

# The Supreme Court of South Carolina

PATRICIA A. HOWARD  
CLERK OF COURT

BRENDA F. SHEALY  
CHIEF DEPUTY CLERK

POST OFFICE BOX 11330  
COLUMBIA, SOUTH CAROLINA 29211  
TELEPHONE: (803) 734-1080  
FAX: (803) 734-0384

April 22, 2022

The Honorable Patricia A. Howard  
Clerk of Court, Supreme Court of South Carolina  
1231 Gervais Street  
Columbia, S.C. 29201

RE: Timothy Howe v. Air & Liquid Systems (Cleaver-Brooks)

Appellate Case No.: 2022-000368

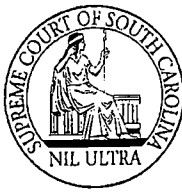
Dear Mrs. Howard:

I certify that the Office of Bar Admissions has received the verified application requesting Todd Barnes be admitted *pro hac vice* in the above matter. The \$250 filing fee for the applicant has been paid.

Sincerely,

Shawn Giese  
Office of Bar Admissions

cc: Todd Barnes, Esquire  
Theile B. McVey, Esquire



# The Supreme Court of South Carolina

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BRENDA F. SHEALY  
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POST OFFICE BOX 11330  
COLUMBIA, SOUTH CAROLINA 29211  
TELEPHONE: (803) 734-1080  
FAX: (803) 734-1499

April 13, 2022

The Honorable Jenny Kitchings  
Clerk of Court, SC Court of Appeals  
P.O. Box 11629  
Columbia, SC 29211

RE: Timothy W. Howe, v. Air & Liquid Systems, et al.

Case No.: 2022-000368

Dear Ms. Kitchings:

I certify that the Office of Bar Admissions has received a verified application requesting Todd Barnes, be admitted *pro hac vice* in the above matter. The \$250 filing fee for the applicant has been paid.

Sincerely,

Shawn Giese  
Office of Bar Admissions

cc: Todd Barnes, Esquire  
Theil B. McVey, Esquire

CK # 7212

# 154

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

Timothy W. Howe Plaintiff Case No. 2022-000368 South Carolina Supreme Court Tribunal

vs. Air & Liquid Systems, et. al Defendant Mailing Address of Tribunal: South Carolina Court of Appeals PO Bx 11629 Columbia, SC 29211

RECEIVED

Comes now Todd Barnes, applicant herein, and respectfully represents the following: APR 12 2022

1. Applicant resides at: S.C. SUPREME COURT 6722 Silverthorne Way Indianapolis Marion IN 46259 (317) 702-0292

2. Applicant is an attorney and a member of the law firm of (or practices law under the name of) Dean, Omar, Branham & Shirley, LLP, with offices at 302 N. Market St., Ste. 300 Dallas Dallas TX 75202 (214) 722-5990 (317) 702-0292 (214) 722-5991 tbarnes@dobslegal.com

3. Applicant has been retained personally or as a member of the above-named law firm by Timothy W. Howe 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 11/9 of 2005, 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 Indiana 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.)

Table with 2 columns: Court, Date Admitted. Rows include State of Michigan (11/19/1999), Northern District of Indiana (10/26/2005), Southern District of Indiana (10/11/2007).

Court:	Date Admitted:
Western District of Michigan	2/21/2001
Central District of Illinois	11/15/2002
State of Indiana	11/9/2005

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.)

N/A

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):

N/A

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):

See Attached

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):

N/A

9. Local counsel of record associated with applicant in this case is Theil B. McVey of the Kassel McVey Attorneys at Law law firm, which has offices at:

1330 Laurel Street; PO Box 1476  
Street Address  
Columbia Richland SC 29202-1476  
City County State Zip Code  
(803) 256-4242 (803) 528-7070 (803) 256-1952 tmcvey@kassellaw.com  
Primary Telephone Cell Phone Fax Number Email Address  
16682  
South Carolina Bar Number

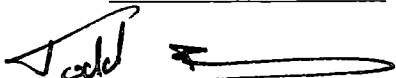
10. Applicant has previously filed an application to appear *pro hac vice* in the following South Carolina cases (give case name and status of litigation, date of application, local counsel of record in each case, and state whether application is pending or was granted).

N/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 tribunal for this case only.

DATED this 31 day of March, 2022



APPLICANT

VERIFICATION

STATE OF Indiana )

COUNTY OF Marion )

I, Todd Barnes, 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.

Todd Barnes

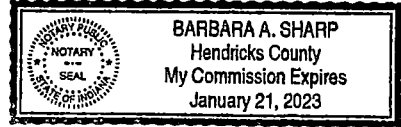
APPLICANT/AFFIANT

Subscribed and sworn to before me this 31<sup>st</sup> day of March, 20 22

Barbara A. Sharp

Notary Public for the State of INDIANA

My Commission Expires: 01-21-2023



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 8<sup>th</sup> day of April, 20 22

[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 hand 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

11<sup>th</sup> day of April, 20 22

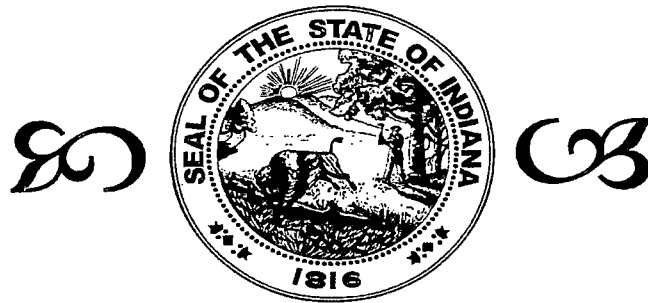
[Signature]  
APPLICANT/AFFIANT

### **Pro Hac Vice Denials**

In or about February, 2010, I requested leave to file a limited *pro hac vice* appearance in the case *Nolan v. Weil-McLain*, Vermillion County Illinois case number 01 L 117. My client, Mary Mikels, was a non-party to the case, and was not a resident of Illinois. However, the Defendant Weil-McLain sought a Court order requiring Ms. Mikels to undergo an interview with its attorneys outside the presence of the plaintiff's counsel. Ms. Mikels opposed this request, and asked me to appear on her behalf at a telephone hearing on Weil-McLain's motion

I called in to the telephonic hearing, and introduced myself to the Judge explaining that I had a *pro hac* application pending before him that had not yet been ruled upon. The Court indicated it would not be necessary for me to formally appear, as he intended to deny the motion as being beyond his authority to grant. To the best of my knowledge, my application was therefore either never ruled upon, or was denied as moot.

# SUPREME COURT OF THE STATE OF INDIANA



## *Certification*

### **STATE OF INDIANA:**

I, Bradley W. Skolnik, Executive Director of the Office of Admissions and Continuing Legal Education, do hereby certify that

**TODD CHRISTOPHER BARNES**

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is a member of the bar of of the Supreme Court of Indiana since admission on, November 9, 2005, and is in good standing therein.

Given under my hand and the seal of said Court at Indianapolis, Indiana, this ~~8th day of March, 2022.~~



---

Bradley W. Skolnik  
Executive Director  
Office of Admissions and Continuing Education

JOHN D. KASSEL  
ATTORNEY AT LAW  
JKASSEL@KASELLAW.COM

KASSEL  McVEY

1330 LAUREL STREET  
POST OFFICE BOX 1476  
COLUMBIA, SC 29202

THEILE B. McVEY  
ATTORNEY AT LAW  
TMCVEY@KASELLAW.COM

TEL. 803-256-4242  
FAX 803-256-1952  
WWW.KASELLAW.COM

JAMIE R. RUTKOSKI  
ATTORNEY AT LAW  
JRUTKOSKI@KASELLAW.COM

April 11, 2022

RECEIVED

APR 12 2022

South Carolina Supreme Court  
Office of Bar Admissions  
P O Box 11330  
1231 Gervais Street  
Columbia SC 29211

S.C. SUPREME COURT

Re: *Howe v. Air & Liquid Systems, et al. Of which Cleaver-Brooks is the Appellant*  
Appeal No.: 2022-000368

Dear Sir or Madam:

Enclosed herewith for filing please find the original and one copy of a Verified Application for the *pro hac vice* admission of Todd Barnes in the above-referenced Supreme Court matter. Please file the original and return the clocked copy to me in the envelope provided for your convenience.

Thank you for your kind assistance. If you have any questions or concerns, please do not hesitate to call.

Yours truly,



Elizabeth C. Moultrie  
Senior Paralegal to John D. Kassel,  
Theile B. McVey and Jamie Rae Rutkoski

ECM:bmh

Enclosures