order of this Court allowing and permitting the appearance of Edward Levy *pro hac vice* in this action.

Respectfully submitted,

D'ALBERTO, GRAHAM & GRIMSLEY



Benjamin Grimsley, S.C. Bar No. 70335
508 Meeting Street
West Columbia, South Carolina 29169
Phone 803.764.3919
bgrimsley@dalbertograham.com

West Columbia, South Carolina
March 24, 2021

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

RECEIVED

Dec 14 2020

SC Court of Appeals

Atlas Law Firm, P.C. & DebtBusters, P.C. 2020-001550 and 20-001571 Court of Appeals
 Plaintiffs/Respondents Case No. Tribunal

vs.

Frances M. Scott and Galen L. Amerson
 Defendants/Appellants

Mailing Address of Tribunal: P.O. Box 11629
 Columbia, South Carolina 29211

Comes now Edward Levy, applicant herein, and respectfully represents the following:

1. Applicant resides at:

Residence address withheld from public. Undersigned has previously sought protection order against Appellant Frances M. Scott.
 Street Address

City County State Zip Code

Telephone

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

Atlas Law Firm, P.C., with offices at

501 South Cherry Street, Suite 1100

Street Address

Denver Arapahoe Colorado 80246

City County State Zip Code

(303) 481-6352 (303) 717-9317 (650) 479-8908 elevy@atlaslawpc.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

Atlas Law Firm, P.C. and DebtBusters, P.C. 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 the third of December, 2004, 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 Colorado 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.)

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. Court of Appeals for the Tenth Circuit	September 24, 2015
U.S. District Court for the District of Colorado	December 23, 2005



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 Mr. Benjamin Grimsley of the D'Alberto, Graham & Grimsley law firm, which has offices at:

508 Meeting Street

Street Address	<u>Lexington</u>	<u>South Carolina</u>	<u>29169</u>
<u>West Columbia</u>	County	State	Zip Code
City	<u>803.233.1170</u>	<u>bgrimsley@grimsleylaw.com</u>	
Primary Telephone	Cell Phone	Fax Number	Email Address
<u>70335</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).

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 eighth day of December , 20 20



APPLICANT

VERIFICATION

STATE OF Colorado)

COUNTY OF Arapahoe)

I, Edward Levy, 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.

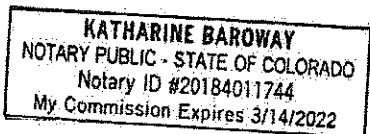
[Signature]
APPLICANT/AFFIANT

Subscribed and sworn to before me this eighth day of December, 2020

[Signature]

Notary Public for the State of Colorado

My Commission Expires: 3/14/22



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 10 day of December, 2020

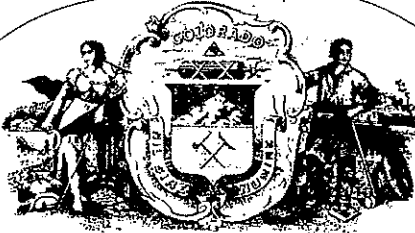
[Signature]
LOCAL COUNSEL OF RECORD

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 12th day of December, 2020

[Signature]
APPLICANT/AFFIANT

SUPREME COURT



State of Colorado

STATE OF COLORADO, ss:

I, Cheryl Stevens Clerk of the Supreme Court of the State of Colorado, do hereby certify that

EDWARD LEVY

has been duly licensed and admitted to practice as an

ATTORNEY AND COUNSELOR AT LAW

within this State; and that his/her name appears upon the Roll of Attorneys and Counselors at Law in my office of date the 3rd day of December A. D. 2004 and that at the date hereof the said EDWARD LEVY

is in good standing at this Bar.



IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed the Seal of said Supreme Court, at Denver, in said State, this

11th day of December A. D. 2020

Cheryl Stevens

Clerk

By Erin Nordmeyer Deputy Clerk

SUPPLEMENT TO APPLICATION FOR PRO HAC VICE ADMISSION

Pursuant to South Carolina Appellate Court Rules 404(d), Edward Levy hereby updates the Court and his pending application for *pro hac vice* admission.

Background

Ms. Frances M. Scott and her husband Mr. Galen L. Amerson are the appellants in this South Carolina case. Respondents represented them before the U.S. Court of Appeals for the Tenth Circuit among other matters.

Respondents seek partial satisfaction of domesticated judgments from sale of South Carolina land that Ms. Scott inherited in 2015.

Application Paragraph 6.

On March 8, 2021, Bar Counsel for the State of Wyoming, Mr. Mark Gifford, advised me that he opened an investigation based Ms. Scott's second Wyoming complaint. BPR 2021-018.

The principal allegation is that my filing a motion in January 2021 violated the Wyoming court's May 2020 direction to obtain counsel for future hearings in the domesticated judgment case against Ms. Scott and Mr. Amerson. I have recently engaged Wyoming counsel and expect a favorable outcome.

Ms. Scott has initiated a total of 10 (ten) bar complaints against me with Colorado Attorney Regulation Counsel and Wyoming Bar Counsel starting on the day after judgment entered against her three years ago.

In Colorado, Ms. Scott's first complaint was closed after my response. The next seven complaints were summarily dismissed. In November 2020, Ms. Scott's latest complaint was resolved after I agreed to provide her additional copies of the client files she claimed she did not receive in 2016.

Ms. Scott's first Wyoming complaint was closed after my response. Ms. Scott made no reply and did not reply to Bar Counsel's follow up with her. The multitude of allegations in Ms. Scott's first and second Wyoming complaints reiterate many of her previously denied Colorado claims. BPR 2020-083.

Ms. Scott has filed grievances against five other Colorado attorneys (one is now a sitting judge) and against more attorneys in North Carolina, Florida, and Utah. Upon information and belief, Ms. Scott also filed grievances against all three presiding judges in my firm's civil cases against her.

Seven years ago, U.S. Bankruptcy Judge Howard R. Tallman noted: "During the course of that action, Ms. Scott filed over 60 complaints against various parties involved in the execution of the 2012 Will. She filed complaints with the Florida bar against the Decedent's attorney. Filed complaints with the Florida governor's office against the notary who notarized the 2012 Will and filed claims against the notary's surety company. All of Ms. Scott's complaints were denied or rejected." See *In re Amerson*, U.S. Bankr. D. Colo., no. 12-12375-KHT, docket 156 at 5.

Respectfully submitted this 19th day of March, 2021.



Edward Levy

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THE STATE OF SOUTH CAROLINA
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APPEAL FROM OCONEE COUNTY
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R. Scott Sprouse, Circuit Court Judge

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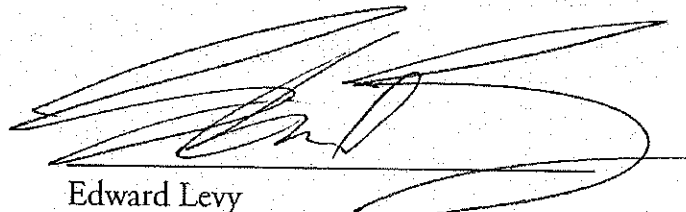
Frances M. Scott and Galen L. Amerson, Appellants.

AFFIDAVIT OF EDWARD LEVY

PERSONALLY APPEARED the undersigned, Edward Levy, who being first duly cautioned and sworn, and hereby states as his affidavit as follows:

1. I, Edward Levy, am not a resident of South Carolina.
2. I am not regularly employed in South Carolina.
3. I am not regularly engaged in the practice of law or professional activities in South Carolina.

FURTHER AFFIANT SAYETH NAUGHT.



Edward Levy

Subscribed and sworn to before me this 19th day of March, 2019.
Notary Public for the State of Colorado, County of Arapahoe

My Comm. Expires: 3/14/22

KATHARINE BAROWAY
 NOTARY PUBLIC - STATE OF COLORADO
 Notary ID #20184011744
 My Commission Expires 3/14/2022

EXHIBIT
B

**D'ALBERTO
GRAHAM &
GRIMSLEY**
ATTORNEYS & ADVISORS
508 MEETING STREET
WEST COLUMBIA, SC
803.233.1177

BENJAMIN E. GRIMSLEY
PO BOX 11682
COLUMBIA, SC 29211
(F) 803.233.0798
BGRIMSLEY@GRIMSLEYLAW.COM
*ALSO ADMITTED IN NC

March 24, 2021

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

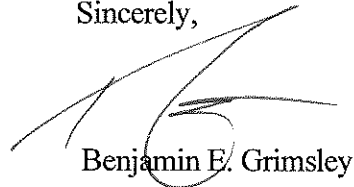
RE: Atlas Law Firm, P.C. and DebtBusters, P.C., Respondents v. Frances M. Scott et al,
Appellants.
Appellate Case No.: 2020-001550

Dear Sir or Madam:

Please find enclosed a motion fee check in the amount of \$50.00 in reference to the Motion for pro hac vice that was sent for recording today, March 24, 2021 in connection with the above matter.

Should you have any questions please feel free to contact me or my paralegal, Jodi Willetts, at jwilletts@dalbertograham.com.

Sincerely,



Benjamin E. Grimsley

BEG/jcw
Enclosures (as stated)