

IN THE SUPREME COURT OF OHIO

Mary Taylor, Superintendent of the
Ohio Department of Insurance, in her
capacity as Liquidator of the American
Chambers Life Insurance Company,

Plaintiff-Appellee,

v.

Ernst & Young LLP,

Defendant-Appellant.

Case No. 2010-1324

On Appeal from the
Franklin County Court of
Appeals, Tenth Appellate District

MOTION FOR LEAVE TO FILE EMERGENCY MOTION FOR EXPEDITED *PRO HAC VICE* ADMISSION

Michael DeWine (0009181)
Attorney General of Ohio
Alexandra T. Schimmer (0075732)
Chief Deputy Solicitor General
Counsel of Record
Stephen P. Carney (0063460)
Deputy Solicitor
Thaddeus H. Driscoll (0083962)
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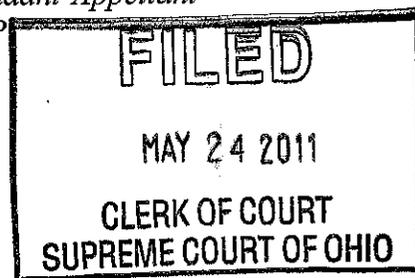
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Attorneys for Plaintiff-Appellee

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41 South High Street
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*Attorneys for Defendant-Appellant
Ernst & Young LLP*



Due to exigent circumstances that have arisen over the past 24 hours, Appellant Ernst & Young LLP (“Appellant”) respectfully asks this Court to waive the 30-day *pro hac vice* deadline and moves for leave to file an emergency motion for expedited *pro hac vice* admission of its out-of-state counsel, Stanley J. Parzen. This motion is being filed in conjunction with an alternative motion for a continuance of the scheduled oral argument date.

The two Ohio attorneys of record for Appellant, John Gall and Aneca Lasley, have both had emergency circumstances arise that will preclude them from being able to participate in oral argument on May 25. Mr. Gall was called away early May 23 to deal with a personal, out-of-state emergency, and Ms. Lasley had oral surgery performed on May 23. Mr. Gall’s return to Ohio is unclear at this point in time, but he will be unable to appear on the currently scheduled date. Although Ms. Lasley will be physically able to appear, her surgery makes it difficult to argue on the currently scheduled date. Appellant’s out-of-state counsel, Stanley Parzen, has not yet been admitted *pro hac vice* but has complied with the requirements of Rule XII of the Rules for the Government of the Bar. Specifically, Mr. Parzen has paid the required \$100 application fee, completed the required online application, and submitted the required applicant affidavit, and has also prepared the required admissions affidavit pursuant to Gov. Bar R. XII (A)(6). Having met the requirements for admission, Mr. Parzen stands ready to appear on behalf of Appellant if the Court grants this extraordinary request for expedited admission.

Accordingly, Appellant moves this Court for leave to file its emergency motion for Mr. Parzen to obtain expedited *pro hac vice* admission, a copy of which is attached hereto at Tab 1.

May 24, 2011

Respectfully submitted,

Stanley J. Parzen
Mayer Brown LLP
71 South Wacker Drive


John R. Gall (0011813) (Counsel of Record)
Aneca E. Lasley (0072366)
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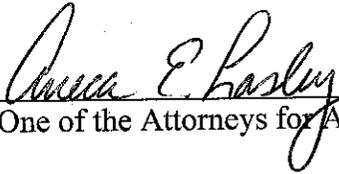
*Attorneys for Defendant-Appellant
Ernst & Young LLP*

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing **MOTION FOR LEAVE TO FILE EMERGENCY MOTION FOR EXPEDITED *PRO HAC VICE* ADMISSION** has been served upon the following by electronic mail and U.S. Mail, postage prepaid, this 24th day of May, 2011:

Michael Dewine
Alexander T. Schimmer
Stephen P. Carney
30 East Broad Street, 17th Floor
Columbus, Ohio 43215

Melvin D. Weinstein
R. Kevin Kerns
Jennifer L. Mackanos
Richard W. Schuermann, Jr.
Kegler Brown Hill & Ritter Co., LPA
65 East State Street, Suite 1800
Columbus, Ohio 43215



One of the Attorneys for Appellant

TAB 1

IN THE SUPREME COURT OF OHIO

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Attorneys for Plaintiff-Appellee

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*Attorneys for Defendant-Appellant
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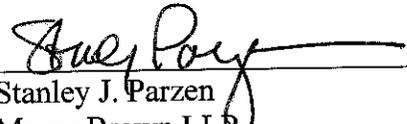
As detailed in Appellant's motion for leave, due to exigent circumstances that have arisen over the past 24 hours, Stanley J. Parzen ("Movant") respectfully moves this Court, pursuant to Gov. Bar R. XII(2)(A)(6), for expedited *pro hac vice* admission, to allow him to argue on behalf of Appellant on May 25, 2011. In support of this motion, Movant states as follows:

- Movant (Illinois Registration No. 2149354) is a partner in the law firm of Mayer Brown, LLP, Hyatt Center, 71 South Wacker Drive, Chicago, Illinois 60606.
- Movant is licensed as an attorney by the Supreme Court of Illinois and is a member in good standing of the Bar of the State of Illinois (see copy of Illinois Certificate of Admission to the Bar of Illinois, attached hereto at Exhibit C).
- The following is a list of the jurisdictions in which Movant has ever been licensed to practice law, including dates of admission to practice, resignation, or retirement, and any attorney registration numbers: Illinois (Registration No. 2149354).
- Movant has not been granted permission to appear *pro hac vice* in more than three proceedings before Ohio tribunals in the current calendar year. See Gov. Bar R. XII (2)(A)(5).
- Mr. Gall and Ms. Lasley, active Ohio attorneys in good standing, have agreed to associate with Movant on this case.
- Movant has a prior relationship with Appellant and is very familiar with the facts of this case. The Ohio Tenth Appellate Judicial District has previously granted Movant admission *pro hac vice* for purposes of representing Appellant.
- As indicated above, the affidavit required by Gov. Bar R. XII(2)(A)(6), a copy of Movant's certificate of *pro hac vice* registration furnished by the Supreme Court of Ohio Office of Attorney Services, and a certificate indicating service of this Motion on all known parties and attorneys of record are attached.
- If granted expedited *pro hac vice* admission, Movant will immediately file a Notice of Permission to Appear *Pro Hac Vice* and a copy of the Order granting permission with the Supreme Court of Ohio Office of Attorney Services.

A copy of Movant's certificate of registration is attached hereto as Exhibit A. A copy of the required Affidavit of Out-of-State Attorney is attached hereto as Exhibit B. A copy of Movant's Illinois Certificate of Admission to the Bar of Illinois is attached hereto as Exhibit C. A proposed order is attached hereto as Exhibit D.

May 24, 2011

Respectfully submitted,

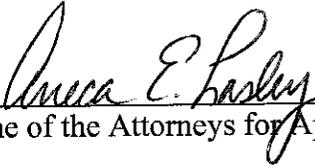

Stanley J. Parzen
Mayer Brown LLP
71 South Wacker Drive
Chicago, Illinois 60606
(312) 782-0600
(312) 701-7711 (facsimile)
sparzen@mayerbrown.com

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Emergency Motion for Expedited *Pro Hac Vice* Admission has been served upon the following by electronic mail and U.S. Mail, postage prepaid, this 24th day of May, 2011:

Michael Dewine
Alexander T. Schimmer
Stephen P. Carney
30 East Broad Street, 17th Floor
Columbus, Ohio 43215

Melvin D. Weinstein
R. Kevin Kerns
Jennifer L. Mackanos
Richard W. Schuermann, Jr.
Kegler Brown Hill & Ritter Co., LPA
65 East State Street, Suite 1800
Columbus, Ohio 43215



One of the Attorneys for Appellant

EXHIBIT A

THE SUPREME COURT of OHIO

OFFICE OF ATTORNEY SERVICES

IN THE MATTER OF THE APPLICATION OF

Stanley Parzen

FOR PRO HAC VICE REGISTRATION

per Gov. Bar R. XII, Section 2(A)(3)

Certificate of
PRO HAC VICE
REGISTRATION

2011

Registration Number:
PHV- 1579-2011

Stanley Parzen

_____, having met the requirements of, and found to be in full compliance with, Section 2(A)(3) of Rule XII of the Rules for the Government of the Bar of Ohio, is hereby issued this certificate of pro hac vice registration in the state of Ohio.

To receive permission to appear pro hac vice in an Ohio proceeding, a motion requesting such permission must be filed with the tribunal in accordance with Section 2(A)(6) of Rule XII of the Rules for the Government of the Bar of Ohio.



Susan B. Christoff
Director, Attorney Services

Expires December 31, 2011

EXHIBIT B

IN THE MATTER OF THE MOTION OF

CASE NO. 2010-1324

Stanley J. Parzen

FOR PERMISSION TO APPEAR PRO HAC VICE

State of Ohio)

County of Franklin)

AFFIDAVIT OF
OUT-OF-STATE ATTORNEY
Gov. Bar R. XII, Section 2(A)(6)

ss:

Stanley J. Parzen, being first duly cautioned, swears or affirms as follows:

a. I have never been disbarred from the practice of law.

b. I have been admitted to the practice of law in the following jurisdiction(s):

Illinois

c. Choose one:

I am not currently suspended from the practice of law in any jurisdiction where I have been admitted to practice.

I am currently suspended from the practice of law in the following jurisdiction(s):

d. Choose one:

I have not resigned from the practice of law with discipline pending in any jurisdiction where I have been admitted to practice.

I have resigned from the practice of law with discipline pending in the following jurisdiction(s):

Stanley J. Parzen

SIGNATURE OF OUT-OF-STATE ATTORNEY

Sworn to or affirmed before me and subscribed in my presence the 24th

day of May, 2011.

Mary Jo Hoffman

MARY JO HOFFMAN, Notary Public, State of Ohio

Commission Expires October 15, 2011

EXHIBIT C



ATTORNEY REGISTRATION AND DISCIPLINARY COMMISSION
of the
SUPREME COURT OF ILLINOIS
www.iardc.org

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130 East Randolph Drive, Suite 1500
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(312) 565-2600 (800) 826-8625
Fax (312) 565-2320

One North Old Capitol Plaza, Suite 333
Springfield, IL 62701
(217) 522-6838 (800) 252-8048
Fax (217) 522-2417

Stanley J. Parzen
Supreme Court of Ohio
65 S. Front Street
Columbus, OH 43215

Chicago
Monday, May 23, 2011

Re: Stanley J. Parzen
Attorney No. 2149354

To Whom It May Concern:

We have received a request for written verification of the status of Stanley J. Parzen for use by officials responsible for the review of the attorney's application for admission to the bar of another jurisdiction, or for a judicial position or for government employment. We have also received a Waiver and Authorization signed by the attorney. Pursuant to Commission policy, the following information is provided.

The records of the Clerk of the Supreme Court of Illinois and of this office reflect that Stanley J. Parzen was admitted to practice law in Illinois on 5/19/1978; is currently registered with this Commission and in good standing as an Illinois attorney; has never been disciplined or the subject of a disciplinary proceeding in this state; and is not the subject of any pending disciplinary investigations.

Very truly yours,
Jerome Larkin
Administrator

By: 
Andrew Oliva
Deputy Registrar

AO

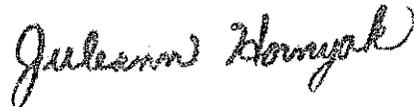
Certificate of Admission To the Bar of Illinois

I, Juleann Hornyak, Clerk of the Supreme Court of Illinois, do hereby certify that

Stanley J. Parzen

has been duly licensed and admitted to practice as an Attorney and Counselor of Law within this State; has duly taken the required oath to support the CONSTITUTION OF THE UNITED STATES and of the STATE OF ILLINOIS, and also the oath of office prescribed by law, that said name was entered upon the Roll of Attorneys and Counselors in my office on May 19, 1978 and is in good standing, so far as the records of this office disclose.

In Witness Whereof, I have hereunto placed my hand and affixed the seal of said Supreme Court, at Springfield, in said State, this Thursday, November 04, 2010.



Clerk

EXHIBIT D

IN THE SUPREME COURT OF OHIO

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ORDER GRANTING *PRO HAC VICE* ADMISSION

Upon due consideration of Appellant's Emergency Motion for Expedited *Pro Hac Vice* Admission or, in the Alternative, for Continuance of Oral Argument Date, Stanley J. Parzen is admitted to the Bar of this Court as co-counsel for Appellant for the limited purpose of practicing before this Court in the above-styled case.

IT IS SO ORDERED.
