

IN THE ILLINOIS INDEPENDENT TAX TRIBUNAL

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PEPSICO INC. AND AFFILIATES,	)	
	)	Case No. 17 TT 16
Petitioner,	)	
	)	
v.	)	
	)	Chief Judge James Conway
ILLINOIS DEPARTMENT OF REVENUE,	)	
	)	
Respondent.	)	

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NOTICE OF FILING

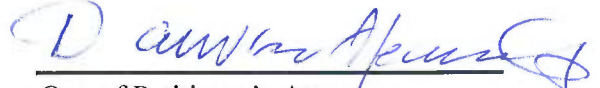
To: See attached service list

**PLEASE TAKE NOTICE** that on the 4th day of March, 2019, Petitioner filed by electronic mail with the Illinois Attorney Registration & Disciplinary Commission of the Supreme Court of Illinois (“ARDC”), Rule 707@iardc.org, the Rule 707 Statement of George M. Clarke, Esq., copies of which accompany this Notice and are hereby served upon you.

Respectfully submitted,

**PEPSICO, INC. AND  
AFFILIATES**  
Petitioner

By:

  
\_\_\_\_\_  
One of Petitioner’s Attorneys

Theodore R. Bots  
David A. Hemmings  
BAKER & MCKENZIE LLP

300 East Randolph, Suite 5000  
Chicago, IL 60601  
(312) 861-8000  
Attorney No. 90080

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	)	Case No. 17 TT 16
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	)	
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Verified Statement of Out-of-State Attorney  
Pursuant to Supreme Court Rule 707

I, George M. Clarke, submit this Verified Statement pursuant to Illinois Supreme Court Rule 707.

1. My full name is George M. Clarke. The address of the office from which I practice law and related email address and telephone number are as follows:

George M. Clarke, Esq.  
Baker & McKenzie LLP  
815 Connecticut Avenue, N.W.  
Washington, District of Columbia 20006  
(202) 835-6184  
George.Clarke@bakermckenzie.com

2. I represent PepsiCo, Inc. and Affiliates in the matter of *PepsiCo, Inc. and Affiliates v. Illinois Department of Revenue*, Illinois Independent Tax Tribunal, Case No. 17 TT 16.

3(a). I have not filed any other appearance pursuant to this rule during the 2018 - 2019 calendar years.

**Please note:** I am concurrently filing a Verified Statement of Out-of-State Attorney Pursuant to Supreme Court Rule 707 for a related dispute: *PepsiCo, Inc. and Affiliates v. Illinois Department of Revenue*, Illinois Independent Tax Tribunal, Case No. 16 TT 82.

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

4(a). I list 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.

Jurisdictions: Commonwealth of Virginia (admitted 04/23/2004)  
Washington, D.C. (admitted 3/7/2005)

Full Admission Name: George Millington Clarke, III

License Numbers: 66549 (Virginia)  
480073 (Washington, D.C.)

4(b). I attach a letter or certificate of good standing for each of the jurisdictions listed in paragraph 4(a) above.

5. I describe below the office or other presence that I have for the practice of law in Illinois:

I am a Partner with the law firm Baker & McKenzie LLP. I maintain my practice of law out of Baker & McKenzie's Washington, D.C. office. I occasionally travel to and work from Baker & McKenzie's Chicago, Illinois office, located at 300 E. Randolph Street, Ste. 5000, Chicago, IL 60601.

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 names, business addresses, and ARDC numbers of the Illinois attorneys with whom I have associated in the matter are:

<b>Theodore R. Bots</b> Baker & McKenzie LLP 300 E. Randolph Street, Ste. 5000 Chicago, IL 60601  ARDC number: 6224515	<b>David A. Hemmings</b> Baker & McKenzie LLP 300 E. Randolph Street, Ste. 5000 Chicago, IL 60601  ARDC number: 6307850
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9. I certify that I have requested that the Illinois counsel with whom I am associated in this proceeding serve this Statement upon the Illinois Department of Revenue, the Administrator of the Attorney Registration and Disciplinary Commission, and PepsiCo, Inc. and Affiliates. These parties are entitled to service under this rule.

**Verification**

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



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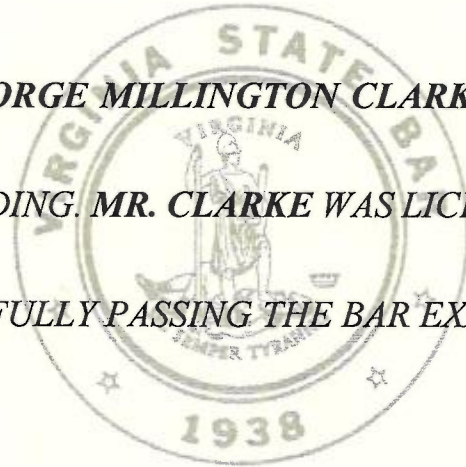
George M. Clarke, Esq.

# **EXHIBIT A**

# VIRGINIA STATE BAR

## *CERTIFICATE OF GOOD STANDING*

*THIS IS TO CERTIFY THAT GEORGE MILLINGTON CLARKE III IS AN ACTIVE MEMBER OF THE VIRGINIA STATE BAR IN GOOD STANDING. MR. CLARKE WAS LICENSED TO PRACTICE LAW IN VIRGINIA ON APRIL 23, 2004, AFTER SUCCESSFULLY PASSING THE BAR EXAMINATION GIVEN BY THE BOARD OF BAR EXAMINERS.*



*Issued February 25, 2019*

A handwritten signature in black ink, appearing to read "Karen A. Gould".

*KAREN A. GOULD  
EXECUTIVE DIRECTOR AND  
CHIEF OPERATING OFFICER*

# **EXHIBIT B**





On behalf of JULIO A. CASTILLO, Clerk of the District of Columbia Court of Appeals,  
the District of Columbia Bar does hereby certify that

*George Willington Clarke III*

was duly qualified and admitted on **March 7, 2005** as an attorney and counselor entitled to  
practice before this Court; and is, on the date indicated below, an **Active** member in good  
standing of this Bar.

In Testimony Whereof,  
I have hereunto subscribed my  
name and affixed the seal of this  
Court at the City of Washington,  
D.C., on February 25, 2019.

*Julio A. Castillo*  
JULIO A. CASTILLO  
Clerk of the Court

Issued By: *AB*  
District of Columbia Bar Membership

For questions or concerns, please contact the D.C. Bar Membership Office at 202-626-3475 or email  
[memberservices@dcbar.org](mailto:memberservices@dcbar.org).

**CERTIFICATE OF SERVICE**

The undersigned counsel of record hereby certifies that he served a copy **NOTICE OF FILING** on the following by electronic mail before the hour of 5:00 p.m. on March 4, 2019, addressed as follows:

James M. Conway Chief Administrative Law Judge Illinois Independent Tax Tribunal 160 N. LaSalle Street, Room N506 Chicago, IL 60601 James.Conway@illinois.gov	Ron Forman Illinois Department of Revenue Office of Legal Services 100 W. Randolph Street, Ste. 7-900 Chicago, IL 60601 Ronald.Forman@illinois.gov
Alan V. Lindquist Illinois Department of Revenue Special Assistant Attorney General 100 W. Randolph Street, 7th Floor Chicago, Illinois 60601 Alan.Lindquist@illinois.gov	Joseph T. Kasiak Illinois Department of Revenue 100 W. Randolph Street, Ste. 7-900 Chicago, Illinois 60601 Joseph.Kasiak@illinois.gov
Jessica Odigie Illinois Department of Revenue Office of Legal Services 100 W. Randolph Street, Ste. 7-900 Chicago, IL 60601 Jessica.Odigie@illinois.gov	



David A. Hemmings  
*Attorney for Petitioner*