

3. Mr. Fitzgerald has not taken and failed an Ohio bar examination, been denied admission without examination, or had an application for admission in Ohio denied on character and fitness grounds pursuant to Gov. Bar. R. I within the last five years. Ex. A, ¶ 4.

4. Mr. Fitzgerald has never been disbarred and is currently not under suspension nor has he ever resigned with discipline pending in any jurisdiction in which he has ever been admitted. Ex. A, ¶ 5.

5. Mr. Fitzgerald has not been granted permission to appear *pro hac vice* in more than three proceedings before Ohio tribunals in the current calendar year pursuant to Gov. Bar. R 2(A)(5). Ex. A, ¶ 6.

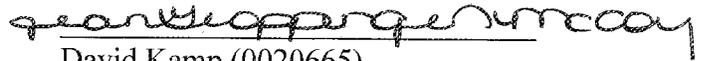
6. Mr. Fitzgerald is aware of the contents of the Rules Governing the Courts of Ohio and the Rules of Practice of the Supreme Court of Ohio. Ex. A, ¶ 7.

7. A copy of Mr. Fitzgerald's Certificate of *Pro Hac Vice* Registration with the Ohio Office of Attorney Services is attached hereto as Exhibit B.

8. The undersigned, David P. Kamp (Ohio Registration No. 0020665) and Jean Geoppinger McCoy (Ohio Registration No. 0046881), are attorneys in good standing and will associate with Mr. Fitzgerald on this matter.

October 20, 2014

Respectfully submitted,



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Counsel of Record

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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing pleading was served upon:

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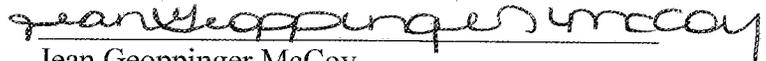
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*Attorneys for Respondent.
The Honorable Steven E. Martin*

by electronic mail, this 20th day of October, 2014.


Jean Geoppinger McCoy

IN THE SUPREME COURT OF OHIO

STATE *ex rel.* THE BANK OF NEW
YORK MELLON,

Relator,

v.

THE HONORABLE STEVEN E. MARTIN,

Respondent.

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Case No. 14-1690

ORIGINAL ACTION IN
MANDAMUS AND PROHIBITION

AFFIDAVIT OF STEVEN S. FITZGERALD IN SUPPORT OF
MOTION FOR ADMISSION

STATE OF NEW YORK }
 } SS:
COUNTY OF NEW YORK }

I, Steven S. Fitzgerald, do hereby swear that the information contained in this Affidavit is true and accurate to the best of my knowledge and belief:

1. I am over eighteen (18) years of age and am competent to testify to the matters set forth in this Affidavit. I base this Affidavit upon my own knowledge, information, or belief.

2. I am a partner practicing with the law firm Wollmuth Maher & Deutsch LLP, 500 Fifth Avenue, New York, New York 10110, Telephone (212) 382-3300, Facsimile (212) 382-0050. I have taken and passed a bar exam and was admitted as an attorney at law in the highest court for the State of New York on February 25, 2004. My attorney registration number for New York is 4192357. I am a member in good standing of the Bar of the highest court of the State of



New York. I was also admitted to practice in the Southern District of New York on July 23, 2007, and am a member in good standing of the Bar of that court.

3. My residential address is 24 Ridgecrest East, Scarsdale, New York 10583.

4. I have not taken and failed an Ohio bar examination, been denied admission without examination, or had an application for admission in Ohio denied on character fitness grounds pursuant to Gov. Bar. R. I within the last five years.

5. I have never been disbarred, and I am currently not under suspension, nor have I ever resigned with discipline pending in any jurisdiction in which I have ever been admitted.

6. I have not been granted permission to appear *pro hac vice* in more than three proceedings before Ohio tribunals in the current calendar year pursuant to Gov. Bar. R 2(A)(5).

7. I am aware of the contents of the Rules Governing the Courts of Ohio and the Rules of Practice of the Supreme Court of Ohio.

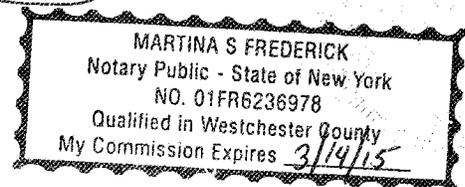


Steven S. Fitzgerald

Sworn to and subscribed before me,
a Notary Public, this 16th day of October, 2014.



Notary Public



THE SUPREME COURT *of* OHIO

OFFICE OF ATTORNEY SERVICES

IN THE MATTER OF THE APPLICATION OF

Steven Fitzgerald

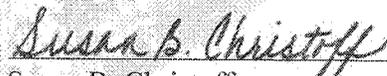
FOR PRO HAC VICE REGISTRATION

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

Steven Fitzgerald

_____ , 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, 2014

Certificate of
PRO HAC VICE
REGISTRATION

2014

Registration Number:
PHV- 1998-2014

