

**ILLINOIS INDEPENDENT  
TAX TRIBUNAL**

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**XO Communications Services, LLC**

**Petitioner,**

v.

**ILLINOIS DEPARTMENT  
OF REVENUE,**

**Respondent,**

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**MOTION FOR ADMISSION OF COUNSEL PRO HAC VICE**

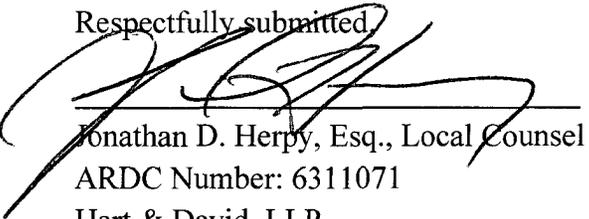
Comes now Jonathan D. Herpy, local counsel for XO Communications Services, LLC and requests this court grant this *Motion for Admission of Counsel Pro Hac Vice* supported by the attached *Affidavit of Anthony C. Gulotta, Jr. in Support of Motion for Admission of Counsel Pro Hac Vice* and states as follows:

1. That the undersigned is an attorney licensed to practice law in the state of Illinois.
2. That Anthony C. Gulotta, Jr. is an attorney in good standing in the Commonwealth of Pennsylvania since 1998 and has completed the attached *Affidavit of Anthony C. Gulotta, Jr. in Support of Motion for Admission of Counsel Pro Hac Vice*.
3. That Anthony C. Gulotta, Jr. has never been the subject of disciplinary action by the Bar or courts of any jurisdiction in which he was licensed and has never been denied admission to the courts of any State or to any federal court.
4. That the undersigned is aware and agrees that if the court grants this motion he

remains designated as local counsel on behalf of the party in this matter.

Wherefore, the undersigned prays this court enter an order granting that this *Motion for Admission of Counsel Pro Hac Vice* be granted, and that Anthony C. Gulotta, Jr. be permitted to participate in all proceedings in the above-captioned case *pro hac vice* for this case only, on behalf of the applicant.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Jonathan D. Herpy', is written over a horizontal line. The signature is stylized and cursive.

Jonathan D. Herpy, Esq., Local Counsel

ARDC Number: 6311071

Hart & David, LLP

2748 Maple Avenue

Downers Grove, Illinois 60515

Telephone: (630) 395-9496

Fax: (630) 395-9451

[j david@hartdavidlaw.com](mailto:j david@hartdavidlaw.com)

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TAX TRIBUNAL**

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**XO Communications Services, LLC**  
**Petitioner,**

v.

**ILLINOIS DEPARTMENT  
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**Respondent,**

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**AFFIDAVIT OF ANTHONY C. GULOTTA, JR. IN SUPPORT OF  
MOTION FOR ADMISSION OF COUNSEL PRO HAC VICE**

I, Anthony C. Gulotta, Jr., being first duly sworn, upon oath, state as follows:

1. I am a duly licensed attorney and counselor at law admitted to practice and currently in good standing in the Commonwealth of Pennsylvania since 1998.
2. I have not appeared as counsel, associate counsel or in some other capacity as an attorney at law in cases in the courts of the State of Illinois prior to seeking admission in this case.
3. I have fulfilled my registration requirements and paid the required fees with the Attorney Registration and Disciplinary Commission, per the attached.
4. I am familiar with the provisions of the Illinois Code of Civil Procedure and the Illinois Supreme Court Rules, and I understand and agree that I will be bound by them in all proceedings before this court in this cause.

5. In particular, I am familiar with Illinois Supreme Court Rule 137 relating to the signing of pleadings, motions and other papers and duties imposed upon litigants and counsel, and I understand and agree that I will follow and be bound by the provisions of said Supreme Court Rule 137, and hereby submit myself to the jurisdiction of the court for any and all proceedings thereunder.



Anthony C. Gulotta, Jr.  
ARDC Number: 6316378  
Gulotta Law Group, P.C.  
1429 N. 3rd Street, Third Floor  
Harrisburg, PA 17102  
Telephone: (717) 635-7145  
eFax: (866) 259-8898  
[tgulotta@gulottalawgroup.com](mailto:tgulotta@gulottalawgroup.com)

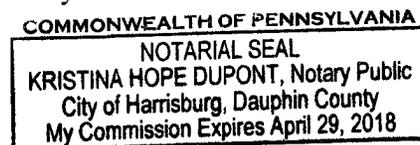
Commonwealth of Pennsylvania  
County of Dauphin

On this, the 29th day of September, 2014, before me a notary public, the undersigned officer, personally appeared Anthony C. Gulotta, Jr. known to me (or satisfactorily proven) to be the person whose name is subscribed to the within instrument, and acknowledged that he executed the same for the purposes therein contained.

In witness hereof, I hereunto set my hand and official seal.



Notary Public



- Lawyer Search
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## Main Menu

|                          |   |
|--------------------------|---|
| Attorney Name:           | Anthony Charles Gulotta, Jr.  |
| Attorney Number:         | 6316378   |
| Illinois Admission Date: | n/a   |
| Status:                  | Active out of state lawyer permitted to practice pursuant to Rule 707 in Illinois proceedings, as documented in the record of each proceeding |
| Last Year Registered:    | 2014  |
| Total Due:               | \$0.00  |

**You are registered for 2014.** You completed your registration requirements on 9/23/2014. ID cards are normally issued within a few days following the completion of these requirements. A few days after your payment is received you will be able to print a copy of your payment receipt on this page.

Change Password

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- Firm Information
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- Pro Bono Survey
- Professional Profile
- Trust Account Maintenance

If you have any questions, please contact our Registration Department at [registration@iadc.org](mailto:registration@iadc.org) or by telephone at (312) 565-2600 or, from within Illinois, at (800) 826-8625. You can also reach the Registration Department by facsimile at (312) 565-0997.



Verified Statement of Out-of-State Attorney Pursuant to Supreme Court Rule 707

I, Anthony Charles Gulotta Jr., submit this Verified Statement pursuant to Illinois Supreme Court Rule 707.

1. My full name is Anthony Charles Gulotta, Jr. The address of offices from which I practice law and related email address and telephone numbers are as follows:

GULOTTA LAW GROUP  
1429 N. 3RD ST. THIRD FL.  
HARRISBURG, PA 17102  
(717) 635-7145 EXT. 224  
TGULOTTA@GULOTTALAWGROUP.COM

2. I represent XO Communications Services, LLC.

3(a). I have not filed any other appearance pursuant to this rule during this calendar year.

3(b). I have not received a registration number from the ARDC.

4(a). Below is a list detailing each jurisdiction of admission, including any state, territory, or commonwealth of the United States, the District of Columbia, or in a foreign country, and my full admission name and license number.

State of Pennsylvania, Anthony Charles Gulotta, Jr., 82081  
Middle District Of Pennsylvania, Anthony Charles Gulotta Jr., N/A  
U.S. Court of Federal Claims, Anthony Charles Gulotta Jr., N/A  
U.S. Court of Appeals of Federal Circuit, Anthony Charles Gulotta Jr., N/A

4(b). Attached is a letter or certificate of good standing for each of the required state jurisdictions listed in paragraph 4(a) above.

5. I have no office or other presence in Illinois for the practice of law.

6. I submit to the disciplinary authority of the Supreme Court of Illinois.

7. I have undertaken to become familiar with and to comply, as if admitted to practice in Illinois, with the rules of the Supreme Court of Illinois, including the Illinois Rules of Professional Conduct and the Supreme Court Rules on Admission and Discipline of Attorneys, and other Illinois law and practices that pertain to the proceeding.

8. The full name, business address and ARDC number of the Illinois attorney with whom I have associated in the matter is: Jonathan David Herpy, 2748 Maple Avenue Downers Grove, IL 60515 and ARDC number 6311071.

9. I certify that I have served this Statement via electronic mail upon the Administrator of the Attorney Registration and Disciplinary Commission at [Rule707@iadc.org](mailto:Rule707@iadc.org), Illinois counsel Attorney Jonathan David Herpy at [jdavid@hartdavidlaw.com](mailto:jdavid@hartdavidlaw.com), and XO Communications Services LLC's Director of Indirect Taxes Gary Champ at [Gary.S.Champ@xo.com](mailto:Gary.S.Champ@xo.com) and that these parties are all entitled to service under this rule.

Verification

I verify the accuracy and completeness of each of the above statements.



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Anthony C. Gulotta, CPA, Esq.  
Gulotta Law Group, PC  
1429 N. 3rd St., Third Floor  
Harrisburg, PA 17102  
(717) 635-7145 ext. 224



Supreme Court of Pennsylvania

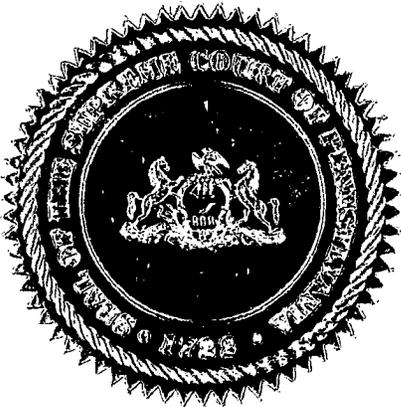
**CERTIFICATE OF GOOD STANDING**

*Anthony Charles Gulotta Jr., Esq.*

**DATE OF ADMISSION**

*October 26, 1998*

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: September 18, 2014**

A handwritten signature in cursive script, appearing to read "Elizabeth E. Zisk".

Elizabeth E. Zisk  
Chief Clerk

**ILLINOIS INDEPENDENT  
TAX TRIBUNAL**

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**ORDER FOR ADMISSION OF COUNSEL PRO HAC VICE**

The above-entitled matter having come before the court on the motion of counsel accompanied by the Affidavit of Anthony C. Gulotta, Jr. to be admitted to appear and participate in the above entitled cause, and the court being fully advised in the premises:

- A. IT IS ORDERED that said Motion for Admission of Counsel Pro Hac Vice is granted for this case only. Attorney Anthony C. Gulotta, Jr. is hereby allowed to appear and participate on behalf of XO Communications Services, LLC a party in this case.
  
- B. The court notes that this party is now represented by more than one attorney. It is hereby ORDERED that Jonathan D. Herpy, an attorney duly licensed in the State of Illinois, remains or is designated as local counsel for said party. Service on local counsel of notices and copies of pleadings directed to the party represented by that local counsel is sufficient and need not be made on other attorneys representing the same party. Further, if directed by the court, local counsel shall be responsible for

sending notice to co-counsel and opposing counsel of hearings to be held on motions before the court.

**The clerk is to send copies of this order to the attorneys of record.**

Date: \_\_\_\_\_

\_\_\_\_\_  
Judge

**ILLINOIS INDEPENDENT  
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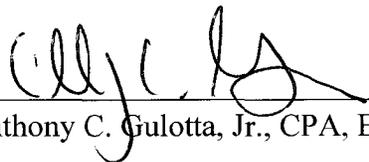
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| <b>XO Communications Services, LLC,</b>    | ) |
|  | ) |
| <b>Petitioner,</b>                         | ) |
|  | ) |
| <b>v.</b>                                  | ) |
|  | ) |
| <b>ILLINOIS DEPARTMENT<br/>OF REVENUE,</b> | ) |
|  | ) |
| <b>Respondent,</b>                         | ) |

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**Certificate of Service**

I certify that a copy of XO Communications Services, LLC's *Notice of Motion for Admission of Counsel Pro Hac Vice, Motion for Admission of Counsel Pro Hac Vice, Affidavit of Anthony C. Gulotta, Jr. in Support of Motion for Admission of Counsel Pro Hac Vice* and *Order for Admission of Counsel Pro Hac Vice* was sent via certified mail to the Illinois Department of Revenue, Office of Legal Services, 100 W. Randolph St., 7-900, (7th floor of the Thompson Center), Chicago, IL 60601 on September 30, 2014.

  
\_\_\_\_\_  
Anthony C. Gulotta, Jr., CPA, Esq.