



ORIGINAL
DEPARTMENT OF THE AIR FORCE
HEADQUARTERS AIR FORCE CIVIL ENGINEER SUPPORT



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18 January 2012

AZ CORP COMMISSION
DOCKET CONTROL

Karen S. White
Staff Attorney
Air Force Utility Law Field Support Center
139 Barnes Drive Ste 1
Tyndall AFB FL 32403

Utilities Division
ARIZONA CORPORATION COMMISSION
1200 West Washington
Phoenix, AZ 85007-2927

Re: Docket No. E-01345A-11-0224

Dear Madam or Sir:

Enclosed please find the original and 13 copies of Karen S. White's Motion To Associate Counsel Pro Hac Vice in the above mentioned docket.

Thank you for your assistance in this matter.

Sincerely,

Karen S. White
Staff Attorney
Air Force Utility Law Field Support Center

Arizona Corporation Commission
DOCKETED

JAN 19 2012

DOCKETED BY

1 Karen S. White, AZ Bar No.: 016820
2 United States Air Force Utility Law Field Support Center
3 139 Barnes Ave., Suite 1
4 Tyndall AFB, FL 32403
5 (850) 283-6663
6 Karen.White@Tyndall.af.mil

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8 **BEFORE THE ARIZONA CORPORATION COMMISSION**

AZ CORP COMMISSION
DOCKET CONTROL

10 **COMMISSIONERS:**

11 Gary Pierce, Chairman
12 Bob Stump
13 Sandra D. Kennedy
14 Paul Newman
15 Brenda Burns

17 IN THE MATTER OF THE APPLICATION OF)
18 ARIZONA PUBLIC SERVICE COMPANY FOR A) DOCKET NO. E-01345A-11-0224
19 HEARING TO DETERMINE THE FAIR VALUE)
20 OF THE UTILITY PROPERTY OF THE) **MOTION TO ASSOCIATE**
21 COMPANY FOR RATEMAKING PURPOSES, TO) **COUNSEL PRO HAC VICE**
22 FIX A JUST AND REASONABLE RATE OF)
23 RETURN THEREON, AND TO APPROVE RATE)
24 SCHEDULES DESIGNED TO DEVELOP SUCH)
25 RETURN)

27 Karen S. White, pursuant to Rule 38(a), Ariz. R. Sup. Ct., moves the Arizona Corporation
28 Commission ("Commission") to associate Samuel T. Miller, attorney for the Federal Executive Agencies, as
29 counsel pro hac vice in this action. In support of this motion and pursuant to Rule 38(a)(3)(C), the following
30 original documents are attached:

- 31 1. Verified Application to Appear Pro Hac Vice;
32 2. Certificates of Good Standing; and
33 3. State Bar of Arizona Notice of Receipt of Complete Application

34 Ms. White hereby agrees to serve as local counsel in this matter and accepts the responsibilities
35 detailed in Rule 39(a)(2), Ariz. R. Sup. Ct.

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2 RESPECTFULLY SUBMITTED THIS 18th day of January, 2012.
3
4

5 By Karen S White
6 Karen S. White
7 USAF Utility Law Field Support Center
8 139 Barnes Ave., Suite 1
9 Tyndall AFB, FL 32403
10
11

12 Original and 13 Copies of the
13 foregoing filed this 18th day of
14 January, 2012 to:

15
16 Docketing Supervisor
17 Docket Control
18 Arizona Corporation Commission
19 1200 W. Washington
20 Phoenix, AZ 85007
21

22 Copies of the foregoing
23 Electronically mailed this
24 18th day of January, 2012
25
26

27 All parties of Record
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Service List for APS Rate Case, AZ Corporation Commission Docket No. E-01345A-11-0224

Meghan H. Grabel
Thomas L. Mumaw
PINNACLE WEST CAPITAL
CORPORATION
P.O. Box 53999, MS 8695
Phoenix, AZ 85072-3999
Attorneys for Applicant, APS

C. Webb Crockett
Patrick J. Black
FENNEMORE CRAIG
3003 North Central Ave., Suite 2600
Phoenix, AZ 85012-2913
Attorneys for Freeport-McMoRan and AECC

Daniel Pozefsky, Chief Counsel
RESIDENTIAL UTILITY
CONSUMER OFFICE
11 10 West Washington Street, Suite 220
Phoenix, AZ 85007-2958

Michael A. Curtis
William P. Sullivan
CURTIS, GOODWIN, SULLIVAN
UDALL & SCHWAB, P.L.C
501 East Thomas Road
Phoenix, AZ 8 5012-3205
Attorneys for the Town of Wickenburg
and Town of Gilbert

Barbara Wyllie-Pecora
144 10 West Gunsight Drive
Sun City West, AZ 85375

Timothy M. Hogan
ARIZONA CENTER FOR LAW
IN THE PUBLIC INTEREST
202 East McDowell Road, Suite 153
Phoenix, AZ 85004
Attorney for Western Resource Advocates and
Southwest Energy Efficiency Project

David Berry
WESTERN RESOURCE ADVOCATES
P.O. Box 1064
Scottsdale, AZ 85252-1064

Kurt J. Boehm
BOEHM, KURTZ & LOWRY
36 East Seventh Street, Suite 1510
Cincinnati, OH 45202
Attorney for Kroger Co.

John William Moore, Jr.
7321 North 16th Street
Phoenix, AZ 85020
Attorney for Kroger Co.

Jeffrey W. Crockett
BROWNSTEIN, HYATT, FARBER
SCHRECK, LLP
40 North Central Avenue, 14' Floor
Phoenix, AZ 85004
Attorney for Arizona Association of Realtors

Cynthia Zwick
1940 East Luke Avenue
Phoenix, AZ 85016

Michael W. Patten
ROSHKA DEWULF & PATTEN PLC
3ne Arizona Center
400 East Van Buren Street, Suite 800
Phoenix, AZ 85004
Attorney for TUCSON ELECTRIC POWER

Bradley Carroll
TUCSON ELECTRIC POWER CO.
PO Box 711, MS UE 201
Tucson, AZ 85701

Service List for APS Rate Case, AZ Corporation Commission Docket No. E-01345A-11-0224

Michael M. Grant
GALLAGHER & KENNEDY
2575 East Camelback Road
Phoenix, AZ 850 16-9225
Attorneys for ARIZONA INVESTMENT COUNCIL

Lyn Farmer, Administrative Law Judge
ARIZONA CORPORATION COMMISSION
1200 W. Washington Street
Phoenix, Arizona 85007-2927

Gary Yaquinto
ARIZONA INVESTMENT COUNCIL
2100 North Central Avenue, Suite 210
Phoenix, AZ 85004

Karen S. White
Air Force Utility Law Field Support Center
AFLONJACL-ULFSC
139 Barnes Drive
Tyndall AFB, FL 32403
Attorney for Federal Executive Agencies

Greg Patterson
MUNGER CHADWICK
2398 East Camelback Road, Suite 240
Phoenix, AZ 85016
Attorney for ARIZONA COMPETITIVE POWER
ALLIANCE

Janice Alward, Chief Counsel
Legal Division
ARIZONA CORPORATION COMMISSION
1200 West Washington Street
Phoenix, Arizona 85007-2927

Steven M. Olea, Director
Utilities Division
ARIZONA CORPORATION COMMISSION
1200 West Washington Street
Phoenix, Arizona 85007-2927

Nicholas J. Enoch
Lubin & Enoch, P.C.
349 N. Fourth Ave.
Phoenix, AZ 85003
Attorney for IBEW Locals 387, 640 & 769



Attn: Pro Hac Vice Dept
 4201 N. 24th St., Ste 200
 Phoenix, AZ 85016-6288
 Phone: 602-340-7239

For Official Use Only
 App# 10012578
 Bar Number# PT83216

Application for Appearance Pro Hac Vice

PART I: Applicant Information

Name of Applicant: Samuel T. Miller

Firm/Company Name: United States Air Force, Utility Law Field Support Center

Office Address: 139 Barnes Ave. Suite 1

Telephone: 850-283-6348 Fax: 850-283-6219 Email Address: samuel.miller@tyndall.af.mil

Residence Address: 3797 Kisling Loop, Tyndall AFB, FL 32403

Title of cause or case where applicant seeks to appear: In The Matter of the Arizona Public Service Company for a Hearing to Determine The Fair Value of the Utility Property ...

Docket Number: E-01345A-11-0224

Court, Board, or Administrative Agency: Arizona Corporation Commission

Party on whose behalf applicant seeks to appear: Federal Executive Agencies

Pursuant to Arizona Supreme Court Rule 38(a)(4), the applicant shall complete the information below:

Courts to Which Applicant Has Been Admitted: <small>(Attach additional pages if necessary)</small>	Date of Admission:	Bar Number:
<u>Supreme Court State of New York, Fourth Judicial Department</u>	<u>02/22/2007</u>	<u>4622791</u>
<u>Supreme Court State of New Jersey</u>	<u>11/30/2006</u>	<u>041322006</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 Ariz. R. Sup. 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#

DEPOSITED

JAN 10 2012

LC = White 016820 App = Miller

CR 1843 \$460

PART II: Local Counsel Information

Name of Arizona Local Counsel: Karen S. White

State Bar of Arizona Number: 016820

Address: USAF Utility Law Field Support Center, 139 Barnes Ave., Suite 1, Tyndall AFB, FL 32403

Telephone: (850) 283-6348 Fax: (850)283-6219 Email Address: karen.white@tyndall.af.mil

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>See Attached Service List</u>	<u>See Attached Service List</u>	<u>See Attached Service List</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 Ariz. R. Sup. Ct. Rule 46(b).
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

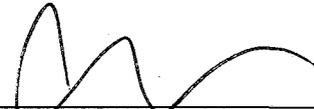
STATE OF With the United States Armed Forces, Tyndall AFB, FL
County of _____) ss.

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

Dated: 1/5/2012 Applicant's Signature: 

SUBSCRIBED AND SWORN TO before me this 5th day of January, 2012, by

Samuel T. Miller
Name of Applicant


Notary Public
Chris Thompson, M.J., USAF

**SUPREME COURT OF
THE STATE OF NEW YORK
APPELLATE DIVISION, FOURTH DEPARTMENT
ROCHESTER, NEW YORK**

I, PATRICIA L. MORGAN, Clerk of the Appellate Division of the Supreme Court in the Fourth Judicial Department, State of New York, do hereby certify that

Samuel Thomas Miller

*was duly admitted to practice as an attorney and counselor at law in all courts of this state by this Court on **February 22, 2007**, and appears in good standing upon the roll of attorneys and counselors, and other records, in this office and has registered with the administrative office of the Courts as required by Judiciary Law §468-a.*

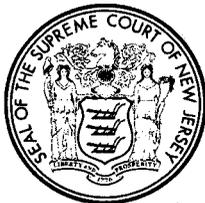
IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of this Court, at the City of Rochester, December 5, 2011.



Patricia L. Morgan

Clerk of the Court

Supreme Court of New Jersey



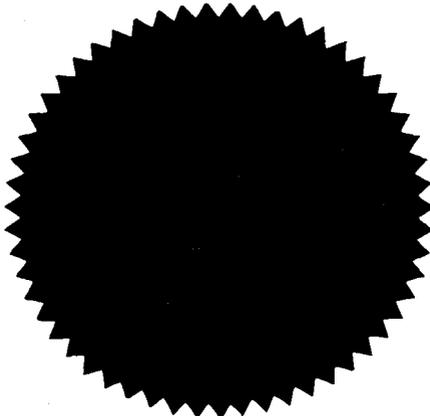
Certificate of Good Standing

This is to certify that **SAMUEL T MILLER**
(No. **041322006**) *was constituted and appointed an Attorney at Law of New Jersey on* **November 30, 2006** *and, as such, has been admitted to practice before the Supreme Court and all other courts of this State as an Attorney at Law, according to its laws, rules, and customs.*

I further certify that as of this date, the above-named is an Attorney at Law in Good Standing. For the purpose of this Certificate, an attorney is in "Good Standing" if the Court's records reflect that the attorney: 1) is current with all assessments imposed as a part of the filing of the annual Attorney Registration Statement, including, but not limited to, all obligations to the New Jersey Lawyers' Fund for Client Protection; 2) is not suspended or disbarred from the practice of law; 3) has not resigned from the Bar of this State; and 4) has not been transferred to Disability Inactive status pursuant to Rule 1:20-12.

Please note that this Certificate does not constitute confirmation of an attorney's satisfaction of the administrative requirements of Rule 1:21-1(a) for eligibility to practice law in this State.

*In testimony whereof, I have
hereunto set my hand and
affixed the Seal of the
Supreme Court, at Trenton, this
5TH day of January, 20 12*



Mark [Signature]
Clerk of the Supreme Court



January 17, 2012

Karen S White
U S Air Force Utility Law Field Support Center
139 Barnes Drive
Tyndall AFB, FL 32403

**RE: Pro Hac Vice Applicant - Samuel Miller P183216
Pro Hac Application # 1006578**

Dear Ms White,

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. Sup. Ct., 38(a) Admission Pro Hac Vice.

Pursuant to Rule 38(a) C, 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 assistance, please contact the Resource Center at (602) 340-7239.

Sincerely,


Ayde Gutierrez
Resource Center

1 **Arizona Corporation Commission**

2 In the Matter of the Arizona Public Service)
3 Company to determine the fair value of the)
4 utility property)

CASE # E01345A-11-0224

4 Plaintiff)

SBA App #1006578

5 v.)

**NOTICE OF RECEIPT OF
COMPLETE APPLICATION**

6 Defendant.)
7 _____

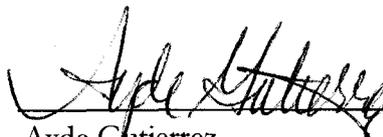
8 NOTICE IS HEREBY given by THE STATE BAR OF ARIZONA that it has received the
9 verified application and fee from Samuel Miller.

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

11 Title of Matter	Court/Agency	Date	Granted?
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12 Exhibit A, the original verified application and Exhibit B, the original Certificate(s) of Good
13 Standing are attached hereto.

14 DATED this 17nd day of January 2012

15 

16 Ayde Gutierrez
17 Resource Center
18 State Bar of Arizona

19 Original Mailed on this 17nd day of January 2012 to:

20 Karen S White
21 U S Air Force Utility Law Field Support Center
22 139 Barnes Drive
23 Tyndall AFB, FL 32403