



IN THE DISTRICT COURT OF CLEVELAND COUNTY  
STATE OF OKLAHOMA

STATE OF OKLAHOMA, ex rel.,  
MIKE HUNTER,  
ATTORNEY GENERAL OF OKLAHOMA,  
  
Plaintiff,

vs.

- (1) PURDUE PHARMA L.P.;
  - (2) PURDUE PHARMA, INC.;
  - (3) THE PURDUE FREDERICK COMPANY;
  - (4) TEVA PHARMACEUTICALS USA, INC.;
  - (5) CEPHALON, INC.;
  - (6) JOHNSON & JOHNSON;
  - (7) JANSSEN PHARMACEUTICALS, INC.;
  - (8) ORTHO-McNEIL-JANSSEN  
PHARMACEUTICALS, INC., n/k/a  
JANSSEN PHARMACEUTICALS, INC.;
  - (9) JANSSEN PHARMACEUTICA, INC.,  
n/k/a JANSSEN PHARMACEUTICALS, INC.;
  - (10) ALLERGAN, PLC, f/k/a ACTAVIS PLC,  
f/k/a ACTAVIS, INC., f/k/a WATSON  
PHARMACEUTICALS, INC.;
  - (11) WATSON LABORATORIES, INC.;
  - (12) ACTAVIS LLC; and
  - (13) ACTAVIS PHARMA, INC.,  
f/k/a WATSON PHARMA, INC.,
- Defendants.

STATE OF OKLAHOMA }  
CLEVELAND COUNTY } S.S.

FILED

JAN 07 2019

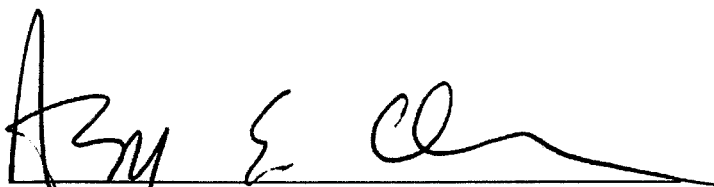
In the office of the  
Court Clerk MARILYN WILLIAMS

Case No. CJ-2017-816

Honorable Thad Balkman

**MOTION TO ASSOCIATE COUNSEL**

Defendants, Teva Pharmaceuticals, USA, Inc., Cephalon, Inc., Watson Laboratories, Inc., Actavis LLC, and Actavis Pharma, Inc., f/k/a Watson Pharma, Inc., hereby move the Court for an Order Permitting Brian M. Ercole to practice in the above styled and numbered cause pursuant to the Rules Creating and Controlling the Oklahoma Bar Association, 5 O.S. Ch. 1, App. 1, Art. II. This motion is supported by the attached "Signed Application" (Exhibit A), "Certificates of Good Standing" (Exhibit B), and the "Certificate of Compliance" from the Oklahoma Bar Association (Exhibit C).



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Pharmaceuticals USA, Inc., Watson Laboratories,  
Inc., Actavis LLC, and Actavis Pharma, Inc. f/k/a  
Watson Pharma, Inc.*

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing was emailed this 7th day of January, 2019, to the following:

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Oklahoma City, OK 73102

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Ashley E. Quinn

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# Exhibit A

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# APPLICATION

OUT OF STATE ATTORNEY REGISTRATION



Brian M. Ercole, Applicant, respectfully represents:  
First Name Middle Name Last Name

1. Applicant is an attorney at law and a member of the law firm of \_\_\_\_\_

Morgan, Lewis & Bockius LLP

with its principal offices located at 200 South Biscayne Boulevard, Suite 5300,  
Mailing Address

Miami Miami-Dade, FL, 33131,  
City County State Zip Code

( 305 ) 415-3000, ( 305 ) 415-3416, ( 305 ) 415-3001,  
Telephone (Firm) Telephone (Applicant's Direct Dial) Fax (Applicant)

brian.ercole@morganlewis.com If Applicant's office address is different from  
E-mail Address (Applicant)

Above please provide the following: \_\_\_\_\_  
Mailing Address

\_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_,  
City County State Zip Code

2. Applicant is admitted to practice and is a member in good standing (certificates of good standing attached) of the bar(s) of the highest state court(s) of the following state(s):

<u>State</u>	<u>Date of Admission</u>
<u>Florida</u>	<u>03/15/2013</u>
<u>Pennsylvania</u>	<u>11/06/2003</u>
<u>New Jersey</u>	<u>06/11/2004</u>

3. Applicant is admitted to practice before the following United States District Courts, United States Circuit Courts of Appeal, the Supreme Court of the United States, and/or other tribunals on the dates indicated for each, and is presently a member in good standing of the bars of said courts:

<u>Tribunal</u>	<u>Date of Admission</u>
_____	_____

\*\*See attached list - A

4. Have you ever been suspended or disbarred in any court except as hereinafter provided (Give particulars; e.g. court, jurisdiction, date): \_\_\_\_\_

No

5. Are you currently subject to any pending disciplinary proceedings by any organization with authority to discipline attorneys at law except as hereinafter provided (Give particulars; e.g. court, discipline authority, date, status): \_\_\_\_\_

No

6. Have you ever received public discipline including, but not limited to, suspension or disbarment, by any organization with authority to discipline attorneys at law except as hereinafter provided (Give particulars; e.g. court, discipline authority, type of discipline, date, status): \_\_\_\_\_

No

7. Have you ever had any certificate or privilege to appear and practice before any regulatory or administrative body suspended or revoked except as hereinafter provided (Give particulars; e.g. administrative body, date, status of suspension or reinstatement): \_\_\_\_\_

No

8. Applicant seeks admission to practice in the State of Oklahoma in the following matter (give particulars; e.g. caption of case, court or agency, type of matter, party to be represented): **Note - A separate application is to be submitted for each matter in which the applicant seeks admission!** \_\_\_\_\_

State of Oklahoma v. Purdue Pharma L.P. et al., Case No. CJ2017-816

(District Court, Cleveland County)



9. The Oklahoma Bar Association member who is counsel of record for Applicant in this matter is:

<u>Robert</u>	<u>G.</u>	<u>McC Campbell</u>	<u>10390</u>
First Name	Middle Name	Last Name	O.B.A. Number
<u>One Leadership0 Square, 1st Floor</u>		<u>Oklahoma City</u>	<u>OH 73102</u>
Mailing Address		City	State Zip Code
<u>(405) 235-5567</u>	<u>( )</u>	<u>mccampbell@gablelaw.com</u>	
Telephone Number	Fax Number	E-mail Address	

10. The following accurately represents the names of each party in this matter and the names and addresses of each counsel of record who appear for that party:

<u>Party Name</u>	<u>Counsel Name</u>	<u>Address of Counsel</u>
<u>See attached list - B</u>		

11. Applicant certifies that he/she shall be subject to the jurisdiction of the courts and disciplinary boards of this state with respect to the laws of this state governing the conduct of attorneys to the same extent as a member of the Oklahoma Bar Association.

12. Applicant understands and shall comply with the standards of professional conduct required of members of the Oklahoma Bar Association.

13. Applicant has disclosed in writing to the client that the Applicant is not admitted to practice in this jurisdiction and the client has consented to such representation.

I, Brian M. Ercole, do hereby swear/affirm under penalty of perjury that the assertions of this application are true:

I am the Applicant in the above referenced matter; I have read the foregoing and know the contents thereof; the same is true of my own knowledge except as to those matters therein stated on information and belief, and as to those matters I believe them to be true.

I further certify that I am subject to the jurisdiction of the Courts and disciplinary boards of this state with respect to the law of this state governing the conduct of attorneys to the same extent as a member of the Oklahoma Bar Association; I understand and shall comply with the standards of professional conduct required by members of the Oklahoma Bar Association; and that I am subject to the disciplinary jurisdiction of the Oklahoma Bar Association with respect to any of my actions occurring in the course of such appearance.

DATED this 24<sup>th</sup> day of December, 2018

  
\_\_\_\_\_  
Applicant

Mail with check or money order (payable to the OBA) to:

Out-of-State Attorney Registration  
Oklahoma Bar Association  
P.O. Box 53036  
Oklahoma City, OK 73152-3036

A

# BRIAN ERCOLE

-COURT ADMISSIONS-

**ADMITTED TO THE FLORIDA BAR: 03/15/2013  
BAR NO. 102189**

<b>COURT</b>	<b>STATUS</b>	<b>DATE ADMITTED</b>
U.S.D.C., Southern District of Florida	Active	08/16/2013
U.S.D.C., Middle District of Florida	Active	06/26/2014
Pennsylvania Bar	Active	11/6/2003 Bar No. 91591
USDC, Eastern District of Pennsylvania	Active	08/26/2008
New Jersey Bar	Active	6/11/2004 Bar No. 38692003
US Court of Appeals, 1st Cir.	Active	05/29/2014
US Court of Appeals, 3rd Cir.	Active	09/26/2014
US Court of Appeals, 5th Cir.	Active	10/22/2015
US Court of Appeals, 10th Cir.	Active	05/07/2007
US Court of Appeals, 11th Cir.	Active	03/28/2014

## **B**

### **APPLICATION OF BRIAN M. ERCOLE** **OUT OF STATE ATTORNEY REGISTRATION**

Response to item 10 on the Application:

Mike Hunter, Attorney General  
Abby Dillsaver, General Counsel  
Ethan Shaner, Deputy General Counsel  
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Oklahoma City, OK 73105

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Michael Burrage  
Reggie Whitten  
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Glenn Coffee  
Glenn Coffee & Associates  
915 N. Robinson Avenue  
Oklahoma City, OK 73102

John Sparks  
Odom Sparks & Jones  
2500 McGee Drive, Suite 140  
Norman, OK 73072

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# Exhibit B

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# The Florida Bar

651 East Jefferson Street  
Tallahassee, FL 32399-2300

Joshua E. Doyle  
Executive Director

850/561-5600  
www.FLORIDABAR.org

State of Florida )

County of Leon )

In Re: 0102189

Brian Michael Ercole  
Morgan Lewis & Bockius LLP 200 S Biscayne  
Blvd Ste 5300  
Miami, Florida 33131-2333

I CERTIFY THE FOLLOWING:

I am the custodian of membership records of The Florida Bar.

Membership records of The Florida Bar indicate that The Florida Bar member listed above was admitted to practice law in the state of Florida on **March 15, 2013**.

The Florida Bar member above is an active member in good standing of The Florida Bar who is eligible to practice law in the state of Florida.

Dated this 12th day of **November, 2018**.

Pam Gerard, Manager  
Membership Records Dept.  
The Florida Bar

PG:R10  
CTM-27731





**Supreme Court of Pennsylvania**

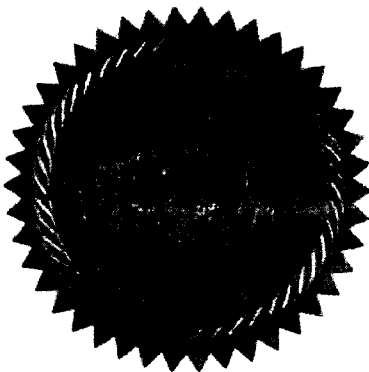
**CERTIFICATE OF GOOD STANDING**

***Brian Michael Ercole, Esq.***

**DATE OF ADMISSION**

***November 6, 2003***

The above named attorney was duly admitted to the bar of the Commonwealth of Pennsylvania, and is now a qualified member in good standing.



**Witness my hand and official seal**

**Dated: October 15, 2018**

A handwritten signature in black ink that reads "Patricia A. Johnson".

---

Patricia A. Johnson  
Chief Clerk

# Supreme Court of New Jersey



## Certificate of Good Standing

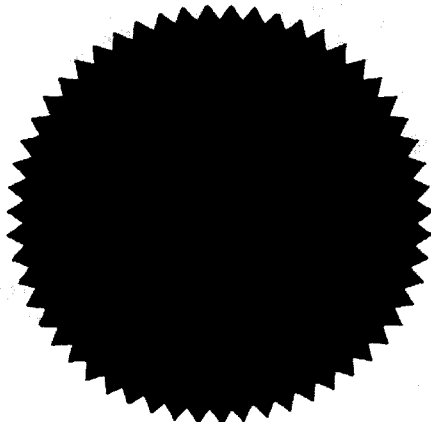
This is to certify that **BRIAN MICHAEL ERCOLE**  
(No. **038692003**) was constituted and appointed an Attorney at Law of New Jersey on **June 11, 2004** and, as such, has been admitted to practice before the Supreme Court and all other courts of this State as an Attorney at Law, according to its laws, rules, and customs.

I further certify that as of this date, the above-named is an Attorney at Law in Good Standing. For the purpose of this Certificate, an attorney is in "Good Standing" if the Court's records reflect that the attorney: 1) is current with all assessments imposed as a part of the filing of the annual Attorney Registration Statement, including, but not limited to, all obligations to the New Jersey Lawyers' Fund for Client Protection; 2) is not suspended or disbarred from the practice of law; 3) has not resigned from the Bar of this State; and 4) has not been transferred to Disability Inactive status pursuant to Rule 1:20-12.

Please note that this Certificate does not constitute confirmation of an attorney's satisfaction of the administrative requirements of Rule 1:21-1(a) for eligibility to practice law in this State.

In testimony whereof, I have  
hereunto set my hand and  
affixed the Seal of the  
Supreme Court, at Trenton, this  
16TH day of October, 20 18

Clerk of the Supreme Court





# Supreme Court of New Jersey



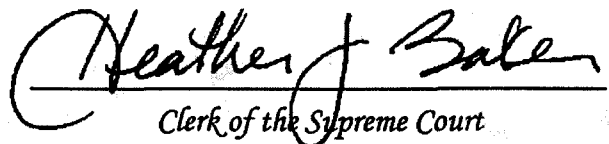
## Certificate of Good Standing

This is to certify that **BRIAN MICHAEL ERCOLE**  
(No. **038692003**) was constituted and appointed an Attorney at Law of New Jersey on **June 11, 2004** and, as such, has been admitted to practice before the Supreme Court and all other courts of this State as an Attorney at Law, according to its laws, rules, and customs.

I further certify that as of this date, the above-named is an Attorney at Law in Good Standing. For the purpose of this Certificate, an attorney is in "Good Standing" if the Court's records reflect that the attorney: 1) is current with all assessments imposed as a part of the filing of the annual Attorney Registration Statement, including, but not limited to, all obligations to the New Jersey Lawyers' Fund for Client Protection; 2) is not suspended or disbarred from the practice of law; 3) has not resigned from the Bar of this State; and 4) has not been transferred to Disability Inactive status pursuant to Rule 1:20-12.

Please note that this Certificate does not constitute confirmation of an attorney's satisfaction of the administrative requirements of Rule 1:21-1(a) for eligibility to practice law in this State.

In testimony whereof, I have  
hereunto set my hand and  
affixed the Seal of the  
Supreme Court, at Trenton, this  
11TH day of December, 20 18

  
Clerk of the Supreme Court



Supreme Court of Pennsylvania

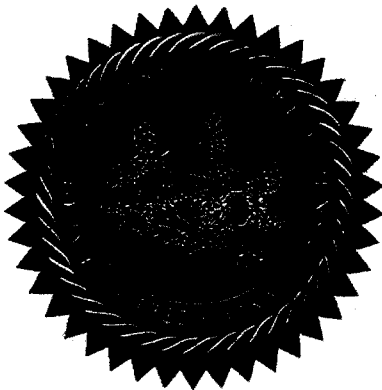
**CERTIFICATE OF GOOD STANDING**

***Brian Michael Ercole, Esq.***

**DATE OF ADMISSION**

***November 6, 2003***

The above named attorney was duly admitted to the bar of the Commonwealth of Pennsylvania, and is now a qualified member in good standing.



**Witness my hand and official seal**

**Dated: December 10, 2018**

A handwritten signature in black ink, reading "John W. Person, Jr.", written over a horizontal line.

**John W. Person Jr., Esq.  
Deputy Prothonotary**

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# Exhibit C

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## Certificate of Compliance

Oklahoma Bar Association  
1901 North Lincoln Boulevard  
Post Office Box 53036  
Oklahoma City, Oklahoma 73152-3036

The Oklahoma Bar Association, in response to the application of out-of-state attorney, submits the following certificate pursuant to 5 O.S. Ch.1 App.1, Art. II

1. Applicant has submitted a signed application of out-of-state attorneys, certificate(s) of good standing, and the non-refundable application fee pursuant to the Rules Creating and Controlling the Oklahoma Bar Association, 5 O.S. Ch. 1, App. 1, Art. II.
2. Date of Application: **December 17, 2018**
3. Application Number: **2018-611**
4. Applying Attorney: **Brian M. Ercole**  
**Morgan, Lewis, Bockius LLP**  
**200 South Biscayne Boulevard, Suite 5300**  
**Miami, FL 33131**
5. The Application was: **GRANTED**

Dated this 17th day of December, 2018.



Gina L. Hendryx, General Counsel  
Oklahoma Bar Association