



connection with the appeal before the Court of Appeals Second District of Ohio, Clark County that is now pending before this Court in connection with the State's memorandum in support of jurisdiction.

5. Mr. Flannery is an active member in good standing and currently eligible to practice law in the following jurisdiction(s):

Virginia, 1983

District of Columbia, 1983

New York, 1973

U.S. District Court Eastern District of Virginia, 1984

U.S. District Court Southern District of New York

U.S. District Court Western District of Virginia

U.S. District Court of the District of Columbia

U.S. District Court Eastern District of New York

U.S. District Court Northern District of Florida

U.S. Bankruptcy Court Southern District of New York, 1973

U.S. Court of Appeals Second Circuit, 1973

U.S. Court of Appeals Third Circuit, 2007

U.S. Court of Appeals Fourth Circuit, 1985

U.S. Court of Appeals Sixth Circuit, 2006

U.S. Court of Appeals Ninth Circuit, 2006

U.S. Court of Appeals Eleventh Circuit, 2006

U.S. Bankruptcy Court Eastern District of Virginia

U.S. Supreme Court, 1985

6. There are no disciplinary proceedings pending against Mr. Flannery; nor have there been.

7. Mr. Flannery has filed only one previous motion to appear as counsel in the Ohio State Courts or before this Honorable Court and that was to appear to argue the case before the Court of Appeals, Second District, in relation to this same matter.

8. Local counsel of record associated with Mr. Flannery in this matter is Larry W. Zukerman, Esq., of the law firm of ZUKERMAN DAIKER & LEAR CO., LPA, Ohio

Bar Number 0029498 who is an active member in good standing of the Ohio Bar of this Court and his mailing address is 3912 Prospect Avenue, Cleveland OH 44115, Phone No. 216-696-0900.

9. Mr. Flannery agrees to comply with the provisions of the Ohio Rules of Professional Conduct and the Rules of this Court and consents to the jurisdiction of the Courts and the Bar of the State of Ohio.

~~Wherefore, Mr. Flannery respectfully requests permission to appear in this court and for this case only.~~

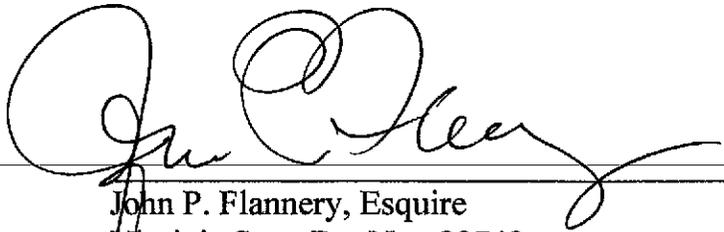
Dated this 23<sup>rd</sup> day of May 2007.



John P. Flannery, Esquire  
Virginia State Bar No. 22742  
CAMPBELL MILLER ZIMMERMAN  
19 E. Market Street  
Leesburg VA 20176  
telephone: 703-771-8344  
facsimile: 703-777-1485

**COMMONWEALTH OF VIRGINIA  
COUNTY OF LOUDOUN**

I, **John P. Flannery, II, Esq.**, do hereby swear or affirm under penalty of perjury that I am the Mr. Flannery in the above-styled matter, that I have read the foregoing Motion and know the contents thereof and the contents are true of my own knowledge and belief.



John P. Flannery, Esquire  
Virginia State Bar No. 22742  
CAMPBELL MILLER ZIMMERMAN  
19 E. Market Street  
Leesburg VA 20176  
telephone: 703-771-8344  
facsimile: 703-777-1485

The foregoing instrument was acknowledged before me this 23<sup>rd</sup> day of May 2007 by John P. Flannery, II, Esq. who is personally known to me or has produced a valid Virginia State driver's license as identification and who did take an oath.

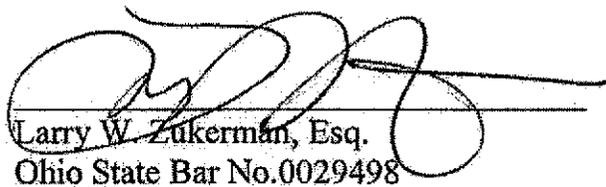
23<sup>rd</sup> day of May 2007.

Patricia A. Hall Notary Public  
Notary Public (Signature)

Patricia A. Hall  
My Commission Expires : 03/31/2011

I hereby consent to be associated as local counsel of record in this cause.

Dated this 25<sup>th</sup> day of May 2007.



Larry W. Zukerman, Esq.  
Ohio State Bar No.0029498  
ZUKERMAN DAIKER & LEAR CO., LPA  
3912 Prospect Avenue  
Cleveland OH 44115  
telephone: 216-696-0900  
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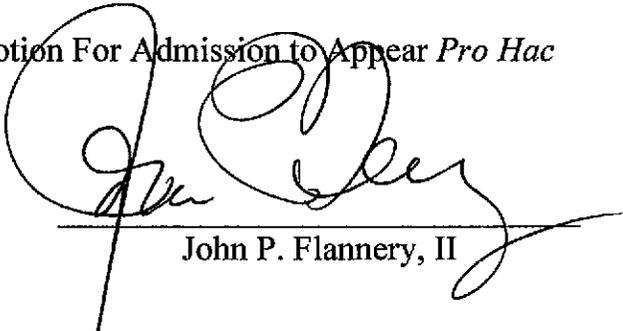
**CERTIFICATE OF SERVICE**

I hereby certify that service of a true copy of the Verified Motion For Admission to Appear *Pro Hac Vice* has been made as follows:

Type of Service: First Class U.S. Mail  
Date of Service: May 25, 2007  
Persons served and address: Stephen Schumaker, Esq.  
Clark County Prosecutor  
PO Box 1608  
Springfield OH 45501

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Item Served: Verified Motion For Admission to Appear *Pro Hac Vice*



John P. Flannery, II