

ORIGINAL

In the  
Supreme Court of Ohio

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

Appellee,

v.

ERNST & YOUNG LLP,

Appellant.

: Case No. 2010-1324

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

:  
: Court of Appeals  
: Case No. 09AP-949

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**RESPONSE OF APPELLEE TAYLOR TO APPELLANT'S EMERGENCY MOTIONS  
FOR LEAVE TO FILE PRO HAC VICE ADMISSION OR  
FOR CONTINUANCE OF ORAL ARGUMENT**

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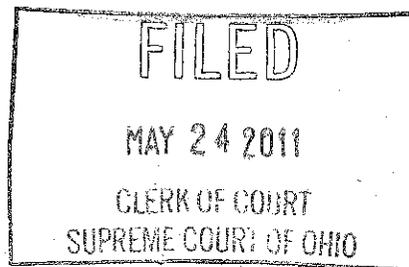
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Mary Taylor, Superintendent of Ohio

Department of Insurance, as Liquidator



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Appellant Ernst & Young has moved for either the pro hac vice admission of Mr. Parzen outside the Court's normal pro hac vice rules, or for rescheduling the argument, now set for this Wednesday, May 25. Appellee Mary Taylor offers two conditional responses.

First, if the Court decides to grant any relief, Taylor urges the Court to grant the pro hac vice admission rather than to reschedule. Mr. Parzen is well-acquainted with the issues. In fact, he argued this case in the Tenth District Court of Appeals.

Second, if the Court decides to reschedule, Taylor asks the Court to schedule for the fall, and not to reset the case for the upcoming June 7 or 8 argument dates. Taylor's intended arguing counsel and alternate counsel have scheduling conflicts those days and in the preparation days leading up to those days, including a long-scheduled family vacation and a religious holiday. Traditionally, the Court has allowed counsel to ask, before argument is scheduled, that argument not be scheduled on certain dates. The threshold for such advance requests has been lower than that for moving an already-set date. Thus, while counsel's conflicts might not rise to the level that would apply to an already-set date, they should suffice here, where the new date would arise, if at all, only because of Ernst & Young's request. Any accommodation of Ernst & Young should not prejudice Taylor.

Respectfully submitted,

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## CERTIFICATE OF SERVICE

I certify that a copy of the foregoing Response of Appellee Taylor to Appellant's Emergency Motions for Leave to File Pro Hac Vice Admission or for Continuance of Oral Argument was served by e-mail and by U.S. mail this 24th day of May, 2011, upon the following counsel:

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