

IN THE SUPREME COURT OF OHIO

ORIGINAL

CITY OF CLEVELAND

Plaintiff-Appellee

v.

STATE OF OHIO

Defendant-Appellant

)  
) Case No. 2009-2280  
)  
)  
) On Appeal from the  
) Cuyahoga County Court of Appeals,  
) Eighth Appellate District  
)  
) Court of Appeals  
) Case No. CV-09-092663  
)  
)  
)

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MOTION FOR ADMISSION *PRO HAC VICE* OF WILLIAM F. ABRAMS, DAVID  
CANNON, KAREN LU, AND CHRISTOPHER CHANG

Counsel for all parties and *amici curiae* are listed on the following pages,  
which constitute a continuation of this cover page.

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FILED  
JUN 30 2010  
CLERK OF COURT  
SUPREME COURT OF OHIO

Bingham McCutchen LLP  
*Motion for Admission Pro Hac Vice filed June 30, 2010*

William F. Abrams\* (CA SBN 88805)

*\*Counsel of Record*

Karen Lu (CA SBN 254103)

Christopher Chang (CA SBN 267733)

1900 University Avenue

East Palo Alto, CA 94303-2223

Telephone: (650) 849-4400

David Cannon (CA SBN 209501)

Three Embarcadero Center

San Francisco, CA 94111-4067

Telephone: (415) 393-2000

**Attorneys for Amici Curiae**

**Legal Community Against Violence; Ohio Coalition Against Gun Violence; Brady Center to Prevent Gun Violence; Coalition to Stop Gun Violence; States United to Prevent Gun Violence; Violence Policy Center; Ohio State University Youth Violence Prevention Advisory Board; National Council of Jewish Women Cleveland Section; Ohio State Public Affairs of the National Council of Jewish Women; Toledo Area Ministries; Toledo Police Patrolman's Association; City of Akron, Ohio; City of Cincinnati, Ohio; City of Columbus, Ohio; City of East Cleveland, Ohio; City of Parma, Ohio; City of Shaker Heights, Ohio; Village of New Albany, Ohio**

Lydy & Moan, Ltd.

Daniel T. Ellis (0038555) - *Counsel of Record*

Frederick E. Kalmbach (0074716)

4930 Holland-Sylvania Rd.

Sylvania, Ohio 43560

**Attorneys for Amicus Curiae**

**National Rifle Association of America, Inc.**

Robert H. Triozzi (0016352)

Director of Law

Gary S. Singletary\* (0037329)

Assistant Director of Law

*\*Counsel of Record*

City of Cleveland Department of Law

Room 106 - City Hall

601 Lakeside Avenue

Cleveland, Ohio 44114

**Attorneys for Plaintiff-Appellee**

**The City of Cleveland**

Richard Cordray (0038034)

Attorney General of Ohio

Benjamin Mizer\* (0083089)

*\*Counsel of Record*

David Lieberman (0086005)

Deputy Solicitor

Pearl M. Chin (0078810)

Assistant Attorney General

30 East Board Street, 17th Floor

Columbus, Ohio 43215

**Attorneys for Defendant-Appellant**

**The State of Ohio**

Wildman, Harrold, Allen & Dixon LLP

James B. Vogts - *Counsel of Record*

225 West Wacker Drive, Suite 2800

Chicago, IL 60606

Lawrence G. Keane

National Shooting Sports Foundation, Inc.

Flintlock Ridge Office Center

11 Mile High Road

Newtown, CT 06470-2359

**Attorneys for Amicus Curiae National**

**Shooting Sports Foundation, Inc.**

IN THE SUPREME COURT OF OHIO

CITY OF CLEVELAND,	)	Case No. 2009-2280
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Plaintiff-Appellee,	)	On Appeal from the
	)	Cuyahoga County
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	)	Eighth Appellate District
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	)	Court of Appeals Case
Defendant-Appellant.	)	No. 92663
	)	

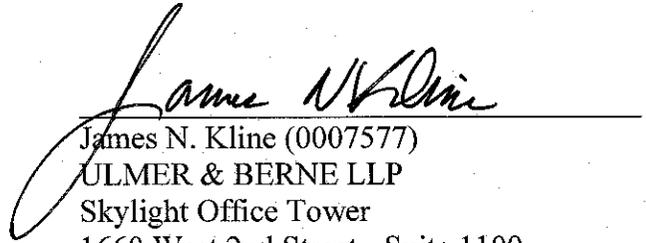
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MOTION FOR ADMISSION *PRO HAC VICE* OF WILLIAM F. ABRAMS, DAVID CANNON, KAREN LU, AND CHRISTOPHER CHANG

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COMES NOW James N. Kline, attorney for applicants William F. Abrams, David Cannon, Karen Lu, and Christopher Chang (“Applicants”), and respectfully requests the Court to enter an Order for the admission *pro hac vice* of Mr. Abrams, Mr. Cannon, Ms. Lu, and Mr. Chang of the law firm Bingham McCutchen LLP to appear on behalf of the Legal Community Against Violence and the Ohio Coalition Against Gun Violence. In support of this motion, and on behalf of the Applicants, movant states that the Applicants seeking admission are members in good standing of the Bar of the State of California. Upon their admission *pro hac vice*, the Applicants will be working with the undersigned member of the bar of this Court and will comply with all Court rules. See Affidavit of William F. Abrams in Support of Motion for Admission *Pro Hac Vice* attached hereto as Exhibit A; Affidavit of David Cannon in Support of Motion for Admission *Pro Hac Vice* attached hereto as Exhibit B; Affidavit of Karen Lu in Support of Motion for Admission *Pro Hac Vice* attached hereto as Exhibit C; and Affidavit of Christopher Chang in Support of Motion for Admission *Pro Hac Vice* attached hereto as Exhibit D.

Respectfully submitted,

A handwritten signature in black ink, reading "James N. Kline". The signature is written in a cursive style and is positioned above a horizontal line that underlines the text below it.

James N. Kline (0007577)

ULMER & BERNE LLP

Skylight Office Tower

1660 West 2nd Street - Suite 1100

Cleveland, Ohio 44113-1448

(216) 583-7000

(216) 583-7001 FAX

[jkline@ulmer.com](mailto:jkline@ulmer.com)

**Attorney for Applicants**

**William F. Abrams**

**David Cannon**

**Karen Lu**

**Christopher Chang**

**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing has been served via U.S. mail upon the following this 30th day of June, 2010:

Robert H. Triozzi  
Gary S. Singletary  
City of Cleveland Department of Law  
Room 106 - City Hall  
601 Lakeside Avenue  
Cleveland, Ohio 44114  
**Attorneys for Plaintiff and Appellee  
City of Cleveland**

Richard Cordray  
Benjamin Mizer  
David Lieberman  
Pearl M. Chin  
Attorney General, Solicitor General, Deputy Solicitor, Assistant Attorney General  
of Ohio  
30 East Board Street, 17th Floor  
Columbus, Ohio 43215  
**Attorneys for Defendant and Appellant  
The State of Ohio**

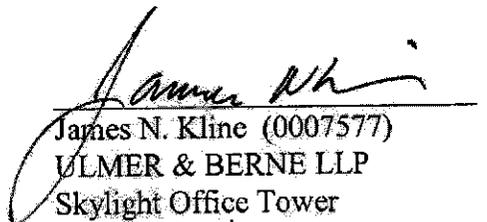
Lydy & Moan, Ltd.  
Daniel T. Ellis  
Frederick E. Kalmbach  
4930 Holland-Sylvania Rd.  
Sylvania, Ohio 43560

**Attorneys for Amicus Curiae  
National Rifle Association of America, Inc.**

Wildman, Harrold, Allen & Dixon LLP  
James B. Vogts  
225 West Wacker Drive, Suite 2800  
Chicago, IL 60606

Lawrence G. Keane  
National Shooting Sports Foundation, Inc.  
Flintlock Ridge Office Center  
11 Mile High Road  
Newtown, CT 06470-2359

**Attorneys for Amicus Curiae National Shooting Sports Foundation, Inc.**



James N. Kline (0007577)  
ULMER & BERNE LLP  
Skylight Office Tower  
1660 West 2<sup>nd</sup> Street – Suite 1100  
Cleveland, Ohio 44113-1448  
(216) 583-7000  
(216) 583-7001 FAX  
[jkline@ulmer.com](mailto:jkline@ulmer.com)

**Attorney for Applicants**  
**William F. Abrams**  
**David Cannon**  
**Karen Lu**  
**Christopher Chang**

STATE OF California )  
 )  
COUNTY OF San Mateo ) ss:

AFFIDAVIT OF WILLIAM F. ABRAMS

I, William F. Abrams, after first being duly cautioned and sworn, state as follows:

1. I am an attorney with the law firm of Bingham McCutchen LLP, which is located at 1900 University Avenue, East Palo Alto, California, 94303-2223. My telephone number is (650) 849-4880, my facsimile number is (650) 849-4800, and my email address is william.abrams@bingham.com. I have personal knowledge of the matters below.

2. I am an active member in good standing of the bar of the State of California. I am admitted to practice in the federal district courts for the Central, Eastern, Northern, and Southern Districts of California and the Eastern District of Texas. I am also admitted to practice before the Supreme Court of California, and the United States Court of Appeals for the Eighth, Ninth, and Federal Circuits. Finally, I am admitted to practice before the United States Tax Court and the United States Supreme Court.

3. I have never been denied admission or disciplined by this Court or any other court.

4. Good cause exists for admission to practice *pro hac vice* before this Court in this action. I have worked with the Legal Community Against Violence and Ohio Coalition Against Gun Violence on an ongoing basis, and am familiar with the subject of this case. My participation in this case is therefore essential to provide a full and fair presentation of the subject matter for *amici curiae* and issues presented by this appeal.

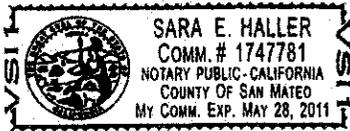
5. I have reviewed and am familiar with the Ohio Rules of Civil Procedure and the Rules of Practice of the Supreme Court of Ohio.

FURTHER AFFIANT SAYETH NAUGHT.

Executed this 24 day of June, 2010 in East Palo Alto, California.

William F. Abrams  
William F. Abrams

June, 2010. SWORN TO BEFORE ME and subscribed in my presence this 24th day of



Sara E. Haller, Notary Public  
Notary Public

STATE OF California )  
 ) ss:  
COUNTY OF San Francisco

AFFIDAVIT OF DAVID CANNON

I, David Cannon, after first being duly cautioned and sworn, state as follows:

1. I am an attorney with the law firm of Bingham McCutchen LLP, which is located at Three Embarcadero Center, San Francisco, California, 94111-4067. My telephone number is (415) 393-2192, my facsimile number is (415) 393-2286, and my email address is david.cannon@bingham.com. I have personal knowledge of the matters below.

2. I am an active member in good standing of the bar of the State of California. I am admitted to practice in the federal district court for the Northern District of California. I am also admitted to practice before the Supreme Court of California and United States Bankruptcy Court.

3. I have never been denied admission or disciplined by this Court or any other court.

4. Good cause exists for admission to practice *pro hac vice* before this Court as I have worked with Legal Community Against Violence and Ohio Coalition Against Gun Violence on an ongoing basis, am particularly familiar with the subject matter of the above-captioned case, and my participation in this case is therefore essential to ensure a full and fair presentation of the subject matter and issues presented by this appeal.

5. I have reviewed and am familiar with the Ohio Rules of Civil Procedure and the Rules of Practice of the Supreme Court of Ohio.

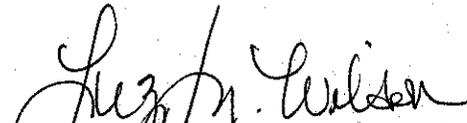
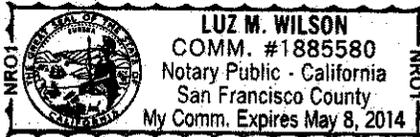
FURTHER AFFIANT SAYETH NAUGHT.

Executed this 23rd day of June, 2010 in San Francisco, California.



David Cannon

June, 2010. SWORN TO BEFORE ME and subscribed in my presence this 23rd day of

  
Notary Public

STATE OF California )  
COUNTY OF San Mateo ) ss:

AFFIDAVIT OF KAREN LU

I, Karen Lu, after first being duly cautioned and sworn, state as follows:

1. I am an attorney with the law firm of Bingham McCutchen LLP, which is located at 1900 University Avenue, East Palo Alto, California, 94303-2223. My telephone number is (650) 849-4430, my facsimile number is (650) 849-4800, and my email address is karen.lu@bingham.com. I have personal knowledge of the matters below.

2. I am an active member in good standing of the bar of the State of California. I am admitted to practice in the federal district court for the Northern District of California. I am also admitted to practice before the Supreme Court of California and United States Court of Appeals for the Ninth Circuit.

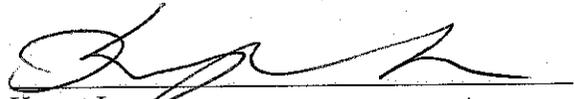
3. I have never been denied admission or disciplined by this Court or any other court.

4. Good cause exists for admission to practice *pro hac vice* before this Court as I have worked with Legal Community Against Violence and Ohio Coalition Against Gun Violence on an ongoing basis, am particularly familiar with the subject matter of the above-captioned case. My participation in this case is therefore essential to provide a full and fair presentation of the subject matter for *amici curiae* and issues presented by this appeal.

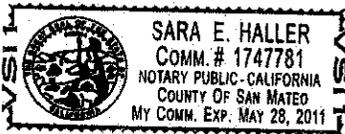
5. I have reviewed and am familiar with the Ohio Rules of Civil Procedure and the Rules of Practice of the Supreme Court of Ohio.

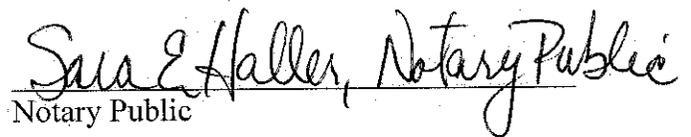
FURTHER AFFIANT SAYETH NAUGHT.

Executed this 25<sup>th</sup> day of June, 2010 in East Palo Alto, California.

  
Karen Lu

June, 2010, SWORN TO BEFORE ME and subscribed in my presence this 25<sup>th</sup> day of



  
Notary Public

STATE OF California )  
COUNTY OF San Mateo ) ss:

AFFIDAVIT OF CHRISTOPHER CHANG

I, Christopher Chang, after first being duly cautioned and sworn, state as follows:

1. I am an attorney with the law firm of Bingham McCutchen LLP, which is located at 1900 University Avenue, East Palo Alto, California, 94303-2223. My telephone number is (650) 849-4940, my facsimile number is (650) 849-4800, and my email address is christopher.chang@bingham.com. I have personal knowledge of the matters below.

2. I am an active member in good standing of the bar of the State of California. I am admitted to practice in the federal district court for the Northern District of California. I am also admitted to practice before the Supreme Court of California and United States Court of Appeals for the Ninth Circuit.

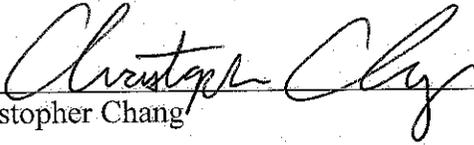
3. I have never been denied admission or disciplined by this Court or any other court.

4. Good cause exists for admission to practice *pro hac vice* before this Court as I have worked with Legal Community Against Violence and Ohio Coalition Against Gun Violence on an ongoing basis, am particularly familiar with the subject matter of the above-captioned case. My participation in this case is therefore essential to provide a full and fair presentation of the subject matter for *amici curiae* and issues presented by this appeal.

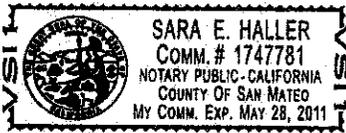
5. I have reviewed and am familiar with the Ohio Rules of Civil Procedure and the Rules of Practice of the Supreme Court of Ohio.

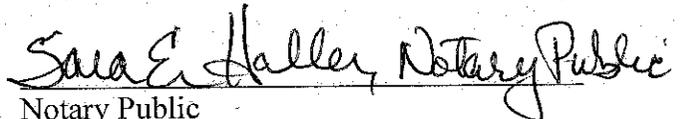
FURTHER AFFIANT SAYETH NAUGHT.

Executed this 25 day of June, 2010 in East Palo Alto, California.

  
Christopher Chang

SWORN TO BEFORE ME and subscribed in my presence this 25<sup>th</sup> day of June, 2010.



  
Notary Public