

Case No. 2010-1166
IN THE SUPREME COURT OF OHIO

Bridgeway, Inc. et. al.,
Appellants,

v.

Mary H. Williams,
Appellee.

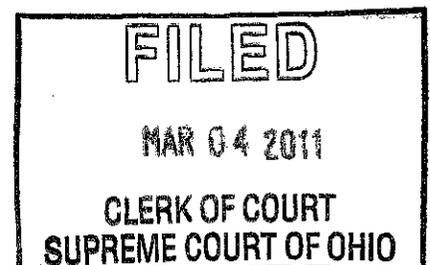
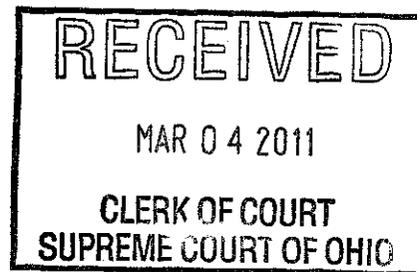
On appeal from the Cuyahoga County Court of Appeals, Eighth Appellate District

Motion to Allow Legal Intern Jill Murphey to Participate in Oral Argument

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The Supreme Court of Ohio

Bridgeway, Inc., et al.,
Appellant,

v.

Mary H. Williams,
Appellee.

Case No. 2010-1166

Motion to Allow Legal Intern Jill
Murphey to Participate in Oral
Argument

Appellee Mary Williams hereby respectfully requests this Court to allow Jill Murphey, Legal Intern, to appear before the Ohio Supreme Court for oral arguments in this matter. The attached memorandum sets forth the reasons for Appellee's motion.

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Memorandum in Support

According to the Rules for the Government of the Bar of Ohio, a legal intern may represent any person qualifying for legal services at a law school clinic provided the person obtaining legal assistance from the legal intern consents in writing to the legal intern's representation. Gov. R. II §5 (A)(1). A legal intern may appear as counsel along with her supervising attorney in any civil matter or administrative actions. Gov. R. II §5 (C). While the governance rule does not indicate that a motion is required, following the suggestion of the Court's Clerk's Office as to standard practice, we are submitting a motion for leave.

The Cleveland-Marshall College of Law Employment Law Clinic ("Clinic") provides students the opportunity to represent clients in employment cases. The Clinic class includes two components: casework and a weekly instructive seminar. Two attorneys - a Clinical Professor and a Staff Attorney- supervise students who represent individual clients in federal and state courts and agencies. In a weekly seminar, students receive instruction on various aspects of federal and state administrative and courtroom proceedings stemming from employment claims. Teaching methods include simulations for learning practical litigation skills and discussing pending Clinic cases. By practicing skills in simulated settings as well as with clients, students reach a fuller understanding of the application of employment law. The Clinic also teaches students the ability to recognize and resolve professional responsibility and legal ethics problems that arise within the context of their clients' cases. The clinical instructors also serve as supervising attorneys for students who achieve legal intern status by virtue of obtaining a valid legal intern certificate.

In *Bridgeway Inc. v. Mary Williams*, the Clinic has represented Ms. Williams in the administrative hearing, in the Cuyahoga County Court of Common Pleas, in the Eighth District Court of Appeals, and now at the Ohio Supreme Court. At every stage of representation, Ms. Williams's case has been advocated by a Clinic student. Professor Gordon Beggs served as the supervising attorney for Ms. Williams's case since the administrative hearing up until his retirement on January 15, 2011. Upon his retirement, Clinical Professor Kenneth Kowalski took over supervision in this matter.

James Lee Pope, now a member of the Tennessee bar, represented Ms. Williams at the administrative hearing and Cuyahoga County Court of Common Pleas. Ashleigh Elcesser, a current member of the Ohio bar, represented Ms. Williams and argued on her behalf at the Eighth District Court of Appeals. At each stage, clinic students participated in the preparation, brief writing and oral arguments on behalf of Ms. Williams. The Clinic's preparation for this client's case has been thorough. At the Court of Appeals level in Ms. Williams's case, the Clinic simulated three to four moot court practice rounds for Ms. Elcesser to prepare for the argument. Five to six other Clinic students as well as Professor Beggs peppered Ms. Elcesser with questions from the old Ohio Supreme Court bench in Cleveland-Marshall's Moot Court Room. Each student became familiar with the issues in the case by reading the briefs and from class discussion. Thus, the students provided insight and advice for Ms. Elcesser's oral argument preparation. Ms. Murphey would undergo similar preparation for the argument in front of this Court.

Jill Murphey is currently a Legal Intern possessing a valid legal intern certificate. Her experience as a law student lends credibility to her ability to argue in front of the Ohio Supreme Court. She is a member of Cleveland-Marshall's Moot Court Team, and

has participated in two competitions: the Wechsler First Amendment Competition and New York Bar Association Nationals Competition. She was also elected the Moot Court Chairperson for 2010-2011 by her fellow members. The Moot Court program hosts an annual event, Moot Court Night, for National Moot Court Members to present their arguments to guest judges and before a large audience prior to the competition. This academic year Ms. Murphey was a member of one of the Nationals teams, and argued at the 42nd Annual Moot Court Night in front of The Honorable Jeffrey Sutton, United States Court of Appeals for the Sixth Circuit; The Honorable Deborah Cook, United States Court of Appeals for the Sixth Circuit; and The Honorable Solomon Oliver, Chief Judge, United States District Court for the Northern District of Ohio. Furthermore, Ms. Murphey has completed courses such as Trial Advocacy, Evidence, and Legal Profession, which has given her a greater understanding of court procedure and litigation.

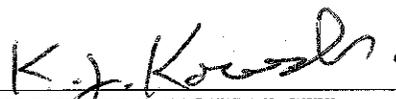
This past summer Jill Murphey interned for The Honorable Michael P. Donnelly at the Cuyahoga County Court of Common Pleas while his staff attorney was on maternity leave. She spent a considerable amount of time in the courtroom learning invaluable litigation styles and techniques. The totality of her educational experiences and the provisions the Clinic will undertake in preparation, place her in a suitable position to advocate on behalf of Ms. Williams in front of this Court.

Appellee has provided written consent to allow Jill Murphey, Legal Intern, to appear on appellee's behalf during oral arguments at the Ohio Supreme Court.

CONCLUSION

For the foregoing reasons, Appellee respectfully requests this Court to allow Jill Murphey, Legal Intern, to appear on behalf of Appellee during oral argument before this Honorable Court.

Respectfully submitted,



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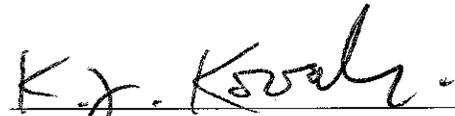
Counsel for Appellee

Certificate of Service

I certify that a copy of the foregoing Motion for Leave to Appear Before the Ohio Supreme Court for Oral Argument was served by U.S. mail this 15th day of March, 2011 upon the following counsel:

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