

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

Case # 3:18-CV-00288

NELSON BAKER, On Behalf of Himself  
and All Other Similarly Situated  
  
Plaintiff(s),  
  
vs.  
KLONDEX MINES LTD., RICHARD J.  
HALL, PAUL HUET, WILLIAM  
MATLACK, CHARLES OLIVER, et at.  
Defendant(s).

**VERIFIED PETITION FOR  
PERMISSION TO PRACTICE  
IN THIS CASE ONLY BY  
ATTORNEY NOT ADMITTED  
TO THE BAR OF THIS COURT  
AND DESIGNATION OF  
LOCAL COUNSEL**

FILING FEE IS \$250.00

Thomas P. Swigert, Petitioner, respectfully represents to the Court:  
(name of petitioner)

1. That Petitioner is an attorney at law and a member of the law firm of  
Dorsey & Whitney LLP  
(firm name)

with offices at 50 South Sixth Street, Suite 1500,  
(street address)

Minneapolis, Minnesota, 55402,  
(city) (state) (zip code)

(612) 340-2600, swigert.tom@dorsey.com  
(area code + telephone number) (Email address)

2. That Petitioner has been retained personally or as a member of the law firm by  
Klondex Mines LTD and Individual Defendants to provide legal representation in connection with  
[client(s)]

the above-entitled case now pending before this Court.

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

3. That since October 24, 1996, Petitioner has been and presently is a  
(date)  
member in good standing of the bar of the highest Court of the State of Minnesota  
(state)  
where Petitioner regularly practices law. Petitioner shall attach a certificate from the state bar or  
from the clerk of the supreme court or highest admitting court of each state, territory, or insular  
possession of the United States in which the applicant has been admitted to practice law certifying  
the applicant's membership therein is in good standing.

4. That Petitioner was admitted to practice before the following United States District  
Courts, United States Circuit Courts of Appeal, the Supreme Court of the United States and Courts  
of other States on the dates indicated for each, and that Petitioner is presently a member in good  
standing of the bars of said Courts.

Court	Date Admitted	Bar Number
Please See Attachment A		

5. That there are or have been no disciplinary proceedings instituted against petitioner,  
nor any suspension of any license, certificate or privilege to appear before any judicial, regulatory  
or administrative body, or any resignation or termination in order to avoid disciplinary or  
disbarment proceedings, except as described in detail below:

none

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

6. That Petitioner has never been denied admission to the State Bar of Nevada. (Give particulars if ever denied admission):

none

7. That Petitioner is a member of good standing in the following Bar Associations.

Federal Bar Association, Hennepin County Bar Association, and Minnesota State Bar Association

8. Petitioner has filed application(s) to appear as counsel under Local Rule IA 11-2 (formerly LR IA 10-2) during the past three (3) years in the following matters: (State "none" if no applications.)

Date of Application	Cause	Title of Court Administrative Body or Arbitrator	Was Application Granted or Denied
None			

(If necessary, please attach a statement of additional applications)

9. Petitioner consents to the jurisdiction of the courts and disciplinary boards of the State of Nevada with respect to the law of this state governing the conduct of attorneys to the same extent as a member of the State Bar of Nevada.

10. Petitioner agrees to comply with the standards of professional conduct required of the members of the bar of this court.

11. Petitioner has disclosed in writing to the client that the applicant is not admitted to practice in this jurisdiction and that the client has consented to such representation.

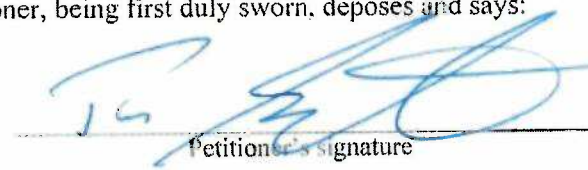
1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

That Petitioner respectfully prays that Petitioner be admitted to practice before this Court FOR THE PURPOSES OF THIS CASE ONLY.

  
\_\_\_\_\_  
Petitioner's signature


STATE OF Minnesota )  
COUNTY OF Hennepin )

Thomas P. Swigert, Petitioner, being first duly sworn, deposes and says:  
That the foregoing statements are true.

  
\_\_\_\_\_  
Petitioner's signature

Subscribed and sworn to before me this

2nd day of July, 2018

  
\_\_\_\_\_  
Notary Public or Clerk of Court



**DESIGNATION OF RESIDENT ATTORNEY ADMITTED TO THE BAR OF THIS COURT AND CONSENT THERETO.**

Pursuant to the requirements of the Local Rules of Practice for this Court, the Petitioner believes it to be in the best interests of the client(s) to designate John D. Tennert III (name of local counsel) Attorney at Law, member of the State of Nevada and previously admitted to practice before the above-entitled Court as associate resident counsel in this action. The address and email address of said designated Nevada counsel is:

300 E. 2nd Street, Suite 1510  
(street address)

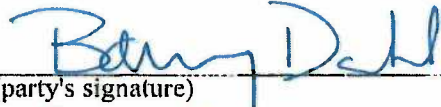
Reno Nevada 89501  
(city) (state) (zip code)

(775) 788-2212 jtennert@fclaw.com  
(area code + telephone number) (Email address)

1 By this designation the petitioner and undersigned party(ies) agree that this designation constitutes  
2 agreement and authorization for the designated resident admitted counsel to sign stipulations  
3 binding on all of us.  
4

5 **APPOINTMENT OF DESIGNATED RESIDENT NEVADA COUNSEL**


6  
7 The undersigned party(ies) appoint(s) John D. Tennert III as  
8 his/her/their Designated Resident Nevada Counsel in this case.  
9

10   
11 (party's signature)  
12 Barry Dahl, CFO  
13 (type or print party name, title)

14 \_\_\_\_\_  
15 (party's signature)  
16 \_\_\_\_\_  
17 (type or print party name, title)

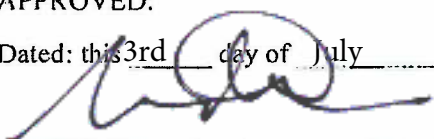
17 **CONSENT OF DESIGNEE**

18 The undersigned hereby consents to serve as associate resident Nevada counsel in this case.

19   
20 \_\_\_\_\_  
21 Designated Resident Nevada Counsel's signature  
22 11728 jtennert@fclaw.com  
23 Bar number Email address

24 APPROVED:

25 Dated: this 3rd day of July, 20 18.

26   
27 \_\_\_\_\_  
28 UNITED STATES DISTRICT JUDGE

## Attachment A

4. That Petitioner was admitted to practice before the following United States District Court, United States Circuit Courts of Appeal, the Supreme Court of the United States and Courts of other States on the dates indicated for each, and that Petitioner is presently a member in good standing of the bars of said Courts.

<u>Court</u>	<u>Date Admitted</u>	<u>Bar Number</u>
State of Minnesota	10/24/1996	0266309
State of Colorado	05/14/2001	32668
State of Illinois	11/09/1995	06230374
8 <sup>th</sup> Circuit Court of Appeals	07/28/1997	N/A
9 <sup>th</sup> Circuit Court of Appeals	08/26/2003	N/A
USDC – District of Minnesota	12/06/1996	0266309
USDC – District of Colorado	05/24/2001	32668
USDC – District of Illinois	12/20/1995	06230374
Supreme Court of the United States	11/27/2017	303812



**STATE OF MINNESOTA  
IN SUPREME COURT**

*Certificate of Good Standing*

This is to certify that the following lawyer is in good standing.

THOMAS PAUL SWIGERT

was duly admitted to practice as a lawyer and counselor at law in all the courts of this state on

October 24, 1996

Given under my hand and seal of this court on

June 25, 2018

*Emily J. Eschweiler*

Emily J. Eschweiler, Director  
Office of Lawyer Registration



# Certificate of Admission To the Bar of Illinois

I, Carolyn Taft Grosboll, Clerk of the Supreme Court of Illinois, do hereby certify that

Thomas Paul Swigert

has been duly licensed and admitted to practice as an Attorney and Counselor at Law within this State; has duly taken the required oath to support the CONSTITUTION OF THE UNITED STATES and of the STATE OF ILLINOIS, and also the oath of office prescribed by law, that said name was entered upon the Roll of Attorneys and Counselors in my office on 11/09/1995 and is in good standing, so far as the records of this office disclose.

IN WITNESS WHEREOF, I have hereunto  
subscribed my name and affixed the  
seal of said Court, this 26th day of  
June, 2018.

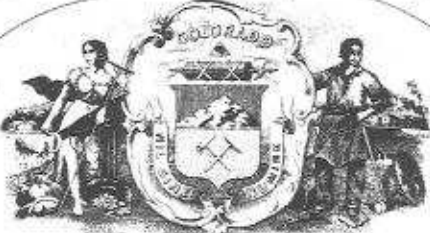


*Carolyn Taft Grosboll*

Clerk,  
Supreme Court of the State of Illinois



# SUPREME COURT



## State of Colorado,

STATE OF COLORADO, ss:

I, Cheryl Stevens Clerk of the Supreme Court of the State of Colorado, do hereby certify that

THOMAS PAUL SWIGERT

has been duly licensed and admitted to practice as an

ATTORNEY AND COUNSELOR AT LAW

within this State; and that his/her name appears upon the Roll of Attorneys and Counselors at Law in my office of date the 14<sup>th</sup>

day of May A. D. 2001 and that at the date hereof the said THOMAS PAUL SWIGERT

is in good standing at this Bar.



IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed the Seal of said Supreme Court, at Denver, in said State, this

27<sup>th</sup> day of June A. D. 2018

Cheryl Stevens

Clerk

By

Deputy Clerk

1 **CERTIFICATE OF SERVICE**

2 Pursuant to F.R.C.P. 5(b) and Electronic Filing Procedure IV(B), I certify that on July 2,  
3 2018, a true and correct copy of the **VERIFIED PETITION FOR PERMISSION TO**  
4 **PRACTICE IN THIS CASE ONLY BY ATTORNEY NOT ADMITTED TO THE BAR**  
5 **OF THIS COURT AND DESIGNATION OF LOCAL COUNSEL**, was transmitted  
6 electronically through the Court's e-filing electronic notice system to the attorney(s) associated  
7 with this case. If electronic notice is not indicated through the court's e-filing system, then a true  
8 and correct paper copy of the foregoing document was delivered via U.S. Mail.  
9

10 Martin A. Muckleroy, Esq. [martin@muckleroylunt.com](mailto:martin@muckleroylunt.com)

11 Michael J. Palestina, Esq. [Michael.Palestina@ksfcounsel.com](mailto:Michael.Palestina@ksfcounsel.com)

12 Christopher R. Tillotson, Esq. [Christopher.tillotson@ksfcounsel.com](mailto:Christopher.tillotson@ksfcounsel.com)

13 Juan E. Monteverde, Esq. [jmonteverde@monteverdelaw.com](mailto:jmonteverde@monteverdelaw.com)

14 Miles D. Schreiner, Esq. [mschreiner@monteverdelaw.com](mailto:mschreiner@monteverdelaw.com)  
15  
16  
17  
18  
19

20 /s/ Pamela Carmon  
An Employee of Fenmore Craig, P.C.  
21  
22  
23  
24  
25  
26  
27  
28