

IN THE SUPREME COURT OF OHIO

MARY NISKANEN, Individually and as
Administratrix of the Estate of Paul J.
Niskanen,

Appellee,

v.

GIANT EAGLE, INC.,

Appellant.

Case No. 08-0895

On Appeal from the Summit County Court of
Appeals, Ninth Appellate District

Court of Appeals
Case No. 23445

MOTION FOR ADMISSION PRO HAC VICE
OF BERNARD D. MARCUS

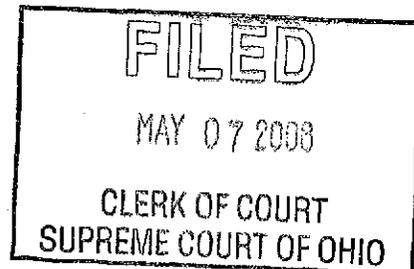
Bernard D. Marcus, Esq.
Scott D. Livingston, Esq.
(Counsel of Record)
Stephen S. Zubrow, Esq.
MARCUS & SHAPIRA LLP
35th Floor, One Oxford Centre
301 Grant Street
Pittsburgh, PA 15219
(412) 471-3490

Robert C. McClelland, Esq. (0012352)
RADEMAKER, MATTY, MCCLELLAND &
GREVE
55 Public Square, Suite 1775
Cleveland, Ohio 44113-1901
(216) 621-6570

Counsel for Appellant, Giant Eagle, Inc.

Robert J. Fogarty, Esq.
Steven A. Goldfarb, Esq.
Eric B. Levasseur, Esq.
Hahn Loeser & Parks LLP
33 BP Tower
200 Public Square
Cleveland, Ohio 44114

Counsel for Appellee, Mary Niskanen



MOTION

Pursuant to Supreme Court Practice Rule I, Section 2, Robert C. McClelland, a member in good standing of the Bar of the State of Ohio (0012352), respectfully moves this Court to admit Bernard D. Marcus pro hac vice in this action. Bernard D. Marcus is admitted to practice before the highest court of the State of Pennsylvania and has been a member in good standing of the Pennsylvania bar since 1969.

Respectfully submitted,



Robert C. McClelland (0012352)
RADEMAKER, MATTY, MCCLELLAND
& GREVE
55 Public Square, Suite 1775
Cleveland, Ohio 44113-1901
(216) 621-6570

Counsel for Appellant, Giant Eagle, Inc.

CERTIFICATE OF SERVICE

A copy of the foregoing MOTION FOR ADMISSION PRO HAC VICE OF BERNARD D. MARCUS has been forwarded by U.S. Mail and electronic mail this 7th day of May, 2008, to the following:

Robert J. Fogarty
Steven A. Goldfarb
Eric B. Levasseur
Hahn Loeser & Parks LLP
33 BP Tower
200 Public Square
Cleveland, Ohio 44114
Counsel for Appellant/Cross-Appellee



Counsel for Appellant, Giant Eagle, Inc.