

IN THE COURT OF COMMON PLEAS OF CENTRE COUNTY, PENNSYLVANIA

GEORGE SCOTT PATERNO, )  
as duly appointed representative of the )  
ESTATE and FAMILY of JOSEPH PATERNO; )

RYAN McCOMBIE, ANTHONY LUBRANO, )  
AL CLEMENS, PETER KHOURY, and )  
ADAM TALIAFERRO, members of the )  
Board of Trustees of Pennsylvania State University; )

PETER BORDI, TERRY ENGELDER, )  
SPENCER NILES, and JOHN O'DONNELL, )  
members of the faculty of Pennsylvania State University; )

WILLIAM KENNEY and JOSEPH V. ("JAY") PATERNO, )  
former football coaches at Pennsylvania State University; and )

ANTHONY ADAMS, GERALD CADOGAN, )  
SHAMAR FINNEY, JUSTIN KURPEIKIS, )  
RICHARD GARDNER, JOSH GAINES, PATRICK MAUTI, )  
ANWAR PHILLIPS, and MICHAEL ROBINSON, )  
former football players of 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. )

Civil Division

Docket No. 2013-2082

Type of Case:  
BREACH OF CONTRACT

Type of Pleading:  
PLAINTIFFS' MOTION  
FOR ADMISSION OF  
PAUL V. KELLY,  
COUNSEL PRO HAC  
VICE

Filed on behalf of:  
PLAINTIFFS

Counsel of Record for this  
Party:  
Thomas J. Weber, Esquire  
Goldberg Katzman, P.C.  
4250 Crums Mill Road  
Harrisburg, PA 17112  
Pa. I.D. 58853

FILED FOR RECORD  
2013 AUG 26 A 10:55  
DEBRA C. JMMEL  
PROTHONOTARY  
CENTRE COUNTY, PA


PLAINTIFFS' MOTION FOR ADMISSION OF  
PAUL V. KELLY, COUNSEL PRO HAC VICE

NOW COMES, Plaintiffs, by and through undersigned counsel and Sponsor, Thomas J. Weber, Esquire, and Goldberg Katzman, P.C., and pursuant to Rule 1012.1 of the Pennsylvania Rules of Civil Procedure, hereby moves this Honorable Court to enter an Order admitting Paul V. Kelly, Esquire, *pro hac vice* in this matter on behalf of Plaintiffs. In support of this motion, Plaintiffs state the following:

1. Thomas J. Weber, 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 Plaintiffs in this case.
2. The verified statement of Thomas J. Weber, Sponsor, required by Pa.R.C.P. 1012.1(d) is attached.
3. Candidate Paul V. Kelly, Esquire, is an attorney licensed to practice and a member in good standing of the Bar of the Commonwealth of Massachusetts, the U.S. Court of Appeals for the First Circuit, the U.S. District Court for the Eastern District of Michigan, and the U.S. District Court for the District of Massachusetts.
4. The verified statement of Paul V. Kelly, 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 certification from the IOLTA Board is attached.
7. The information required by 204 Pa Code Section 81.504 has been provided to the IOLTA Board.

WHEREFORE, Plaintiffs respectfully request that this Honorable Court enter an Order admitting Paul V. Kelly, Esquire, *pro hac vice* for the purpose of representing Plaintiffs in this case. For the Court's convenience, a Proposed Order is attached.

Respectfully submitted,

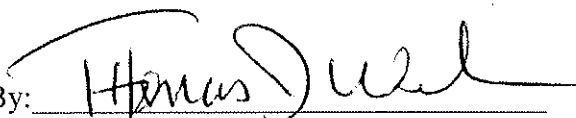
By:   
Thomas J. Weber, Esquire (I.D. 58853)  
GOLDMAN KATZMAN, P.C.  
4250 Crums Mill Road, Suite 301  
P.O. Box 6991  
Harrisburg, PA 17112  
Telephone: (717) 234-4161  
*Attorney for Plaintiffs*

**Verified Statement of Thomas J. Weber, Esquire, Sponsor, to admit Paul V. Kelly, Esquire, pro hac vice pursuant to Pa. R.C.P. 1012.1(d)(2)**

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

1. After reasonable investigation, it is my reasonable belief that the candidate, Paul V. Kelly, Esquire, is a reputable and competent attorney, and I am in a position to recommend his admission.
2. There are no other cases in all courts of record in the Commonwealth of Pennsylvania which I am currently acting as a sponsor for candidates for admission pro hac vice.
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.

By:   
Thomas J. Weber, Esquire (I.D. 58853)  
GOLDMAN KATZMAN, P.C.  
4250 Crums Mill Road, Suite 301  
P.O. Box 6991  
Harrisburg, PA 17112  
Telephone: (717) 234-4161  
*Attorney for Plaintiffs*

Date: 8/22/13

IN THE COURT OF COMMON PLEAS OF CENTRE COUNTY, PENNSYLVANIA

GEORGE SCOTT PATERNO,  
as duly appointed representative of the  
ESTATE and FAMILY of JOSEPH PATERNO;

RYAN McCOMBIE, ANTHONY LUBRANO,  
AL CLEMENS, PETER KHOURY, and  
ADAM TALIAFERRO, members of the  
Board of Trustees of Pennsylvania State University;

PETER BORDI, TERRY ENGELDER,  
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former football coaches at Pennsylvania State University; and

ANTHONY ADAMS, GERALD CADOGAN,  
SHAMAR FINNEY, JUSTIN KURPEIKIS,  
RICHARD GARDNER, JOSH GAINES, PATRICK MAUTI,  
ANWAR PHILLIPS, and MICHAEL ROBINSON,  
former football players of Pennsylvania State University,

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NATIONAL COLLEGIATE ATHLETIC ASSOCIATION  
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Chairman of the Executive Committee of the NCAA,

Defendants.

Civil Division

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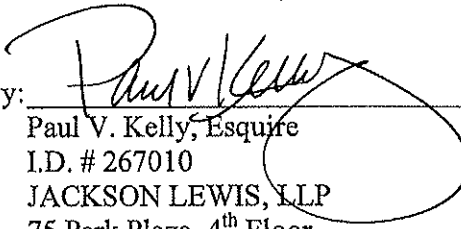
VERIFIED STATEMENT OF PAUL V. KELLY, ESQUIRE  
IN SUPPORT OF MOTION FOR ADMISSION PRO HAC VICE

I, Paul V. Kelly, state the following:

1. I am a member in good standing of the Bar of the Commonwealth of Massachusetts, Board of Bar Overseers, 99 High Street, Boston, Massachusetts 02110, <http://massbbo.org/index.html>, with a membership number of 267010.
2. With respect to the jurisdiction 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 shall comply with and be bound by the applicable statutes, case law, and procedural rules of the Court of Common Pleas, Centre County, Pennsylvania, including the Pennsylvania Rules of Professional Conduct.
4. I shall submit to the jurisdiction of the Pennsylvania courts and the Pennsylvania Disciplinary Board for acts and omissions occurring during the appearance in the above-captioned matter referenced in the accompanying Motion for Admission Pro Hac Vice.
5. I have consented to the appointment of Thomas J. Weber, the sponsor, 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, Paul V. Kelly, hereby state that the facts set forth above are true and correct. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S.A. § 4904, relating to unsworn falsification to authorities.

Date: AUGUST 12, 2013

By:   
Paul V. Kelly, Esquire  
I.D. # 267010  
JACKSON LEWIS, LLP  
75 Park Plaza, 4<sup>th</sup> Floor  
Boston, MA 02116  
Phone: (617) 367-0025

SUPREME COURT OF PENNSYLVANIA  
PENNSYLVANIA INTEREST ON  
LAWYERS TRUST ACCOUNT BOARD

August 22, 2013

PAUL V KELLY, Esq.  
JACKSON LEWIS, LLP  
75 PARK PLAZA, 4TH FLOOR  
BOSTON, MA 02116

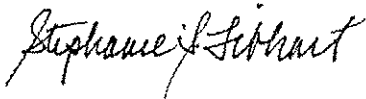
SENT TO JAY BISHOP VIA Email: JJB@GOLDBERGGKATZMAN.COM

Dear Attorney KELLY:

This letter serves as the fee payment certification referenced in 204 Pa Code §81.503 and acknowledges receipt of the \$200.00 fee paid by Online Payment on this date related to your pursuit for admission *pro hac vice* in the case identified as George Scott Paterno, et al. v. National Collegiate Athletic Association, et al. , no. 2013-2082, filed in the 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 J. WEBER, Esq.  
tjw@goldbergkatzman.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

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing Motion for Admission of Counsel Pro Hac Vice has on this date been forwarded to the individuals listed below as addressed, by first class mail:

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

Everett C. Johnson, Jr., Esquire  
Latham & Watkins, LLP  
555 Eleventh Street NW, Ste. 1000  
Washington, DC 20004

By:   
Thomas J. Weber, Esquire (I.D. 58853)  
GOLDMAN KATZMAN, P.C.  
4250 Crums Mill Road, Suite 301  
P.O. Box 6991  
Harrisburg, PA 17112  
Telephone: (717) 234-4161  
*Attorney for Plaintiffs*

Date: 8-22-13