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BEFORE THE ARIZONA CORPORATION COMMISSION

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3 WILLIAM A. MUNDELL
4 CHAIRMAN
5 JIM IRVIN
6 COMMISSIONER
7 MARC SPITZER
8 COMMISSIONER
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AZ CORP COMMISSION
DOCUMENT CONTROL

10 IN THE MATTER OF THE GENERIC) DOCKET NO. E-00000A-02-0051
11 PROCEEDING CONCERNING ELECTRIC)
12 RESTRUCTURING ISSUES.)
13 _____)

14)
15 IN THE MATTER OF ARIZONA PUBLIC) DOCKET NO. E-013545A-01-0822
16 SERVICE COMPANY'S REQUEST FOR A)
17 VARIANCE OF CERTAIN REQUIREMENTS)
18 OF A.A.C. R14-2-1606.)
19 _____)

20)
21 IN THE MATTER OF THE GENERIC) DOCKET NO. E-00000A-01-0630
22 PROCEEDING CONCERNING THE)
23 ARIZONA INDEPENDENT SCHEDULING)
24 ADMINISTRATOR.)
25 _____)

26)
27 IN THE MATTER OF TUCSON ELECTRIC) DOCKET NO. E-01933A-02-0069
28 POWER COMPANY'S APPLICATION FOR)
29 A VARIANCE OF CERTAIN ELECTRIC)
30 COMPETITION RULES COMPLIANCE)
31 DATES.)
32 _____)

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34
35 **APPLICATION TO APPEAR PRO HAC VICE ON A TEMPORARY BASIS**

36 Pursuant to Rule 33(d)(3) of the Rules of the Supreme Court, Eric C. Guidry, Esq.
37 ("Applicant"), Energy Project Staff Attorney for the Land and Water Fund of the Rockies
38 ("LAW Fund"), requests permission to appear *pro hac vice* on a temporary basis in this
39 proceeding on behalf of the LAW Fund, and in support thereof, states as follows:
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- 41 1. Applicant has submitted an application to the State Bar of Arizona to
42 appear *pro hac vice* before the Arizona Corporation Commission ("Commission").
43 Attached thereto are original certificates of good standing from the District of Columbia

1 Bar and the Colorado State Bar and the requisite filing fee. Mr. Tim Hogan, attorney for
2 the Arizona Center for Law in the Public Interest and a member of the Arizona Bar, has
3 agreed to serve as designated local counsel for Applicant in this proceeding. Upon
4 receipt from the State Bar of Arizona of a Notice of Complete Application, Mr. Hogan
5 will file with this Commission a motion to associate counsel and a proposed order, along
6 with the original application submitted by Applicant to the State Bar of Arizona.

7 2. Rule 33(d)(3) of the Rules of the Supreme Court states that, for good
8 cause shown, a court, board or administrative agency may permit a nonresident attorney
9 to appear *pro hac vice* on a temporary basis prior to the completion by the nonresident
10 attorney of the application procedures for appearing *pro hac vice*. At the time such
11 temporary admission is granted, the court, board or administrative agency shall specify a
12 time period for the nonresident attorney to complete the application procedures, and any
13 temporary *pro hac vice* admission shall be revoked in the event of subsequent failure by
14 the nonresident attorney to so complete the application process.

15 3. Applicant submits that good cause exists to grant this request to appear
16 *pro hac vice* on a temporary basis in this proceeding. Applicant has submitted an
17 application to the State Bar of Arizona and knows of no reason why the application
18 would not be accepted. No party would be prejudiced by the granting of this application.
19 Applicant proposes a twenty-one day time period for completing the application
20 procedures.

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