



# COMMISSION ON CHARACTER AND FITNESS OF THE SUPREME COURT OF THE STATE OF MONTANA

33 South Last Chance Gulch, Suite 1B • P.O. BOX 577 • HELENA, MONTANA 59624  
(406) 442-7660 Fax (406) 442-7763 Web Site: [www.montanabar.org](http://www.montanabar.org)

FILED

06/06/2022

Bowen Greenwood  
CLERK OF THE SUPREME COURT  
STATE OF MONTANA

Case Number: DA 22-0172

June 2, 2022

DA 22-0172

## C&F COMMISSION:

### CHAIR

ANNIE GOODWIN  
P.O. Box 1131  
Helena, MT 59601

### VICE CHAIR

BARBARA BELL  
P.O. Box 1525  
Great Falls, MT 59403-1525

### MEMBERS

ROBERT M. CARLSON  
P.O. Box 509  
Butte, MT 59703

BARBARA M. HOWE, L.C.S.W.  
P.O. Box 577  
Helena, MT 59624

REX RENK  
P.O. Box 577  
Helena, MT 59624

ROBERT J. SULLIVAN  
P.O. Box 9199  
Missoula, MT 59807

ALICE STANLEY  
P.O. Box 577  
Helena, MT 59624

MICHAEL W. TOLSTEDT  
P.O. Box 577  
Helena, MT 59624

HON. CAROLYN S. OSTBY  
P.O. Box 1247  
Bozeman, MT 59711

### BAR ADMISSIONS ADMINISTRATOR

KATHIE LYNCH  
P.O. Box 577  
Helena, MT 59624  
[klynch@montanabar.org](mailto:klynch@montanabar.org)

### BAR ADMISSIONS ASSISTANT

SEAN O'CONNOR  
P.O. Box 577  
Helena, MT 59624  
[seconnor@montanabar.org](mailto:seconnor@montanabar.org)

Clerk of the Montana Supreme Court  
Bowen Greenwood  
P.O. Box 202003  
Helena, MT 59620-3003

RE: Montana *Pro Hac Vice* Application

Dear Clerk:

Enclosed is a copy of an application to appear *pro hac vice* before your court or agency from the attorney listed below.

Brett W. Johnson  
Snell & Wilmer LLP  
400 E. Van Buren, 20th Floor  
Phoenix, AZ 85004-2202

The attorney has complied with the rules governing a *pro hac vice* appearance and is currently in good standing with the other state or jurisdiction(s) in which they are admitted. Further, the Montana counsel listed in the application is in good standing with the State Bar of Montana.

**This is the 1st appearance for the attorney and the 14th appearance for the firm.** under the *pro hac vice* rules. Section VI(C) of the Rules for Admission to the State Bar of Montana states: *Except upon a showing of good cause, no attorney or firm may appear pro hac vice in more than two actions or proceedings in any state court or administrative agency in Montana.* Please provide my office with a copy of your decision to grant or deny this application. Please contact me at (406) 447-2204 if you have questions or need further information.

Sincerely,

  
Sean O'Connor  
Bar Admissions Assistant

Enclosure

cc: Brett W. Johnson  
Rob Cameron

FILED

JUN 06 2022

Bowen Greenwood  
Clerk of Supreme Court  
State of Montana

Atty Status	Jurisdiction(s) <u>AZ &amp; CA</u> <u>DC</u>
Discipline	<u>NONE</u>
Appearance: Applicant	<u>IST</u> Firm
MT Attorney	<u>SBM</u> <u>ODC</u>

(Boxes for State Bar use only.)

VERIFIED ONLINE

# <u>68806620</u>	
<u>56-22</u>	
Application Number	
<u>06/02/2022</u>	<u>50</u>
Date Received	Staff Initials
<u>\$495.00</u>	<u>1165</u>
Fee Paid	Check No.
<u>06/02/2022</u>	
Date Sent to Court or Agency	

STATE BAR OF MONTANA  
P.O. Box 577, Helena, MT 59624  
Street Address: 33 S. Last Chance Gulch, Suite 1B, Helena, MT 59601  
Telephone: (406) 442-7660  
Fax: (406) 442-7763

### PRO HAC VICE APPLICATION

The original application must be submitted to the State Bar of Montana with a fee of \$495 for each *pro hac vice* appearance requested and a certificate of good standing from each state the attorney is a member of.

- |                  |              |                     |  |
|------------------|--------------|---------------------|--|
| Brett W. Johnson | 602-382-6312 | bwjohnson@swlaw.com |  |
| Applicant's Name | Phone        | E-Mail              |  |
- |   |
|---|
| Snell & Wilmer  |
| Firm Name (List all firm(s) with which you are associated.) |
- |                            |         |       |       |
|----------------------------|---------|-------|-------|
| 400 E. Van Buren, 20th Fl. | Phoenix | AZ    | 85004 |
| Office Address             | City    | State | Zip   |
- |                       |            |       |       |
|-----------------------|------------|-------|-------|
| 7432 E. Cortez Street | Scottsdale | AZ    | 85260 |
| Residence Address     | City       | State | Zip   |
- List the name, address, and telephone number of the active member of the State Bar of Montana who is the attorney of record in the case for which this application is being made.

Rob Cameron, Jackson, Murdo & Grant, P.C.	406-389-8244
Attorney & Firm Name	Daytime Phone Number
203 North Ewing	Helena
Address	City
	MT 59601-4240
	State Zip
- List all state and federal courts in which you have been admitted to practice and the dates of admission and provide certification of good standing for each State only. Do not include pro hac vice admissions.

A. State Courts: Arizona, admitted 10/28/2002

California, admitted 1/6/2000

Washington DC, admitted 5/9/2003

B. Federal Courts: Please see attached.

7. Are you currently suspended, disbarred, or otherwise not licensed to practice in any of the above courts? If so, attach copies of all relevant court documents or disciplinary documents. ☐ Yes ☒ No
8. Are you subject to pending disciplinary proceedings in any jurisdiction? ☐ Yes ☒ No  
If so, attach a description of the nature and status of each pending disciplinary proceeding.
9. Do you maintain a residence in Montana? ☐ Yes ☒ No
10. Are you regularly employed in Montana? ☐ Yes ☒ No
11. Are you regularly engaged in the practice of law or in substantial business or professional activities in Montana? ☐ Yes ☒ No
12. Do you have an application for admission to the State Bar of Montana pending? ☐ Yes ☒ No
13. List the title of each state court and cause in Montana in which you **OR YOUR FIRM** have filed an application to appear as counsel pro hac vice, the date of each application, and whether it was granted or denied. *(Do not list Federal court pro hac vice appearances.)*

List the current title, court, and cause number for which you are applying.

Title, Court, Cause #	County	Date	Granted: (Yes, No)
A. Previous Cases: _____ Please see attached. _____ _____			
B. CURRENT Case: (please include County) <u>MT DEMOCRATIC PARTY V.</u> <del>Please see attached.</del> <u>SD JACOBSEN, DA 22-0172, MT</u> <u>SUPREME COURT</u>			

14. I agree to comply with the applicable statutes, laws, and procedural rules of the State of Montana. I further agree to be bound by the Montana Rules of Professional Conduct (except as to Rules 6.1-6.4) and will submit to the jurisdiction of the Montana courts, the Montana disciplinary process, and the State Bar of Montana with respect to acts and omissions occurring during admission under this application.
15. I understand that a lawyer not admitted to practice in Montana is subject to the disciplinary authority of Montana for conduct that constitutes a violation of the Montana Rules of Professional Conduct and that: a) involves the practice of law in Montana by that lawyer; or b) involves that lawyer holding himself or herself out as practicing law in Montana; or c) involves the practice of law in Montana by another lawyer over whom this lawyer has the obligation of supervision or control.
16. I state that payment has been made to the State Bar of Montana in accordance with the requirements of Section IV of the Rules for Admission and in accordance with the requirements of Rule 6 of the Rules for Lawyer Disciplinary Enforcement.
17. I understand I have an on-going obligation to advise the State Bar of Montana and court/administrative agency if my standing or status changes in any of the jurisdictions in which I am admitted during the term of my pro hac vice admission.

18. I agree to provide the State Bar of Montana with the court or administrative agency's order to grant or deny this application. (All applications will be counted as an appearance unless the State Bar of Montana is advised the application was denied by the Court.)
19. I agree to notify the State Bar of Montana of any appeals if the case is referred to a higher court. (If the above action proceeds to a court of higher jurisdiction, I understand the appealed case will not be counted as an additional appearance.)
20. I agree to provide current certificates of good standing from the jurisdiction(s) in which I am admitted.
21. I understand that the \$495 assessment is an annual assessment and agree to promptly pay the assessment as long as this proceeding is pending before a Montana administrative agency or any Montana court (except federal court).

State of Arizona

County of Maricopa

The above statements are true based upon applicant's knowledge and belief. Further, I agree to submit to the pro hac vice rules, the Montana Rules of Professional Conduct, and the Montana Rules for Lawyer Disciplinary Enforcement.

Brown Jr 5/31/22  
Signature of Applicant Date

Subscribed and sworn to (or affirmed) before me this 31st day of May, 2022.



Notary Signature: Tracy Hobbs  
Printed Name of Notary: Tracy Hobbs  
Notary Public for the State of: Arizona  
Residing in: Maricopa County  
My commission expires: 11/9/2023

ATTACH: Certificate(s) of Good Standing  
\$495.00 Pro Hac Vice Fee

Rules and information about pro hac vice are available on the State Bar's website at [www.montanabar.org](http://www.montanabar.org). Please direct questions to Sean O'Connor: [soconnor@montanabar.org](mailto:soconnor@montanabar.org) or (406) 447-2204.

6. B. Federal Courts:

Ninth Circuit Court of Appeals, admitted 10/13/06

U.S. Supreme Court, admitted 12/5/16

U.S. District Court for the District of Columbia, admitted 5/3/21

U.S. District Court for the District of Arizona, admitted 2006

U.S. District Court for the Central District of California, admitted 8/4/14

U.S. District Court for the Northern District of California

U.S. District Court for the Southern District of California

U.S. District Court for the Eastern District of Missouri

U.S. Court of Federal Claims

U.S. Court of International Trade

Snell & Wilmer Pro Hac Vice Appearances in Montana since 1998

Date	Attorney	Action	Venue	Appearances for Attorney & Firm*	#
06/06/00	Alex Marconi	DV-98-192A	Flathead County	1st for attorney & 1st for firm	1
08/12/04	Lee Mickus	ADV-2004-268	Lewis & Clark County	1st for attorney & 2nd for firm	2
03/22/05	Jonathan M. Ward Kevin S. Taylor	DV-03-596	Yellowstone County	1st for each attorney & 3rd for firm	3
5/30/2007 05/11/2011	Lee Mickus Vaughn Crawford	05-1236, Stokes v. Ford Motor Co.	Yellowstone County	2nd for attorney & 4th for firm	4
06/21/07	Dan R. Larson Bryan J. Benevento	CV-05-94	Powell County	1st for each attorney & 5th for firm	5
01/28/08	Lee Mickus	06-1218(b)	Cascade County	3rd for attorney & 6th for firm	6
03/09/09	Lee Mickus	DV-07-448	Missoula County	4th for attorney & 7th for firm	7
09/10/10	Dan R. Larson	Meyer v. State of MT Cause No. DDV-07-467	Cascade County	2nd for attorney and 8th for firm	8
11/10/10	Lee Mickus	Lucero v. Ford Motor Co., Case No. 10-0486	Cascade County	5th for attorney and 9th for firm	9
06/13/13	Michael Reynolds	Bank of America v. William B Cummins, CDV-2012-930	Lewis & Clark County	1st for attorney and 10th for the firm	10
11/14/14	Lee Mickus	BDV-11-0594, Yeager v. Morris, Ford Motor Co & Does 2-25	Cascade County	6th for attorney and 11th for firm	11
07/24/15	Lee Mickus	DDV-14-814, Chiavaras v. Ford Motor Co	Cascade County	Denied	
07/01/16	Vaughn Crawford	CV 14-31, Yeager v. Ford	Glacier County	Attorney Licensed via Motion	
11/07/22	Tracy H. Fowler	DV-16-704, Hasler v. Accel Performance Group	Asbestos Court Missoula County	1st for attorney and 12th for the firm	12
07/15/19	Tracy H. Fowler	DV 19-0115, Lindell v. Air Liquid Systems Corp., et al.	Yellowstone County	2nd for attorney and 13th for the firm	13

\*Next appearance will be the 14th for the firm.