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2010 APR -6 P 4: 50

AZ CORP COMMISSION  
DOCKET CONTROL

Kristine K. Campbell, SBN 021876

Mitchell F. Brecher (*pro hac vice application pending*)  
GREENBERG TRAUIG, LLP  
2101 L Street, NW  
Suite 1000  
Washington, D.C. 20037  
(202) 331-3100

Arizona Corporation Commission  
**DOCKETED**

APR - 6 2010

*Attorneys for Tracfone Wireless, Inc.*

DOCKETED BY

**Before the  
ARIZONA CORPORATION COMMISSION**

\_\_\_\_\_  
)  
In the Matter of )  
)  
)  
Petition of TracFone Wireless, Inc. )  
for Designation as an Eligible )  
Telecommunications )  
Carrier in the State of Arizona for the Limited )  
Purpose of Offering Lifeline Service to )  
Qualified Households )

Docket No. T-20664A-09-0148

**TRACFONE WIRELESS, INC.'S MOTION AND CONSENT OF LOCAL  
COUNSEL FOR PRO HAC VICE ADMISSION OF MITCHELL BRECHER**

The undersigned attorney, pursuant to Rule 38(a) Rules of the Supreme Court, moves the Court to admit Mitchell Brecher as counsel pro hac vice in this action.

Pursuant to Rule 38(a)(3)(C) Rules of the Supreme Court, the following exhibits are attached hereto as Exhibits 1 through 3 accordingly:

- 1. the original verified Application at Exhibit 1;



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Steven M. Olea, Director  
Utilities Division  
ARIZONA CORPORATION COMMISSION  
1200 W. Washington Street  
Phoenix AZ 85007

*Cynthia Fischer*

**GREENBERG TRAURIG**  
2375 EAST CAMELBACK ROAD, SUITE 700  
PHOENIX, ARIZONA 85016  
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**EXHIBIT 1**

**EXHIBIT 1**



For Official Use Only  
 App# 1005389  
 Bar Number# P147043

Attn: Pro Hac Vice Dept  
 PO Box 53099  
 Phoenix, AZ 85072-3099  
 Phone: 602-340-7239

**Application for Appearance Pro Hac Vice**

**PART I: Applicant Information**

Name of Applicant: Mitchell F. Brecher

Firm/Company Name: Greenberg Traurig, LLP

Office Address: 2101 L Street, NW, Suite 1000, Washington, DC 20037

Telephone: 202-331-3152 Fax: 202-261-0152 Email Address: brecherm@gtlaw.com

Residence Address: 31 Hollyberry Court Rockville, MD 20852 USA

Docket No. T-20665A-09-0148 In the Matter of the Application of TracFone  
 Title of cause or case where applicant seeks to appear: Wireless, Inc. For Designation as an Eligible Telecommunications Carrier for the  
Limited Purpose of Offerline Lifeline Services to Qualified Households in Arizona  
 Docket Number: 09-10037

Court, Board, or Administrative Agency: Arizona Corporation Commission

Party on whose behalf applicant seeks to appear: TracFone Wireless, Inc.

**Pursuant to Arizona Supreme Court Rule 38(i)(3), the applicant shall complete the information below:**

Courts to Which Applicant Has Been Admitted: <i>(Attach additional pages if needed)</i>	Date of Admission:	Bar Number:
<u>Court of Appeals of Maryland</u>	<u>December 13, 1973</u>	<u>N/A</u>
<u>Court of Appeals of the District of Columbia</u>	<u>March 5, 1975</u>	<u>210781</u>
_____	_____	_____
_____	_____	_____

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.

In the preceding three (3) years, applicant has filed applications to appear as counsel under AZ ST S.Ct., Rule 38(a) in the following:

Title of Matter:	Docket #:	Court or Agency:	App Granted? (Y/N)
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

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 that he/she will review and comply with appropriate rules of procedure as required in the underlying cause.

If applicable, please provide related or consolidated matter application or docket# \_\_\_\_\_

**PART II: Local Counsel Information**

Name of Arizona Local Counsel: Kristine K. Campbell

State Bar of Arizona Number: AZ 021876

Address: 2375 E. Camelback Road, Suite 700, Phoenix, Arizona 85016

Telephone: 602-445-8434 Fax: 602-445-8613 Email Address: campbellk@gtlaw.com

- Local Counsel is a member in good standing.
- Local Counsel associating with a nonresident attorney in a particular cause shall accept joint responsibility with the nonresident attorney to the client, to opposing parties and counsel, and to court, board, or administrative agency in that particular cause.

**PART III: Parties and Certification**

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

Party:	Counsel of Record:	Address:
<u>Arizona Local Exchange Carrier Association</u>	_____	_____
_____	_____	_____
_____	_____	_____

Applicant is including with this application a nonrefundable application fee, payable to the State Bar of Arizona, in the amount of \$460.00. Fifteen percent of the non-refundable application fee paid pursuant to this section shall be deposited into a civil legal services fund to be distributed by the Arizona Foundation for Legal Services and Education entirely to approved legal services organizations, as that term is defined in subparagraph (f) of this rule.

Applicant is furnishing a certificate from the state bar or from the clerk of the highest admitting court of each state, territory, or insular possession of the United States in which the nonresident attorney has been admitted to practice law certifying the nonresident attorney's date of admission to such jurisdiction and the current status of the nonresident attorney's membership or eligibility to practice therein. The certificate furnished shall be no more than forty-five (45) days old.

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 District of Columbia  
County of \_\_\_\_\_ ) ss.

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

Dated: March 26, 2010 Applicant's Signature: [Signature]

SUBSCRIBED AND SWORN TO before me this 26<sup>th</sup> day of March, 2010, by  
Mitchell F. Brecher  
Name of Applicant  
[Signature]  
Notary Public

# **EXHIBIT 2**

# **EXHIBIT 2**



District of Columbia Court of Appeals  
Committee on Admissions  
430 F Street, N.W. — Room 123  
Washington, D. C. 20001  
202 / 879-2710

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

MITCHELL F. BRECHER

was on the 5<sup>TH</sup> day of MARCH, 1975

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., on March 23, 2010.

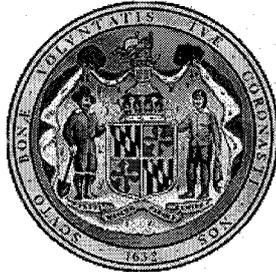
GARLAND PINKSTON, JR., CLERK

By: \_\_\_\_\_

*A. Charles*

Deputy Clerk

**Court of Appeals  
of Maryland  
Annapolis, MD**



**CERTIFICATE OF GOOD STANDING**

STATE OF MARYLAND, ss:

*I, Bessie M. Decker, Clerk of the Court of Appeals of Maryland,  
do hereby certify that on the thirteenth day of December, 1973,*

**Mitchell Frederick Brecher**

*having first taken and subscribed the oath prescribed by the Constitution and  
Laws of this State, was admitted as an attorney of said Court, is now in good  
standing, and as such is entitled to practice law in any of the Courts of said  
State, subject to the Rules of Court.*

*In Testimony Whereof, I have hereunto  
set my hand as Clerk, and affixed the Seal  
of the Court of Appeals of Maryland, this  
eighteenth day of March, 2010.*

*Bessie M. Decker*

Clerk of the Court of Appeals of Maryland

**EXHIBIT 3**

**EXHIBIT 3**

1 **Arizona Corporation Commission**

2 In the Matter of the Application of TracFone )  
Wireless Inc, )  
3 Plaintiff )  
4 v. )  
5 )  
Defendant. )

CASE #

SBA App #1005389

**NOTICE OF RECEIPT OF COMPLETE APPLICATION**

6  
7 NOTICE IS HEREBY given by THE STATE BAR OF ARIZONA that it has received the verified application and fee from Mitchell Brecher.

8 In addition to this application, applicant has made the following applications to appear pro hac vice, pursuant to Rule38 (a), within the previous three (3) years:

9

Title of Matter	Court/Agency	Date	Granted?
10 Qwest Corporation v Mountain Telephone Inc	Arizona Corporation Commission	3/28/2003	N
11 ~CLOSED~			
12 Qwest Corporation v	Arizona Corporation Commission	5/21/2003	N
~CLOSED~			

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

15 DATED this 2<sup>th</sup> day of April 2010

16  
17   
18 John Billings  
Resource Center  
State Bar of Arizona

19  
20 Original Mailed on this 2<sup>th</sup> day of April 2010 to:

21 Kristine Kunkel Campbell  
22 Greenberg Traurig LLP  
23 2375 E Camelback Rd Suite 700  
Phoenix, AZ 85016-9000  
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