

Case No. 15-0320

In The Supreme Court of Texas

**KING STREET PATRIOTS, CATHERINE ENGELBRECHT,
BRYAN ENGELBRECHT and DIANE JOSEPHS,**

Petitioners,

vs.

**TEXAS DEMOCRATIC PARTY, GILBERTO A. HINOJOSA, in his capacity as
Chairman of the Texas Democratic Party, JOHN WARREN, in his capacity
as Democratic nominee for Dallas County Clerk, and ANN BENNETT, in her
capacity as the Democratic Nominee for Harris County Clerk,**

Respondents.

On Petition for Review from the 3rd Court of Appeals at Austin
Case No. 03-12-00255-CV

UNOPPOSED MOTION TO ADMIT COUNSEL *PRO HAC VICE*

Pursuant to TEX. R. GOVERN. BAR ADM’N. XIX, nonresident attorney J. Gerald Hebert (“Applicant”) respectfully moves this court for admission *pro hac vice* on behalf of the Campaign Legal Center for purposes of filing an *amicus curiae* brief in the above-captioned matter. As reason therefore, applicant declares that:

1. Applicant practices at the following organization:

The Campaign Legal Center
1411 K Street, NW
Suite 1400

Washington, DC 20005
Tel.: (202) 736-2200
Fax: (202) 736-2222
ghebert@campaignlegalcenter.org

2. Applicant will be associated in this matter with Kelly Prather (State Bar No. 00796670), The Greenwood Prather Law Firm, 1300 McGowen Street, Houston, TX 77004, (713) 333-3200 (telephone), (713) 621-1449 (fax), kgreenwood@midtownlegal.com (email). Ms. Prather is a resident Texas practicing attorney who finds Applicant to be a reputable attorney and recommends that he be granted permission to appear in the above-captioned proceeding before this Court.

3. The only case and/or cause in Texas courts in which applicant has participated in the last two years is the above-captioned case.

4. Applicant has been and presently is a member of and in good standing with the Bar of the District of Columbia since 1995; the Commonwealth of Virginia since 1996; and the Commonwealth of Pennsylvania since 1973. Applicant is also a member of the federal courts of Virginia (E.D. Va.), the District of Columbia (D.D.C), and the U.S. Courts of Appeals for the Fourth Circuit, the Fifth Circuit, the Eighth Circuit, the Tenth Circuit and the Eleventh Circuit, and the bar of the Supreme Court of the United States.

5. Applicant has not been the subject of disciplinary action by the Bar or courts of any jurisdiction in which he is licensed within the preceding five years or at any time.

6. Applicant has not been denied admission to the courts of any State or to any federal court during the preceding five years or at any time.

7. Applicant has familiarized himself with the State Bar Act, the State Bar Rules, and the Texas Disciplinary Rules of Professional Conduct governing the conduct of members of the State Bar of Texas, and will at all times abide by and comply with the same so long as any Texas proceeding is pending.

8. Applicant has paid the requisite application fee of \$250.00 and has attached proof of payment hereto.

9. Applicant has conferred with counsel to petitioners and respondents pursuant to Tex. R. App. P. 10.1, and neither petitioners nor respondents object to this motion for admission *pro hac vice*.

WHEREFORE, based on the foregoing, applicant respectfully submits that he be permitted to appear as counsel and advocate *pro hac vice* in this case for *amicus curiae* Campaign Legal Center.

Declared, under penalty of perjury, that the foregoing is true and correct.

Executed on November 20, 2015.

J. Gerald Hebert
J. Gerald Hebert
The Campaign Legal Center
1411 K Street, NW
Suite 1400
Washington, DC 20005
Tel.: (202) 736-2200
Fax: (202) 736-2222
ghebert@campaignlegalcenter.org

Certificate of Service

I certify that a true copy of the foregoing was served on all attorneys of record in accordance with the Texas Rules of Civil Procedure on this the 20th day of November, 2015.

/s/ Kelly G. Prather

Certificate of Conference

Applicant has conferred with counsel to petitioners and respondents pursuant to Tex. R. App. P. 10.1, and neither petitioners nor respondents object to this motion for admission *pro hac vice*.

/s/ J. Gerald Hebert

Board of Law Examiners
Appointed by the Supreme Court of Texas
P.O. Box 13486 * Austin, Texas 78711-3486

Acknowledgment Letter
Non-Resident Attorney Fee

November 13, 2015

To: Tara Malloy
Via: tmalloy@campaignlegalcenter.org

According to Texas Government Code §82.0361, “a nonresident attorney requesting permission to participate in proceedings in a court in this state shall pay a fee of \$250 for each case in which the attorney is requesting to participate.”

This Acknowledgement Letter serves as proof that the Board of Law Examiners has received \$250 in connection with the following matter:

Non-resident attorney: J. GERALD HEBERT

Case: 15-0320

Texas court or body: The Supreme Court of Texas

After satisfying the fee requirement, a non-resident attorney shall file a motion in the Texas court or body in which the non-resident attorney is requesting permission to appear. The motion shall contain the information and statements required by Rule XIX(a) of the Rules Governing Admission to the Bar of Texas. The motion must be accompanied by this Acknowledgment Letter and by a motion from a resident practicing Texas attorney that contains the statements required by Rule XIX(b).

The decision to grant or deny a non-resident attorney’s motion for permission to participate in the proceedings in a particular cause is made by the Texas court or body in which it is filed.

For more information, please see Rule XIX of the Rules Governing Admission to the Bar of Texas and §82.0361 of the Texas Government Code, which can be found on the Board’s website.

Sincerely,



Susan Henricks
Executive Director