

BEFORE THE SUPREME COURT OF OHIO

ORIGINAL

MASON COMPANIES, INC.

v.

JOSEPH W. TESTA,
TAX COMMISSIONER OF OHIO

FILED :
MAR 22 2016 :
CLERK OF COURT :
SUPREME COURT OF OHIO

Case No. 15-0794

MOTION FOR PERMISSION TO APPEAR PRO HAC VICE

Pursuant to Gov.Bar R. XII(2)(A)(6), Martin I. Eisenstein, attorney for Mason Companies, Inc., hereby moves the Supreme Court of Ohio to grant him permission to appear pro hac vice and participate as counsel or co-counsel in this case for Mason Companies, Inc.

Movant represents that the following is a list of the jurisdictions in which he has ever been licensed to practice law, including dates of admission to practice, resignation, or retirement, and any attorney registration numbers:

Please see Exhibit A attached.

Movant represents that he 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. XII(2)(A)(5).

Edward J. Bernert (#25808), an active Ohio attorney in good standing, has agreed to associate with Movant on this case.

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. Movant understands that, if this Motion is granted, Movant must file a Notice of Permission to Appear Pro Hac Vice and a copy of the

RECEIVED
MAR 22 2015
CLERK OF COURT
SUPREME COURT OF OHIO

Order granting permission with the Supreme Court of Ohio Office of Attorney Services within thirty days of the Order.

Martin I. Eisenstein

(Name of Movant/PHV Attorney)

PHV - **1095-2016**

(PHV Registration Number)

Brann & Isaacson

(Law Firm or Employer, if applicable)

P.O. Box 3070

(Business Address)

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Auburn, ME 04210

(Residential Address)

THE SUPREME COURT of OHIO

OFFICE OF ATTORNEY SERVICES

IN THE MATTER OF THE APPLICATION OF

Martin I. Eisenstein

AFFIDAVIT OF APPLICANT
Gov. Bar R. XII, Section 2(A)(3)

FOR PRO HAC VICE REGISTRATION

Martin I. Eisenstein, 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 jurisdictions (attach additional page if necessary):

Please see attached Exhibit A

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 jurisdictions:

d. Choose one:

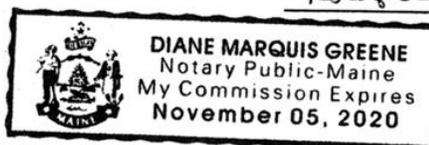
- I have not resigned from the practice of law with discipline pending in any jurisdiction where I have been admitted to practice.
- I have resigned from the practice of law with discipline pending in the following jurisdiction(s):

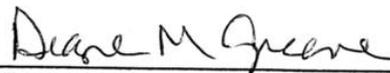

SIGNATURE OF APPLICANT

Sworn to or affirmed before me and subscribed in my presence the 21st day of March,

20 16, in the state of Maine and county of Androscoggin.

*Notary public's stamp/seal and commission expiration date are required.





SIGNATURE OF NOTARY PUBLIC*

EXHIBIT A

Martin I. Eisenstein

Bar Admissions

<u>Jurisdiction</u>	<u>Year of Admission</u>
State of Maine (Sworn in: Androscoggin County) (Bar # 003027)	August 14, 1984
United States District Court, District of Maine	November 9, 1984
United States First Circuit Court of Appeals (Bar # 6882)	March 8, 1988
United States Fourth Circuit Court of Appeals	February 8, 1984
United States Ninth Circuit Court of Appeals	August 20, 1989
United States Supreme Court	January 11, 1988
United States Tax Court (#EM0182)	September 1, 1995
State of Illinois (Bar # 726079) (retired)	September 2, 1976

THE SUPREME COURT of OHIO

OFFICE OF ATTORNEY SERVICES

IN THE MATTER OF THE APPLICATION OF

Martin Eisenstein

FOR PRO HAC VICE REGISTRATION

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

Martin Eisenstein

Certificate of
PRO HAC VICE
REGISTRATION

2016

Registration Number:

PHV- 1095-2016

Martin Eisenstein, 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.

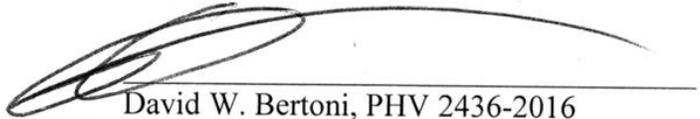
Susan B. Christoff

Susan B. Christoff
Director, Attorney Services

Expires December 31, 2016

CERTIFICATE OF SERVICE

This is to certify that a true copy of the foregoing Motion for Permission to Appear Pro Hac Vice was sent by First Class mail, postage prepaid, to counsel of record for Appellee Tax Commissioner: The Honorable Mike DeWine, Attorney General of Ohio, Christine T. Mesirov and Daniel W. Fausey, Assistant Attorneys General, State of Ohio, 30 East Broad Street, 25th Floor, Columbus, Ohio 43215-3428, on this 21st day of March, 2016.



David W. Bertoni, PHV 2436-2016
One of the Attorneys for Appellant
Mason Companies, Inc.