

J. WILLIAM MOORE

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0000000752

RE

2003 OCT -1 P 3:30

Also Licensed in
California

AZ CORP COMMISSION
DOCUMENT CONTROL

September 30, 2003

Arizona Corporation Commission
Attn: Docket Filing Window
1200 Washington Street
Phoenix, AZ 85007

Arizona Corporation Commission
DOCKETED

OCT 01 2003

DOCKETED BY	<i>Nac</i>
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Re: Docket No. E-01345A-03-0437

Dear Sir or Madam:

Please find enclosed the original and thirteen (13) copies of the Motion to Admit Michael L. Kurtz, Esq. as counsel Pro Hac Vice; and the proposed Order on behalf of the Kroger Co. in the above-referenced matter.

All parties of record have been served. Please place this document of file.

Very Truly Yours,

J. William Moore, Esq.
Attorney at Law

KJB/kew

Attachments

Cc: Attached Certificate of Service

ORIGINAL

BEFORE THE ARIZONA CORPORATION COMMISSION RECEIVED

2003 OCT -1 P 3: 30

IN THE MATTER OF THE APPLICATION OF :
ARIZONA PUBLIC SERVICE COMPANY FOR :
A HEARING TO DETERMINE THE FAIR :
VALUE OF THE UTILITY PROPERTY OF THE :
COMPANY FOR RATEMAKING PURPOSES, :
TO FIX A JUST AND REASONABLE RATE OF :
RETURN THEREON, TO APPROVE RATE :
SCHEDULES DESIGNED TO DEVELOP SUCH :
RETURN, AND FOR APPROVAL OF :
PURCHASED POWER CONTRACT :

DOCKET NO. E-01345A-03-0437

Arizona Corporation Commission

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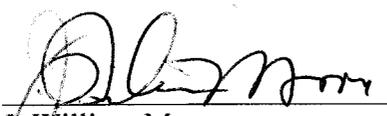
Now comes J. William Moore, pursuant to Rule 33 (c) and (d) of the Rules of the Supreme Court, moves the Court to admit Michael L. Kurtz as counsel pro hac vice in this action.

Pursuant to Rule 33 (c) and (d), the following exhibits have been filed with the Commission:

- 1. the original Verified Application;
- 2. the original Certificates of Good Standing from Ohio, Kentucky and Pennsylvania; and
- 3. the State of Arizona Notice of Receipt.

The filing fee as required by Rule 33(d) has been submitted to the State Bar of Arizona. J. William Moore agrees to serve as designated local counsel for the subject case. A proposed order admitting Michael L. Kurtz accompanies this motion.

DATED this 23rd day of September, 2003.



J. William Moore
144 East Jefferson St.
Phoenix, Arizona 85034
(602) 254-6044
AZ Attorney Bar Number: 1063

CERTIFICATE OF SERVICE

I hereby certify that true copy of the foregoing was served by regular U.S. mail (unless otherwise noted), this 1st day of ~~September~~^{October}, 2003.

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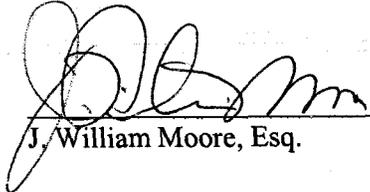
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BEFORE THE ARIZONA CORPORATION COMMISSION

IN THE MATTER OF THE APPLICATION OF :
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A HEARING TO DETERMINE THE FAIR :
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SCHEDULES DESIGNED TO DEVELOP SUCH : OF OUT OF STATE
RETURN, AND FOR APPROVAL OF : COUNSEL
PURCHASED POWER CONTRACT :

ORDER

Based upon the Motion for Admission Pro Hac Vice of Michael L. Kurtz and the consent to appear as local counsel by J. William Moore, it is hereby ordered that Michael L. Kurtz be admitted pro hac vice as counsel for the Kroger Company in the above entitled matter.

DATED this _____ day of _____, 20__.

Commissioner Jim Irvin

Commissioner Jeff Hatch Miller

Commissioner William Mundell

Chairman Marc Spitzer

Commissioner Mike Gleason