



IN THE COURT OF COMMON PLEAS OF CENTRE COUNTY,
PENNSYLVANIA
CIVIL ACTION – LAW

ESTATE of JOSEPH PATERNO;

and

WILLIAM KENNEY and JOSEPH V. (“JAY”)
PATERNO, former football coaches at
Pennsylvania State University,
Plaintiffs,

v.

NATIONAL COLLEGIATE ATHLETIC
ASSOCIATION (“NCAA”),

MARK EMMERT, individually and as
President of the NCAA, and

EDWARD RAY, individually and as former
Chairman of the Executive committee of the
NCAA,

Defendants.

) **Docket No.:** 2013-2082

) **Type of Case:**

-) Declaratory Judgment Injunction
-) Breach of Contract
-) Tortious Interference with Contract
-) Defamation
-) Commercial Disparagement
-) Conspiracy

) **Type of Pleading:**

-) Defendant Dr. Edward J. Ray’s
-) Motion for Admission of
-) Michael N. Sheetz, Counsel
-) Pro Hac Vice

) **Filed on Behalf of:**

) Edward Ray

) **Counsel of Record for this**

) **Party:**

-) Thomas W. Scott, Esquire
-) Killian & Gephart, LLP
-) 218 Pine Street, P.O. Box 886
-) Harrisburg, PA 17108-0886
-) TEL: (717) 232-1851
-) FAX: (717) 238-0592
-) tscott@killiangephart.com
-) PA I.D. Number: 15681

FILED FOR RECORD

2016 APR 28 PM 3:56

DEBRA G. DANIEL
PROTECTOR
CENTRE COUNTY

1. Thomas W. Scott, Sponsor, is admitted to and a member in good standing of the bar of the Commonwealth of Pennsylvania, and has entered his appearance of record on behalf of the Defendants in this case.

2. The verified statement of Thomas W. Scott, Sponsor, required by Pa. R.C.P. 1012.1(d) is attached.

3. Candidate Michael N. Sheetz, Esquire, is an attorney licensed to practice and a member in good standing of the bar of Massachusetts.

4. The verified statement of Michael N. Sheetz, Candidate, required by Pa. R.C.P. 1012.1(c) is attached.

5. The fee required by 204 Pa. Code Section 81.505(a) has been paid.

6. A copy of the fee payment receipt from the IOLTA Board is attached.

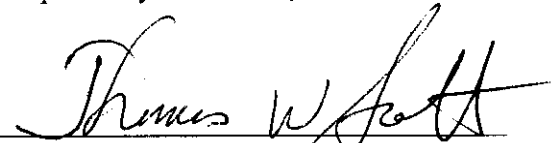
7. The information required by 204 Pa. Code Section 81.504 has been provided to the IOLTA Board.

ORIGINAL

WHEREFORE, Dr. Edward J. Ray, respectfully requests that this Honorable Court enter an Order admitting Michael N. Sheetz, Esquire, *pro hac vice* for the purpose of representing Defendant Dr. Ray, in this case. For the Court's convenience, a Proposed Order is attached.

Date:

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Thomas W. Scott", written over a horizontal line.

Thomas W. Scott, Esquire

PA. I.D. # 15681

KILLIAN & GEPHART, LLP

218 Pine Street

P.O. Box 886

Harrisburg, PA 17108-0886

Attorney for Dr. Edward J. Ray

**Verified Statement of Thomas W. Scott, Esquire,
Sponsor for Michael N. Sheetz, pursuant to Pa. R.C.P. 1012.1 (d)(2)**

The undersigned, Thomas W. Scott, Esquire, being admitted to the Bar of the Supreme Court of the Commonwealth of Pennsylvania, and in good standing, states as follows:

1. After reasonable investigation, it is my reasonable belief that the candidate, Michael N. Sheetz, Esquire, is a reputable and competent attorney, and I am in a position to recommend his admission.

2. I am presently acting as a sponsor for candidates for admission *pro hac vice* in three cases in all courts of record in the Commonwealth of Pennsylvania. I have previously sponsored counsel in this matter.

3. Any proceeds from the settlement of a cause of action in which the candidate is granted admission *pro hac vice* shall be received, held, distributed, and accounted for in accordance with Rule 1.15 of the Pennsylvania Rules of Professional Conduct, including the IOLTA provisions thereof, if applicable.

I hereby verify that the statements of fact made in the foregoing document are true and correct to the best of my personal knowledge, information, and belief. I understand that any false statements made therein are subject to the penalties contained in 18 Pa. C.S.A. § 4904, relating to unsworn falsification to authorities.

Date: April 28, 2014



Thomas W. Scott, Esquire
PA. I.D. # 15681
KILLIAN & GEPHART, LLP
218 Pine Street
P.O. Box 886
Harrisburg, PA 17108-0886

Attorney for Dr. Edward J. Ray

**Verified Statement of Michael N. Sheetz, Esquire,
In Support of Motion for Admission Pro Hac Vice, pursuant to Pa. R.C.P. 1012.1 (c)**

I, Michael N. Sheetz, state the following:

1. I am a member in good standing of the Massachusetts State Bar, the U.S. Supreme Court, the U.S. Court of Appeals for the First Circuit, and the U.S. District Court for Massachusetts. My membership number for the Massachusetts State Bar is 548776 and my membership number for the U.S. Court of Appeals for the First Circuit is 6284.

2. With respect to all jurisdictions in which I am licensed, I have never been suspended, disbarred, or otherwise disciplined, nor am I subject to any disciplinary proceedings before any jurisdiction.

3. I am not involved in any pending actions in a court of record in Pennsylvania. I have never had an application for admission *pro hac vice* denied.

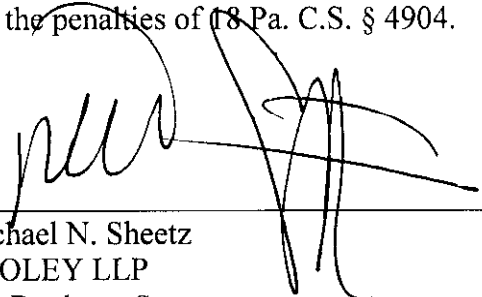
4. I shall comply with and be bound by the applicable statutes, case law, and procedural rules of the Commonwealth of Pennsylvania, including the Pennsylvania Rules of Professional Conduct.

5. I shall submit to the jurisdiction of the Pennsylvania courts and the Pennsylvania Disciplinary Board with respects to acts and omissions occurring during the appearance in the above-captioned matter referenced for which admission *pro hac vice* is being sought.

6. I have consented to the appointment of Thomas W. Scott, as the agent upon whom service of process shall be made for all actions, including disciplinary actions, that may arise out of the practice of law in the matter for which admission *pro hac vice* is sought.

I, Michael N. Sheetz, hereby state that the facts above set forth are true and correct. I understand that the statements herein are made subject to the penalties of 18 Pa. C.S. § 4904.

Date: 4/27/16



Michael N. Sheetz
COOLEY LLP
500 Boylston Street
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msheetz@cooley.com
Phone: (617) 937-2330
Fax: (617) 937-2400

SUPREME COURT OF PENNSYLVANIA
PENNSYLVANIA INTEREST ON
LAWYERS TRUST ACCOUNT BOARD

April 20, 2016

MICHAEL N. SHEETZ, Esq.
COOLEY LLP
500 BOYLSTON STREET
BOSTON, MA 02116

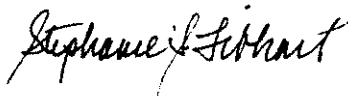
SENT TO THOMAS W. SCOTT VIA Email: MKALIL@COOLEY.COM

Dear Attorney SHEETZ:

This letter serves as the fee payment certification referenced in 204 Pa Code §81.503 and acknowledges receipt of the \$375.00 fee paid by Online Payment on this date related to your pursuit for admission *pro hac vice* in the case identified as Paterno, et al. v. NCAA, et al., no. 2013-2082, filed in Court of Common Pleas of Centre County.

You should refer to Pa Rule of Civil Procedure 1012.1, local court rules, and other regulations of 204 Pa Code §81.501 et. seq. concerning additional requirements related to seeking *pro hac vice* admission.

Sincerely,



Stephanie S. Libhart
Executive Director

cc: THOMAS W. SCOTT, Esq.
tscott@killiangephart.com

Pennsylvania Judicial Center
601 Commonwealth Ave., Ste. 2400
PO Box 62445, Harrisburg, PA 17106-2445
717/238-2001 · 888/PA-IOLTA (724-6582) · 717/238-2003 FAX
paiolta@pacourts.us · www.paiolta.org

Administering Pennsylvania's Interest On Lawyers Trust Account (IOLTA) Program

CERTIFICATE OF SERVICE

I, Thomas W. Scott, hereby certify that I am serving a copy *Defendant Dr. Edward J. Ray's Motion for Admission of Michael N. Sheetz, Counsel Pro Hac Vice* on the following by First Class Mail and email:

Thomas J. Weber, Esquire
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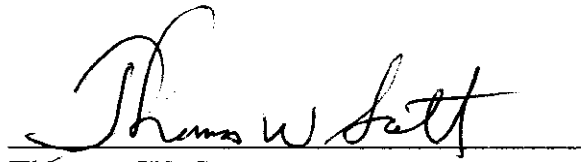
Counsel for Plaintiffs

Via FedEx Overnight Delivery
The Honorable John B. Leete
Senior Judge, Specially Presiding
Potter County Courthouse, Room 30
One East Village Street
Coudersport, PA 16915

Everett C. Johnson, Jr. (admitted *Pro Hac Vice*, DC No. 358446)
Brian E. Kowalski (admitted *Pro Hac Vice*, DC No. 500064)
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Counsel for NCAA

Dated: April 28, 2016

A handwritten signature in black ink, reading "Thomas W. Scott", written over a horizontal line.

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