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Arizona Corporation Commission

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AZ CORP COMMISSION  
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1 Timothy M. Hogan (004567)  
2 ARIZONA CENTER FOR LAW  
3 IN THE PUBLIC INTEREST  
4 202 E. McDowell Rd., Suite 153  
5 Phoenix, AZ 258-8850

7 **BEFORE THE ARIZONA CORPORATION COMMISSION**

9 WILLIAM A. MUNDELL  
10 Chairman  
11 JIM IRVIN  
12 Commissioner  
13 MARC SPITZER  
14 Commissioner

16 IN THE MATTER OF THE GENERIC  
17 PROCEEDINGS CONCERNING  
18 ELECTRIC RESTRUCTURING ISSUES.

Docket No. E-00000A-02-0051

20 IN THE MATTER OF ARIZONA PUBLIC  
21 SERVICE COMPANY'S REQUEST FOR  
22 A VARIANCE OF CERTAIN  
23 REQUIREMENTS OF A.A.C. R14-22-1606.

Docket No. E-01345A-01-0822

25 IN THE MATTER OF THE GENERIC  
26 PROCEEDING CONCERNING THE  
27 ARIZONA INDEPENDENT  
28 SCHEDULING ADMINISTRATOR.

Docket No. E-00000A-01-0630

30 IN THE MATTER OF TUCSON  
31 ELECTRIC POWER COMPANY'S  
32 APPLICATION FOR A VARIANCE OF  
33 CERTAIN ELECTRIC COMPETITION  
34 RULES COMPLIANCE DATES.

Docket No. E-01933A-02-0069

36 **MOTION AND CONSENT OF LOCAL COUNSEL FOR**  
37 **PRO HAC VICE ADMISSION OF ERIC C. GUIDRY**

38  
39 The above-named attorney, pursuant to Rules 33(c) and (d) of the Rules of the  
40 Supreme Court, moves the Arizona Corporation Commission (Commission) to admit  
41 Eric C. Guidry as counsel *pro hac vice* on behalf of the Land and Water Fund of the  
42 Rockies (LAW Fund) in this action and, in support thereof, states as follows:



TO PRINT



For Official Use Only  
App# 1000076  
Pro Hac ID #P145913

NONRESIDENT ATTORNEY  
PRO HAC VICE APPLICATION

Name: Eric Christopher Guidry

Residence Address: 110 South 34th Street, Boulder, Colorado 80305

Office Address: LAW Fund, 2260 Baseline Road, Suite 200, Boulder, Colorado 80302

Telephone: (303) 444-1188 x226 Fax: (303) 786-8054

Title of cause or case where applicant seeks to appear: In re Generic Proceedings Concern. Elec. Restr. et al.

Docket Number: E-00000A-02-0051 et al.

Court, Board, or Administrative Agency: Arizona Corporation Commission

Party on whose behalf applicant seeks to appear: Land and Water Fund of the Rockies

Courts to Which Applicant Has Been Admitted:	Date of Admission:	Bar Number:
District of Columbia	July 9, 1999	13277
Colorado Supreme Court	May 11, 1998	029310

Applicant is a member in good standing in such courts.

Applicant is not currently disbarred or suspended in any court.

Applicant  is /  is not (select one) currently subject to any pending disciplinary proceeding or investigation by any court, agency or organization authorized to discipline attorneys at law.

Jurisdiction(s) Where Discipline Matter Pending:	Nature of Matter Under Investigation:	Name / Address of Disciplinary Authority:
n/a		

Applicant  has /  has not (select one) been disciplined by any court, agency or organization authorized to discipline attorneys at law.

In the preceding three (3) years, applicant has filed applications to appear as counsel under Rule 33, Arizona Rules of Supreme Court in the following:

Title of Matter:	Docket #:	Court or Agency:	Application Granted? (Y/N)
n/a			N/A
			N/A
			N/A
			N/A

Name of local counsel: Tim Hogan

State Bar of Arizona Number: <sup>4567</sup>00567

Address: 202 E. McDowell Rd. #153, Phoenix AZ 85004

Telephone: 602-258-8850 Fax: 602-258-8757

Name(s) of each party in this cause and name and address of all counsel of record:

Party:	Counsel of Record:	Address:
<u>see attached</u>		
<u>service list</u>		

Applicant is including with this application a nonrefundable application fee, payable to the State Bar of Arizona, in the amount of \$330.00.

This case or cause  is /  is not (select one) a related or consolidated matter for which applicant has previously applied to appear pro hac vice in Arizona. If this matter is a related or consolidated with any previous application, applicant certifies the following:

Applicant certifies the following:

1. Applicant shall be subject to the jurisdiction of the courts and agencies of the State of Arizona and to the State Bar of Arizona with respect to the law of this state governing the conduct of attorneys to the same extent as an active member of the State Bar of Arizona, as provided in Rule 46(b) Rules of the Supreme Court.
2. Applicant will review and comply with appropriate rules of procedure as required in the underlying cause.
3. Applicant understands and shall comply with the standards of conduct required of members of the State Bar of Arizona.

Verification

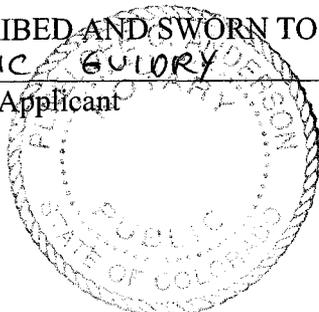
STATE OF COLORADO )  
County of BOULDER ) ss.

I, the Applicant, swear that all statements in the application are true, correct and complete to the best of my knowledge and belief.

Dated: 11/15/02

Applicant's signature [Signature]

SUBSCRIBED AND SWORN TO before me this 15<sup>th</sup> day of Nov., 2002 by  
ERIC GUILORY  
Name of Applicant



[Signature]  
Notary Public



District of Columbia Court of Appeals  
Committee on Admissions  
500 Indiana Avenue, N.W. — Room 4200  
Washington, D. C. 20001  
202/879-2710

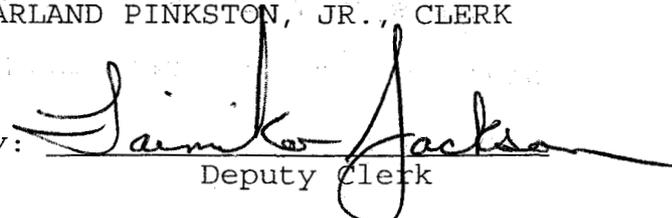
I, GARLAND PINKSTON, JR., Clerk of the District of Columbia Court of Appeals, do hereby certify that

**Eric C. Guidry**

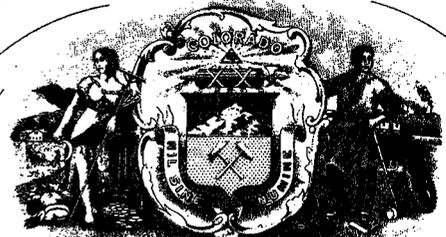
was on the 9th day of July, 1999,  
duly qualified and admitted as an attorney and counselor and  
entitled to practice before this Court and is, on the date  
indicated below, an active member in good standing of this Bar.

In Testimony Whereof, I have  
hereunto subscribed my name and  
affixed the seal of this Court  
at the City of Washington, D.C.  
this 18th day of  
October, 2002.

GARLAND PINKSTON, JR., CLERK

By:   
Deputy Clerk

# SUPREME COURT



## State of Colorado

STATE OF COLORADO, ss:

I, Mac V. Danford Clerk of the Supreme Court of the State of Colorado, do hereby certify that

Eric Christopher Guidry

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 11<sup>th</sup>

day of May A. D. 1998 and that at the date hereof the said Eric Christopher Guidry

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

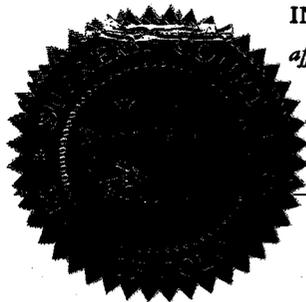
15<sup>th</sup> day of October A. D. 2002

Mac V. Danford

Clerk

By Sharon H. Kanzler

Deputy Clerk





November 25, 2002

004567

Mr. Timothy Hogan  
202 E. McDowell Rd Suite 153  
Phoenix, AZ 85004-0001

**RE: Pro Hac Vice Application -Eric Christopher Guidry**

**Dear Mr. Hogan:**

Enclosed is the State Bar of Arizona *pro hac vice* Notice, original verified application and original Certificate of Good Standing(s), pursuant to Ariz.R.S.Ct., 33(d) *Admission Pro Hac Vice*.

Pursuant to Rule 33(d) 3(b), a copy of each order granting or denying the motion as entered by the court, board or administrative agency shall be mailed by local counsel to the State Bar of Arizona attention Membership Records.

If you have any questions or need further information, please contact Membership Records at (602) 340-7239 or via e-mail at [Membership@staff.azbar.org](mailto:Membership@staff.azbar.org).

Sincerely,

Marie Ruch  
Membership Records

Enclosures

1 **Arizona Corporation Commission**  
2 **Maricopa County**

3 Generic Proceedings Concern )  
4 Plaintiff/Petitioner, )  
5 v. )  
6 Land & Water Fund of the Rockies )  
7 Defendant/Respondent. )

CASE #E00000A 02 0051  
SBA App # 1000076

**NOTICE OF RECEIPT OF  
COMPLETE APPLICATION**

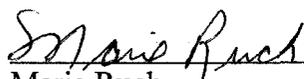
8 NOTICE IS HEREBY given by THE STATE BAR OF ARIZONA that it has  
9 received the verified application and fee from Eric Christopher Guidry

10 In addition to this application, applicant has made the following applications to appear  
11 pro hac vice, pursuant to Rule33 (d), within the previous three (3) years:

Title of Matter	Court/Agency	Date	Granted?	
_____	_____	_____	<input type="checkbox"/> yes	<input type="checkbox"/> no
_____	_____	_____	<input type="checkbox"/> yes	<input type="checkbox"/> no
_____	_____	_____	<input type="checkbox"/> yes	<input type="checkbox"/> no
_____	_____	_____	<input type="checkbox"/> yes	<input type="checkbox"/> no

12  
13  
14  
15  
16  
17 Exhibit A, the original verified application and Exhibit B, the original Certificate(s) of  
18 Good Standing are attached hereto.

19 DATED this 25th day of November, 2002

20   
21 Marie Ruch  
22 Membership Records  
23 State Bar of Arizona

24 Original Mailed on  
25 November 25, 2002 to:  
Mr. Timothy Hogan  
202 E. McDowell Rd #153  
Phoenix, AZ 85004-0001



Original and 19 copies of the foregoing filed with Docket Control, Arizona Corporation Commission, 1200 W. Washington Street, Phoenix, AZ 85007, on the 18th day of December 2002, and copies mailed to the following Track B parties:

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Phoenix AZ 85504

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Phoenix AZ 85004

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Arizona Utility Investors Association  
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\_\_\_\_\_  
Penny Anderson