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Facsimile: (212) 524-5050

Attorneys for Defendant
POLYMER80, INC.

**SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF SACRAMENTO**

KELLY and DENIS O'SULLIVAN, in their
Individual Capacity and KELLY O'SULLIVAN as
Administrator for the Estate of TARA
O'SULLIVAN, Deceased,

Plaintiffs,

vs.

GHOST GUNNER INC., d/b/a
GHOSTGUNNER.NET; et al.,

Defendants.

Case No. 34-2021-00302934

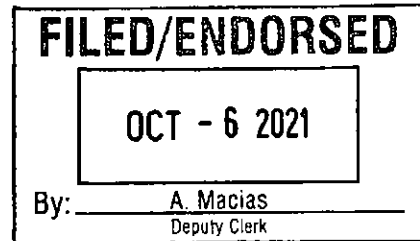
[Hon. Christopher E. Krueger, Dept.: 54]

**APPLICATION OF JAMES J.
McGUIRE, ESQ. TO APPEAR AS
COUNSEL TO DEFENDANT
POLYMER80, INC. PRO HAC VICE IN
THIS ACTION**

Date: November 9, 2021
Time: 9:00 a.m.
Dept: 54

Complaint Filed: June 17, 2021
Trial Date: Not Yet Set

Reservation ID: 2596463



BY FAX

1 I, JAMES J. McGUIRE, declare:

2 1. I am the Managing Partner of the New York Office of Greenspoon Marder LLP,
3 which maintains premises at 590 Madison Avenue, Suite 1800, New York, New York 10022,
4 telephone number (212) 524-5040, and facsimile number (212) 524-5050. I respectfully submit this
5 Application pursuant to Rule 9.40 of the California Rules of Court seeking an Order admitting me as
6 counsel to defendant Polymer80, Inc. ("Polymer80") *pro hac vice* in this action.

7 2. I and my Firm have been retained to represent defendant Polymer80 in this action. I
8 wish to work in association with Polymer80's current attorney of record, Germain D. Labat, Esq. of
9 Greenspoon Marder LLP, which maintains an office at 1875 Century Park East, Suite 1900, Los
10 Angeles, California 90067, telephone number (323) 880-4520, and facsimile number (954) 333-
11 4027. Mr. Labat is an active member of the California State Bar, and his State Bar number is
12 203907.

13 3. I am a resident of the State of New York and have been admitted in the following
14 jurisdictions on or about the following dates:

<u>COURT</u>	<u>DATE OF ADMISSION</u>
State of New York	October 31, 1984
U.S. District Courts, Southern and Eastern Districts of New York	January 20, 1987
U.S. Court of Appeals, Second Circuit	November 8, 1988
U.S. Court of Appeals, Fourth Circuit	June 3, 1994
U.S. District Court, District of Colorado	April 9, 1997
U.S. Court of Appeals, First Circuit	September 4, 2007
U. S. Court of Appeals, Fifth Circuit	February 14, 2008
Supreme Court of the United States	June 10, 2019

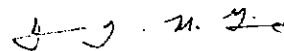
26 4. I am a member in good standing of the New York State Bar and am not currently
27 suspended or disbarred from the practice of law in any Court.
28

1 5. I am not a resident, nor regularly employed in any capacity, nor engaged in
2 substantial business, professional, or other activities, in the State of California.

3 6. Pursuant to an Order of the United States District Court for the Northern District of
4 California, dated January 19, 2021 I appeared on behalf of intervenor Polymer80, Inc. *pro hac vice*
5 in that Court in *State of California, et al. v. Bureau of Alcohol, Tobacco, Firearms and Explosives, et*
6 *al.*, 3:20-cv-06761-EMC.

7 7. My personal address is 200 Rector Place, Apartment # 34 E, New York, New York
8 10280.

9 I declare under penalties of perjury under the laws of the State of California that the
10 foregoing is true and correct. Executed on October 5, 2021, in New York, New York.

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12 _____
13 James J. McGuire
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*Appellate Division of the Supreme Court
of the State of New York
Second Judicial Department*

*I, Maria T. Fasulo, Acting Clerk of the Appellate Division of
the Supreme Court of the State of New York, Second Judicial
Department, do hereby certify that*

James J. Mcquire

*was duly licensed and admitted to practice as an Attorney and
Counselor at Law in all the courts of this State on **October 31, 1984**,
has duly taken and subscribed the oath of office prescribed by law,
has been enrolled in the Roll of Attorneys and Counselors at Law
on file in this office, is duly registered with the Administration
Office of the Courts, and according to the records of this Court is
currently in good standing as an Attorney and Counselor-at-Law.*



*In Witness Whereof, I have hereunto set
my hand in the City of Brooklyn on
August 26, 2021.*

Maria T. Fasulo

Acting Clerk of the Court



Appellate Division
Supreme Court of the State of New York
Second Judicial Department
45 Monroe Place
Brooklyn, N.Y. 11201
(718) 875-1300

HECTOR D. LASALLE
PRESIDING JUSTICE

MARIA T. FASULO
ACTING CLERK OF THE COURT

DARRELL M. JOSEPH
DEPUTY CLERKS

KENNETH BAND
MELISSA KRAKOWSKI
WENDY STYNES
ASSOCIATE DEPUTY CLERKS

To Whom It May Concern

An attorney admitted to practice by this Court may request a certificate of good standing, which is the only official document this Court issues certifying to an attorney's admission and good standing.

An attorney's registration status, date of admission and disciplinary history may be viewed through the attorney search feature on the website of the Unified Court System.

New York State does not register attorneys as active or inactive.

An attorney may request a disciplinary history letter from the Attorney Grievance Committee of the Second Judicial Department.

Bar examination history is available from the New York State Board of Law Examiners.

Instructions, forms and links are available on this Court's website.

Maria T. Fasulo
Acting Clerk of the Court

1 **PROOF OF SERVICE**

2 *Kelly and Denis O'Sullivan, et al. v. Ghost Gunner Inc., et al.*

3 Case No. 34-2021-00302934

4 STATE OF CALIFORNIA)
5) ss
6 COUNTY OF LOS ANGELES)

7 I am employed in the County of Los Angeles, State of California. I am over the age of
8 eighteen years and not a party to the action. My business address is 1875 Century Park East, Suite
9 1900, Los Angeles, CA 90067. On October 6, 2021, I served the document(s) on the interested
10 parties in this action as follows:

11 **APPLICATION OF JAMES J. McGUIRE TO APPEAR AS COUNSEL *PRO HAC VICE***

12 By placing ☐ the original ☒ a true copy thereof enclosed in a sealed envelope addressed as follows:
13 (SEE ATTACHED SERVICE LIST)

14 ☐ **BY ELECTRONIC TRANSMISSION.** Based on a court order or an agreement of the parties
15 to accept service by electronic transmission, I caused the document to be sent to the persons at
16 the e-mail addresses listed herein. I did not receive, within a reasonable time after the
17 transmission, any electronic message or other indication that the transmission was unsuccessful.

18 ☒ **BY ELECTRONIC MAIL-** I caused the foregoing document(s) to be served on all parties at
19 the e-mail addresses listed herein.

20 ☐ **BY MAIL:** The envelope was mailed with postage thereon fully prepaid. I am "readily
21 familiar" with the firm's practice of collection and processing correspondence for mailing.
22 Under that practice it would be deposited with the U.S. postal service on that same day with
23 postage thereon fully prepaid at Los Angeles, California in the ordinary course of business. I
24 am aware that on motion of the party served, service is presumed invalid if the postal
25 cancellation date or postage meter date is more than one day after service of deposit for mailing
26 in affidavit.

27 ☐ **BY OVERNIGHT DELIVERY:** By causing such envelope to be deposited or delivered in a
28 box or other facility regularly maintained by Federal Express authorized to receive documents,
or delivering to a courier or driver authorized by said express service carrier to receive
documents, the copy of the foregoing document in a sealed envelope designated by the express
service carrier, addressed as stated above, with fees for overnight (next business day) delivery
paid or provided for and causing such envelope to be delivered by said express service carrier.

☒ [State] I declare under penalty of perjury under the laws of the State of California that the
foregoing is true and correct.

Executed on October 6, 2021, at Los Angeles, California.

25 
26 Tereza Perez

1 **SERVICE LIST**

2 *Kelly and Denis O'Sullivan, et al. v. Ghost Gunner Inc., et al.*
3 Case No. 34-2021-00302934

4 Robert J. Nelson, Esq.
5 Caitlin M. Nelson, Esq.
6 **LIEFF CABRASER HEIMANN &**
7 **BERNSTEIN, LLP**

8 275 Battery Street, 29th Floor
9 San Francisco, CA 94111-339

10 Tel: 415.956.1000

11 Facsimile: 415.956.1008

12 E-Mail: rnelson@lchb.com

13 cnelson@lcbhb.com

Attorneys For Plaintiffs

*Kelly and Denis O'Sullivan, in their Individual
Capacity and Kelly O'Sullivan as
Administrator for the Estate of Tara
O'Sullivan, Deceased.*

14 Jonathan Lowry (pro hac vice pending)

15 Christa Nicols (pro hac vice pending)

16 **BRADY UNITED AGAINST GUN
17 VIOLENCE**

18 840 First Street, NE Suite 400

19 Washington, DC 20002

20 Tel: 202.370.8100

21 Facsimile: 202.898.8100

22 E-Mail: jlowy@bradyunited.org

23 cnicols@bradyunited.org

Attorneys For Plaintiffs

1 GERMAIN D. LABAT (SBN 203907)

2 *germain.labat@gmlaw.com*

3 PUNEET BHULLAR (SBN 329733)

4 *puneet.bhullar@gmlaw.com*

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11 *(Pro Hac Vice Application Pending)*

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21 Attorneys for Defendant

22 POLYMER80, INC.

23 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**

24 **FOR THE COUNTY OF SACRAMENTO**

25 KELLY and DENIS O'SULLIVAN, in their
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[Hon. Christopher E. Krueger, Dept.: 54]

**[PROPOSED] ORDER ADMITTING
JAMES J. McGUIRE, ESQ. TO APPEAR
AS COUNSEL TO DEFENDANT
POLYMER80, INC. PRO HAC VICE IN
THIS ACTION**

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Dept: 54

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Reservation ID: 2596463



BY FAX

1 The Application of James J. McGuire, Esq. for admission as counsel to defendant
2 Polymer80, Inc. *pro hac vice* in this action was scheduled for hearing before Honorable Christopher
3 E. Krueger in Department 54 on November 9, 2021; and

4 GOOD CAUSE HAVING BEEN SHOWN:

5 IT IS HEREBY ORDERED THAT the application of James J. McGuire, Esq. to appear as
6 counsel to defendant Polymer80, Inc. *pro hac vice* in the above-referenced action is GRANTED.

7 The office address for James J. McGuire is Greenspoon Marder LLP ("Greenspoon
8 Marder"), 590 Madison Avenue, Suite 1800, New York, New York 10022, telephone number (212)
9 524-5040, and facsimile number (212) 524-5050. Both the New York and California Offices of
10 Greenspoon Marder should receive copies of all pleadings in this case.

11 Dated:

12 _____
13 Honorable Christopher E. Krueger
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or delivering to a courier or driver authorized by said express service carrier to receive
documents, the copy of the foregoing document in a sealed envelope designated by the express
service carrier, addressed as stated above, with fees for overnight (next business day) delivery
paid or provided for and causing such envelope to be delivered by said express service carrier.
- ☒ [State] I declare under penalty of perjury under the laws of the State of California that the
foregoing is true and correct.

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25 

26 Tereza Perez

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15 Christa Nicols (pro hac vice pending)
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17 **VIOLENCE**

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23 cnicols@bradyunited.org

Attorneys For Plaintiffs