

IN THE COURT OF COMMON PLEAS OF BUTLER COUNTY, PENNSYLVANIA

JOE MYERS,

CIVIL DIVISION

Plaintiff,

CASE NO. 19-10516

vs.

TIMOTHY F. MCCUNE, ET AL.

Defendants.

PROthonotary
OFFICE: BUTLER CO.
ENTERED & FILED
2024 MAR - 1 AM 10:55

Type of Pleading/Document:

Motion for Admission *Pro Hac Vice* of Justin M. Lovdahl

Filed on behalf of:

Defendants Cleveland-Cliffs, Inc., Lourenco Goncalves, and Edward Tassey

Attorney for Defendants:

John C. Gentile, Esq.
Benesch, Friedlander, Coplan & Aronoff LLP
One Liberty Place
1650 Market Street
Philadelphia, PA 19103

Dated: February 29, 2024

IN THE COURT OF COMMON PLEAS OF BUTLER COUNTY, PENNSYLVANIA

JOE MYERS,

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Defendants.

MOTION FOR ADMISSION PRO HAC VICE

Defendants Cleveland-Cliffs, Inc. (“Cleveland-Cliffs”), Lourenco Goncalves (“Mr. Goncalves”) and Edward Tassej (“Mr. Tassej”) (collectively “Defendants”), by and through its undersigned counsel, hereby move (the “Motion”) this Court to admit Justin M. Lovdahl, *pro hac vice*, pursuant to 204 Pa. Code § 81.501 et seq. and Pa. R.C.P. 1012.1. In support thereof, John C. Gentile, Esq., attorney for Defendants, avers the following:

1. I, John C. Gentile, represent Defendants in the above-captioned matter.
2. This case was filed by *pro se* litigant and Plaintiff Joe Myers (“Plaintiff”) and was previously dismissed.
3. Mr. Lovdahl was admitted to the bar of the Supreme Court of Ohio in 2017 and is a member in good standing. Mr. Lovdahl was also admitted to the Supreme Court of Florida in 2018 and is a member in good standing. Mr. Lovdahl was also admitted to the United States District Court for the Northern District of Ohio in 2018, United States District Court for the

Southern District of Ohio in 2020, the United States Court of Appeals for the Sixth Circuit in 2021, the United States District Court for the Northern District of Florida in 2023, United States District Court for the Middle District of Florida in 2023, and United States District Court for the Southern District of Florida in 2023.

4. Mr. Lovdahl is an associate in the law firm of Benesch, Friedlander, Coplan & Aronoff LLP in Cleveland, Ohio and has never been the subject to any disciplinary proceedings. He has never been denied admission *pro hac vice*.

5. Attached to this Motion is a copy of Mr. Lovdahl's fee payment certification from the Pennsylvania Interest on Lawyers Trust Account ("IOLTA") Program pursuant to 204 Pa. Code § 81.505(a). A true and correct copy of the fee payment certification is attached hereto as **Exhibit A**.

6. Pursuant to the Pennsylvania Bar Admission Rules, "[a]n attorney, barrister or advocate who is qualified to practice in the courts of another state or of any foreign jurisdiction may be specially admitted to the Bar of this Commonwealth for purposes limited to a particular matter." Rule 301(a) of the Pennsylvania Bar Admission Rules.

7. In this case, counsel for Defendants requests that Justin M. Lovdahl be admitted for the purpose of assisting in the representation of Defendants in the above-captioned matter.

8. In the event of Mr. Lovdahl's admission, Mr. Gentile remains the attorney of record in this case pursuant to Rule 301(a), which states that an attorney admitted *pro hac vice* "shall not, however, thereby be authorized to act as attorney of record."

9. A motion for admission *pro hac vice* shall be granted by the Court absent "good cause for denial." Pa.R.C.P. 1012.1(e).

10. Here, there is no good cause for denial of the *pro hac vice* admission of Mr. Lovdahl to the Bar of the Commonwealth of Pennsylvania.

11. Plaintiff will not be prejudiced in any way if Mr. Lovdahl is admitted to the Bar of this Court, *pro hac vice*.

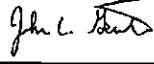
12. Mr. Lovdahl and Mr. Gentile have submitted verifications in support of this Motion in compliance with Pa.R.C.P. 1012.1.

WHEREFORE, Plaintiff respectfully requests that this Court admit Justin M. Lovdahl to the practice of law in the Commonwealth of Pennsylvania *pro hac vice* in this matter.

Dated: February 29, 2024

Respectfully submitted,

BENESCH, FRIEDLANDER,
COPLAN & ARONOFF LLP

By: 

John C. Gentile (Pa. I.D. No. 322159)
One Liberty Place
1650 Market Street
Philadelphia, PA 19103
Telephone: 267-207-2947
Email: jgentile@beneschlaw.com

Attorney for Defendants

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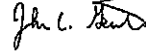
**VERIFICATION OF JOHN C. GENTILE, ESQ., IN SUPPORT OF MOTION FOR
ADMISSION *PRO HAC VICE***

I, John C. Gentile, Esquire, declare under penalty of perjury that the foregoing is true and correct. I understand that false statements made herein are subject to the penalties of 18 Pa.C.S.A. § 4904 relating to unsworn falsification to authorities.

1. I am an associate in the law firm of Benesch, Friedlander, Coplan & Aronoff LLP.
2. I was admitted to the Delaware Bar in 2015 and the Pennsylvania Bar in 2016. My bar identification number for the Delaware Bar is #6159 and my identification number for the Pennsylvania Bar is #322159.
3. I am a member in good standing of the Delaware and Pennsylvania Bars. I presently am not, and have never been, the subject of any disbarment or suspension proceeding before this, or any Court.
4. I am sponsoring the *pro hac vice* admission of Justin M. Lovdahl, Esquire.
5. I am not presently acting as a sponsor in any other cases in the state courts of the Commonwealth of Pennsylvania.

6. After reasonable investigation, I believe that Justin M. Lovdahl is reputable and competent.

Respectfully Submitted,



John C. Gentile, Esq. (#322159)

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Defendants.

ORDER

AND NOW, this _____ day of _____, 2024, upon consideration of the Motion for Admission *Pro Hac Vice* of Justin M. Lovdahl, Esquire, it is hereby ORDERED and DECREED that the Motion for Admission *Pro Hac Vice* is granted as to Justin M. Lovdahl, Esquire.

BY THE COURT:

J.

EXHIBIT A



SUPREME COURT OF PENNSYLVANIA
PENNSYLVANIA INTEREST ON
LAWYERS TRUST ACCOUNT BOARD

February 29, 2024

JUSTIN MARK LOVDAHL, Esq.
BENESCH FRIEDLANDER COPLAN & ARONOFF
127 PUBLIC SQUARE #4900
CLEVELAND, OH 44114

SENT TO JUSTIN M. LOVDAHL VIA Email: JLOVDAHL@BENESCHLAW.COM

Dear Attorney LOVDAHL:

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 Joe Myers v. Timothy F. Mccune, et al, no. 19-10516, filed in Court of Common Pleas of Butler 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,

A handwritten signature in cursive script that reads "Stephanie S. Libhart".

Stephanie S. Libhart
Executive Director

cc: John Colter Gentile, Esq.
jgentile@beneschlaw.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

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**VERIFICATION OF JUSTIN M. LOVDAHL, ESQ., IN SUPPORT OF
MOTION FOR ADMISSION *PRO HAC VICE***

I, Justin M. Lovdahl, Esquire, declare under penalty of perjury that the statements herein are true and correct. I understand that false statements made herein are subject to the penalties of 18 Pa.C.S.A. § 4904 relating to unsworn falsification to authorities.

1. I am an associate at the law firm of Benesch, Friedlander, Coplan & Aronoff LLP in Cleveland, Ohio.

2. I was admitted to the bar of the Supreme Court of Ohio in 2017 and my Ohio Bar identification number is 0096958. I was also admitted to the Supreme Court of Florida in 2018 and my Florida Bar identification number is 1008836. I was also admitted to the United States District Court for the Northern District of Ohio in 2018, United States District Court for the Southern District of Ohio in 2020, the United States Court of Appeals for the Sixth Circuit in 2021, the United States District Court for the Northern District of Florida in 2023, United States District Court for the Middle District of Florida in 2023, and United States District Court for the Southern District of Florida in 2023.


3. I am a member in good standing of the Ohio and Florida Bar. I presently am not, and have never been, the subject of any disbarment or suspension proceeding before this or any Court.

4. I have never been denied admission *pro hac vice*, and there are no pending cases in state court for the Commonwealth of Pennsylvania in which I have applied for admission *pro hac vice*.

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

6. I shall submit to the jurisdiction of the Pennsylvania courts and the Pennsylvania Disciplinary Board with respect to acts and omissions occurring during my appearance in the above-captioned matter.

Respectfully Submitted,



Justin M. Lovdahl, Esq.

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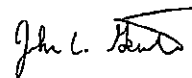
TIMOTHY F. MCCUNE, ET AL.

Defendants.

CERTIFICATE OF SERVICE

I, John C. Gentile, Esquire, hereby certify that on February 29, 2024, I caused a true and correct copy of the Motion for Admission Pro Hac Vice of Justin Lovdahl, Esquire, and all supporting documentation, to be served via U.S. regular mail, postage prepaid, upon:

Joe Myers
pro se litigant and Plaintiff
12137 Emerald Green Court
Jacksonville, Florida 32246



John C. Gentile (#322159)
Attorney for Defendants