

No. 102A20-3

TWENTY-SIXTH DISTRICT

SUPREME COURT OF NORTH CAROLINA

CHESTER TAYLOR III, RONDA)	
and BRIAN WARLICK, LORI)	
MENDEZ, LORI MARTINEZ,)	
JEANETTE and ANDREW)	
ALESHIRE, MARQUITA PERRY,)	
KIMBERLY STEPHAN, KEITH	)	<u>From Mecklenburg County</u>
PEACOCK, ZELMON MCBRIDE,)	
)	
Appellees,)	
)	
v.)	
)	
BANK OF AMERICA, N.A.,)	
)	
Appellant.)	

MOTION FOR ADMISSION *PRO HAC VICE*

NOW COME Appellees, by and through the undersigned counsel,
and hereby move this Court for the admission *pro hac vice* of Caitlyn
Miller and Chelsie Warner to represent them in this case.

Pursuant to Rule 33(d) of the North Carolina Rules of Appellate
Procedure and Section 84-4.1 of the North Carolina General Statutes,
Appellees hereby request that their attorneys Caitlyn Miller and Chelsie

Warner be allowed to appear *pro hac vice* in this appeal. In support of this Motion, Appellees show the Court as follows:

1. The Affidavit of Caitlyn Miller, attached hereto as Exhibit A, sets forth Ms. Miller's qualifications to appear in this case pursuant to N.C. Gen. Stat. § 84-4.1.

2. The Affidavit of Chelsie Warner, attached hereto as Exhibit B, sets forth Ms. Warner's qualifications to appear in this case pursuant to N.C. Gen. Stat. § 84-4.1.

3. Ms. Miller and Ms. Warner are counsel of choice for the Appellees. In light of the COVID-19 pandemic, some Appellees have electronically signed their retention statements. Should the Court require additional signatures, counsel will comply. Appellees' statements attesting to the retention of Ms. Miller and Ms. Warner are attached hereto as Exhibit C.

4. Pursuant to N.C. Gen. Stat. § 84-4.1(5), as local counsel in these matters and a resident of North Carolina, I, William C. Robinson, agree to be responsible for filing the required registration statements for Ms. Miller and Ms. Warner with the North Carolina State Bar. Under Rule 33(d) of the North Carolina Rules of Appellate Procedure, another fee

shall not be due at the Supreme Court since Ms. Miller and Ms. Warner were admitted to practice *pro hac vice* in the North Carolina Court of Appeals and paid the required fee to the Court of Appeals.

WHEREFORE, Appellees respectfully request that this Court grant Caitlyn Miller and Chelsie Warner admission *pro hac vice* to represent them in this case.

Respectfully submitted, this 17th day of April 2023.

ROBINSON ELLIOTT & SMITH

Electronically submitted

William C. Robinson

N.C. State Bar No. 17584

srobinson@reslawfirm.net

N.C. R. App. P. 33(b) Certification: I certify that all the attorneys listed below have authorized me to list their names on this document as if they had personally signed it.

Dorothy M. Gooding

N.C. State Bar No. 46058

dgooding@reslawfirm.net

800 East Boulevard

Charlotte, North Carolina 28203

Telephone: (704) 343-0061

Facsimile: (704) 373-0290

Attorneys for Plaintiffs-Appellees

CERTIFICATE OF SERVICE

I hereby certify that on 17 April 2023, the foregoing Motion for Admission *Pro Hac Vice* was electronically filed and served upon counsel for the parties to this action by email and by mailing a copy, First Class mail, to the following:

Bradley R. Kutrow
Dylan M. Bensinger
McGuireWoods, LLP
201 North Tryon Street
Ste. 3000
Charlotte, NC 28202
bkutrow@mcguirewoods.com
dbensinger@mcguirewoods.com

Keith E. Levenberg
Goodwin Proctor LLP
901 New York Avenue, N.W.
Washington, D.C. 20001
klevenberg@goodwinlaw.com
Admitted Pro Hac Vice

James McGarry
Goodwin Proctor LLP
100 Northern Avenue
Boston, MA 02210
jmcgarry@goodwinlaw.com
Admitted Pro Hac Vice

This 17th day of April 2023.

Electronically submitted
William C. Robinson



No. 102A20-3

TWENTY-SIXTH DISTRICT

SUPREME COURT OF NORTH CAROLINA

CHESTER TAYLOR III, RONDA and)
BRIAN WARLICK, LORI MENDEZ,)
LORI MARTINEZ, JEANETTE and)
ANDREW ALESHIRE, MARQUITA)
PERRY, KIMBERLY STEPHAN, KEITH)
PEACOCK, ZELMON MCBRIDE,)

From Mecklenburg County
No. 18-CVS-8266

Appellants,)

v.)

BANK OF AMERICA, N.A.,)

Appellee.)

AFFIDAVIT OF CAITLYN MILLER

I, Caitlyn Miller, being duly sworn, depose and testify as follows:

1. I am an attorney at the law firm Aylstock, Witkin, Kreis & Overholtz, PLLC. My mailing address is 17 East Main Street, Suite 200, Pensacola, Florida 32502. I make and submit this Affidavit in support of Plaintiffs' Motion for Admission Pro Hac Vice in the above-captioned case.

2. I have been retained to represent Plaintiffs in the above-captioned case.

3. I am a member in good standing of the bars of Florida (No. 0126097) and Alabama (No. 1876P76L).

4. I am not under any restriction or probation in the practice of law in any jurisdiction in which I am licensed.

5. I am not presently, nor have I been disciplined, suspended or disbarred for any misconduct from any court in any jurisdiction.

6. Unless permitted to withdraw by order of the Court, I will continue to represent Plaintiffs in these proceedings until their final determination and, with reference to all matters incident to this proceeding, I agree to be subject to the orders and amenable to the disciplinary action and the civil jurisdiction of the General Court of Justice and the North Carolina State Bar in all respects as if I were a regularly admitted and licensed member of the Bar of North Carolina in good standing.

7. Florida and Alabama grant like privileges to members of the Bar of North Carolina in good standing.

8. I have associated with and am personally appearing in the proceeding with William C. Robinson of the law firm Robinson Elliott & Smith. Mr. Robinson is an attorney and resident of this State, is duly and legally admitted to practice in the General Court of Justice of North Carolina, upon whom service may be had in all matters connected with the legal proceedings, or disciplinary matter, with the same effect as if personally made on me. Mr. Robinson has agreed to be responsible for timely filing a registration statement with the North Carolina State Bar.

Further, affiant sayeth not.

/s/Caitlyn Prichard Miller
Caitlyn Miller



No. 102A20-3

TWENTY-SIXTH DISTRICT

SUPREME COURT OF NORTH CAROLINA

CHESTER TAYLOR III, RONDA and)	
BRIAN WARLICK, LORI MENDEZ,)	
LORI MARTINEZ, JEANETTE and)	
ANDREW ALESHIRE, MARQUITA)	
PERRY, KIMBERLY STEPHAN, KEITH)	
PEACOCK, ZELMON MCBRIDE,	)	<u>From Mecklenburg County</u>
	)	No. 18-CVS-8266
Appellants,)	
)	
v.)	
)	
BANK OF AMERICA, N.A.,)	
)	
Appellee.)	

AFFIDAVIT OF CHELSIE WARNER

I, Chelsie Warner, being duly sworn, depose and testify as follows:

1. I am an attorney at the law firm Aylstock, Witkin, Kreis & Overholtz, PLLC. My mailing address is 17 East Main Street, Suite 200, Pensacola, Florida 32502. I make and submit this Affidavit in support of Plaintiffs' Motion for Admission Pro Hac Vice in the above-captioned case.
2. I have been retained to represent Plaintiffs in the above-captioned case.
3. I am a member in good standing of the bars of Washington (No. 52451), Montana (No. 11975), and Nevada (no bar number issued).
4. I am not under any restriction or probation in the practice of law in any jurisdiction in which I am licensed.
5. I am not presently, nor have I been disciplined, suspended or disbarred for any misconduct from any court in any jurisdiction.

6. Unless permitted to withdraw by order of the Court, I will continue to represent Plaintiffs in these proceedings until their final determination and, with reference to all matters incident to this proceeding, I agree to be subject to the orders and amenable to the disciplinary action and the civil jurisdiction of the General Court of Justice and the North Carolina State Bar in all respects as if I were a regularly admitted and licensed member of the Bar of North Carolina in good standing.

7. Washington, Montana, and Nevada grant like privileges to members of the Bar of North Carolina in good standing.

8. I have associated with and am personally appearing in the proceeding with William C. Robinson of the law firm Robinson Elliott & Smith. Mr. Robinson is an attorney and resident of this State, is duly and legally admitted to practice in the General Court of Justice of North Carolina, upon whom service may be had in all matters connected with the legal proceedings, or disciplinary matter, with the same effect as if personally made on me. Mr. Robinson has agreed to be responsible for timely filing a registration statement with the North Carolina State Bar.

Further, affiant sayeth not.

/s/Chelsie Warner
Chelsie Warner



No. 102A20-3

TWENTY-SIXTH DISTRICT

SUPREME COURT OF NORTH CAROLINA

CHESTER TAYLOR III, RONDA and)
BRIAN WARLICK, LORI MENDEZ,)
LORI MARTINEZ, JEANETTE and)
ANDREW ALESHIRE, MARQUITA)
PERRY, KIMBERLY STEPHAN, KEITH)
PEACOCK, ZELMON MCBRIDE,)

Appellants,)

v.)

BANK OF AMERICA, N.A.,)

Appellee.)

From Mecklenburg County
No. 18-CVS-8266


STATEMENT OF RETENTION

Plaintiffs Jeanette Aleshire and Andrew Aleshire have retained the following attorneys: Chelsie Warner, Caitlyn Miller, Justin Witkin, and Daniel Thornburgh, and the firm Aylstock, Witkin, Kreis, & Overholtz, PLLC to represent them in the above-captioned action.

Plaintiff Address: 1704 300th Avenue, Frederic, WI 54837



Jeanette Aleshire
Plaintiff



Andrew Aleshire
Plaintiff

SUPREME COURT OF NORTH CAROLINA

CHESTER TAYLOR III, RONDA and)	
BRIAN WARLICK, LORI MENDEZ,)	
LORI MARTINEZ, JEANETTE and)	
ANDREW ALESHIRE, MARQUITA)	
PERRY, KIMBERLY STEPHAN,	)	<u>From Mecklenburg County</u>
KEITH PEACOCK, ZELMON	)	No. 18 CVS 8266
MCBRIDE,)	
)	
Appellants,)	
)	
v.)	
)	
BANK OF AMERICA, N.A.,)	
)	
Appellee.)	

STATEMENT OF RETENTION

Plaintiff Lori Martinez retained the following attorneys: Chelsie Warner, Caitlyn Miller, Justin Witkin, and Daniel Thornburgh, and the firm Aylstock, Witkin, Kreis, & Overholtz, PLLC to represent him in the above-captioned action.

Plaintiff Address: 4961 Sioux Way, Okemos, MI 48864



Lori Martinez
Plaintiff

No. 102A20-3

TWENTY-SIXTH DISTRICT

SUPREME COURT OF NORTH CAROLINA

CHESTER TAYLOR III, RONDA and)	
BRIAN WARLICK, LORI MENDEZ,)	
LORI MARTINEZ, JEANETTE and)	
ANDREW ALESHIRE, MARQUITA)	
PERRY, KIMBERLY STEPHAN,	)	<u>From Mecklenburg County</u>
KEITH PEACOCK, ZELMON	)	No. 18 CVS 8266
MCBRIDE,)	
)	
Appellants,)	
)	
v.)	
)	
BANK OF AMERICA, N.A.,)	
)	
Appellee.)	

STATEMENT OF RETENTION

Plaintiff Zelmon McBride retained the following attorneys: Chelsie Warner, Caitlyn Miller, Justin Witkin, and Daniel Thornburgh, and the firm Aylstock, Witkin, Kreis, & Overholtz, PLLC to represent him in the above-captioned action.

Plaintiff Address: 5550 Carrara Pointe Street, Pahrump, NV 89061

Zelmon McBride
Zelmon McBride (Feb 23, 2022 07:19 PST)

Zelmon McBride
Plaintiff


SUPREME COURT OF NORTH CAROLINA

CHESTER TAYLOR III, RONDA and)	
BRIAN WARLICK, LORI MENDEZ,)	
LORI MARTINEZ, JEANETTE and)	
ANDREW ALESHIRE, MARQUITA)	
PERRY, KIMBERLY STEPHAN,	)	<u>From Mecklenburg County</u>
KEITH PEACOCK, ZELMON	)	No. 18 CVS 8266
MCBRIDE,)	
)	
Appellants,)	
)	
v.)	
)	
BANK OF AMERICA, N.A.,)	
)	
Appellee.)	

STATEMENT OF RETENTION

Plaintiff Lori Mendez retained the following attorneys: Chelsie Warner, Caitlyn Miller, Justin Witkin, and Daniel Thornburgh, and the firm Aylstock, Witkin, Kreis, & Overholtz, PLLC to represent him in the above-captioned action.

Plaintiff Address: 11603 Darlington Avenue, Bakersfield, CA 93312



Lori Mendez
Plaintiff

SUPREME COURT OF NORTH CAROLINA

CHESTER TAYLOR III, RONDA and)	
BRIAN WARLICK, LORI MENDEZ,)	
LORI MARTINEZ, JEANETTE and)	
ANDREW ALESHIRE, MARQUITA)	
PERRY, KIMBERLY STEPHAN,	)	<u>From Mecklenburg County</u>
KEITH PEACOCK, ZELMON	)	No. 18 CVS 8266
MCBRIDE,)	
)	
Appellants,)	
)	
v.)	
)	
BANK OF AMERICA, N.A.,)	
)	
Appellee.)	

STATEMENT OF RETENTION

Plaintiff Keith Peacock retained the following attorneys: Chelsie Warner, Caitlyn Miller, Justin Witkin, and Daniel Thornburgh, and the firm Aylstock, Witkin, Kreis, & Overholtz, PLLC to represent him in the above-captioned action.

Plaintiff Address: P.O. Box 601446, Sacramento, CA 95860

Keith D. Peacock

Keith Peacock
Plaintiff


SUPREME COURT OF NORTH CAROLINA

CHESTER TAYLOR III, RONDA and)	
BRIAN WARLICK, LORI MENDEZ,)	
LORI MARTINEZ, JEANETTE and)	
ANDREW ALESHIRE, MARQUITA)	
PERRY, KIMBERLY STEPHAN,	)	<u>From Mecklenburg County</u>
KEITH PEACOCK, ZELMON	)	No. 18 CVS 8266
MCBRIDE,)	
)	
Appellants,)	
)	
v.)	
)	
BANK OF AMERICA, N.A.,)	
)	
Appellee.)	

STATEMENT OF RETENTION

Plaintiff Marquita Perry retained the following attorneys: Chelsie Warner, Caitlyn Miller, Justin Witkin, and Daniel Thornburgh, and the firm Aylstock, Witkin, Kreis, & Overholtz, PLLC to represent him in the above-captioned action.

Plaintiff Address: P.O. Box 5845, Carefree, AZ 85377



Marquita Perry (Feb 25, 2022 13:56 EST)
Marquita Perry
Plaintiff

No. 102A20-3

TWENTY-SIXTH DISTRICT

SUPREME COURT OF NORTH CAROLINA

CHESTER TAYLOR III, RONDA and)	
BRIAN WARLICK, LORI MENDEZ,)	
LORI MARTINEZ, JEANETTE and)	
ANDREW ALESHIRE, MARQUITA)	
PERRY, KIMBERLY STEPHAN,	)	<u>From Mecklenburg County</u>
KEITH PEACOCK, ZELMON	)	No. 18 CVS 8266
MCBRIDE,)	
)	
Appellants,)	
)	
v.)	
)	
BANK OF AMERICA, N.A.,)	
)	
Appellee.)	

STATEMENT OF RETENTION

Plaintiff Kimberly Stephan retained the following attorneys: Chelsie Warner, Caitlyn Miller, Justin Witkin, and Daniel Thornburgh, and the firm Aylstock, Witkin, Kreis, & Overholtz, PLLC to represent him in the above-captioned action.

Plaintiff Address: 37753 Agar Drive, Sterling Heights, MI 48310

Kimberly Stephan
Kimberly Stephan (Feb 25, 2022 12:30 EST)

Kimberly Stephan
Plaintiff

No. 102A20-3

TWENTY-SIXTH DISTRICT

SUPREME COURT OF NORTH CAROLINA

CHESTER TAYLOR III, RONDA and)	
BRIAN WARLICK, LORI MENDEZ,)	
LORI MARTINEZ, JEANETTE and)	
ANDREW ALESHIRE, MARQUITA)	
PERRY, KIMBERLY STEPHAN,	)	<u>From Mecklenburg County</u>
KEITH PEACOCK, ZELMON	)	No. 18 CVS 8266
MCBRIDE,)	
)	
Appellants,)	
)	
v.)	
)	
BANK OF AMERICA, N.A.,)	
)	
Appellee.)	

STATEMENT OF RETENTION

Plaintiff Chester Taylor, III retained the following attorneys: Chelsie Warner, Caitlyn Miller, Justin Witkin, and Daniel Thornburgh, and the firm Aylstock, Witkin, Kreis, & Overholtz, PLLC to represent him in the above-captioned action.

Plaintiff Address: P.O. Box 91, Wrightsville Beach, NC 28480

Chester W. Taylor III
Chester W. Taylor III (Mar 2, 2022 16:50 EST)

Chester Taylor, III
Plaintiff

SUPREME COURT OF NORTH CAROLINA

CHESTER TAYLOR III, RONDA and)	
BRIAN WARLICK, LORI MENDEZ,)	
LORI MARTINEZ, JEANETTE and)	
ANDREW ALESHIRE, MARQUITA)	
PERRY, KIMBERLY STEPHAN,	)	<u>From Mecklenburg County</u>
KEITH PEACOCK, ZELMON	)	No. 18 CVS 8266
MCBRIDE,)	
)	
Appellants,)	
)	
v.)	
)	
BANK OF AMERICA, N.A.,)	
)	
Appellee.)	

STATEMENT OF RETENTION

Plaintiff Ronda Warlick and Brian Warlick retained the following attorneys:

Chelsie Warner, Caitlyn Miller, Justin Witkin, and Daniel Thornburgh, and the

firm Aylstock, Witkin, Kreis, & Overholtz, PLLC to represent him in the above-

captioned action.

Plaintiff Address: 9272 Briette Place, El Cajon, CA 92021

Ronda Warlick

Ronda Warlick (Feb 23, 2022 10:25 PST)

Ronda Warlick

Plaintiff

Ronda Warlick

Ronda Warlick (Feb 23, 2022 10:25 PST)

Brian Warlick

Plaintiff