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AZ CORP COMMISSION
DOCKET CONTROL

1 Timothy M. Hogan, Bar No. 004567
2 Arizona Center for Law in the Public Interest
3 514 W. Roosevelt Street
4 Phoenix, AZ 85003
5 Phone: (602) 258-8850
6 *Attorneys for Vote Solar*

BEFORE THE ARIZONA CORPORATION COMMISSION

7 SUSAN BITTER SMITH, Chairman)
8 BOB STUMP)
9 BOB BURNS)
10 DOUG LITTLE)
11 TOM FORESE)

ORIGINAL

Docket No. E-04204A-15-0142

MOTION TO ASSOCIATE
COUNSEL PRO HAC VICE FOR
MICHAEL ALAN HIATT

12 IN THE MATTER OF THE APPLICATION OF)
13 UNS ELECTRIC, INC. FOR THE)
14 ESTABLISHMENT OF JUST AND)
15 REASONABLE RATES AND CHARGES)
16 DESIGNED TO REALIZE A REASONABLE)
17 RATE OF RETURN ON THE FAIR VALUE)
18 OF THE PROPERTIES OF UNS ELECTRIC,)
19 INC. DEVOTED TO ITS OPERATIONS)
20 THROUGHOUT THE STATE OF ARIZONA,)
21 AND FOR RELATED APPROVALS.)

Arizona Corporation Commission
DOCKETED

JUL 15 2015

DOCKETED BY

22 Timothy M. Hogan, pursuant to Ariz. R. Sup. Ct. Rule 38(a), moves the Commission to
23 associate Michael Alan Hiatt as counsel pro hac vice in this proceeding. In support of this
24 motion and pursuant to Rule 38(a)(3)(C), the following original documents are attached:

- 25 1. Verified Application to Appear Pro Hac Vice;
- 26 2. Certificate(s) of Good Standing; and
3. State Bar of Arizona Notice of Receipt of Complete Application.

1 Timothy M. Hogan hereby agrees to serve as local counsel in this matter and accepts the
2 responsibilities detailed in Ariz. R. Sup. Ct. Rule 38(a)(2).

3 DATED this 15th day of July, 2015.
4

5 

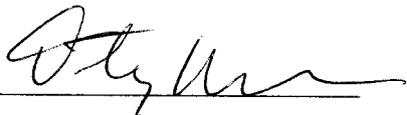
6 _____
7 Timothy M. Hogan
8 Arizona Center for Law in the Public Interest
9 514 W. Roosevelt Street
10 Phoenix, AZ 85003
11 Phone: (602) 258-8850
12 *Attorneys for Vote Solar*

11 ORIGINAL and 13 COPIES of the
12 Foregoing filed this 15th day of July,
13 2015, with:

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

19 COPIES of the foregoing
20 Electronically mailed this
21 15th day of July, 2015, to:

22 All Parties of Record
23

24 
25 _____
26



July 06, 2015

Timothy M Hogan
Arizona Center for Law in the Public Interest
514 W Roosevelt St Ste 200
Phoenix, AZ 85003-1385

**RE: Pro Hac Vice Applicant - Michael Hiatt P196869
Pro Hac Application # 1009040**

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. 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 me or the Resource Center at (602) 340-7239.

Sincerely,

A handwritten signature in cursive script, appearing to read "Jennifer Ford".

Jennifer Ford, CAP
Member Resources Administrator

Arizona Corporation Commission

1
2 In the matter of the application of UNS)
Electric Inc etc,)
3 Plaintiff)
4 v.)
5)
6 Defendant.)

CASE # E04204A-150142

SBA App #1009040

NOTICE OF RECEIPT OF COMPLETE APPLICATION

7 NOTICE IS HEREBY given by THE STATE BAR OF ARIZONA that it has received the
8 verified application and fee from Michael Hiatt.

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:

Title of Matter	Court/Agency	Date	Granted?
-----------------	--------------	------	----------

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

13 DATED this 6th day of July 2015

14 
15 _____
16 Jennifer Ford, CAP
17 Member Resources Administrator
18 State Bar of Arizona

19 Original Mailed on this 6th day of July 2015 to:

20 Timothy M Hogan
21 Arizona Center for Law in the Public Interest
22 514 W Roosevelt St Ste 200
23 Phoenix, AZ 85003-1385
24
25



Attn: Pro Hac Vice Dept
 4201 N. 24th St., Ste 100
 Phoenix, AZ 85016-6266
 Phone: 602-340-7239

For Official Use Only
 App# 1009040
 Bar Number# 7196869

Overnight or Hand Delivery:
 4201 N. 24th St., Ste 100
 Phoenix, AZ 85016-6266

7.1.15
 CK# 23311
 #475⁰⁰

Application for Appearance Pro Hac Vice

PART I: Applicant Information

Name of Applicant: Michael Alan Hiatt

Firm/Company Name: Earthjustice

Office Address: 633 17th Street, Suite 1600, Denver, Colorado 80202

Telephone: (303) 623-9466 Fax: (303) 623-8083 Email Address: mhiatt@earthjustice.org

Residence Address: 655 Dahlia Way, Louisville, Colorado 80027

Title of cause or case where applicant seeks to appear: In the matter of the application of UNS Electric, Inc. for the establishment of just and reasonable rates and charges designed to realize a reasonable rate of return on the fair value of the properties of UNS Electric, Inc. devoted to its operations throughout the state of Arizona, and for related approvals.

Docket Number: E-04204A-15-0142

Court, Board, or Administrative Agency: Arizona Corporation Commission

Party on whose behalf applicant seeks to appear: Vote Solar

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>U.S. District Court for the District of Colorado</u>	<u>July 7, 2010</u>	<u></u>
<u>Supreme Court of Colorado</u>	<u>October 26, 2009</u>	<u>41178</u>
<u>U.S. Court of Appeals, Ninth Circuit</u>	<u>October 5, 2011</u>	<u></u>
<u>U.S. Court of Appeals, Tenth Circuit</u>	<u>June 13, 2014</u>	<u></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)
<u>N/A</u>	<u></u>	<u></u>	<u></u>
<u></u>	<u></u>	<u></u>	<u></u>
<u></u>	<u></u>	<u></u>	<u></u>

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: Timothy M. Hogan

State Bar of Arizona Number: 004567

Address: Arizona Center for Law in the Public Interest, 514 W. Roosevelt Street, Phoenix, Arizona 85003

Telephone: (602) 258-8850 Fax: (602) 258-8757 Email Address: thogan@aclpi.org

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.</u>	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

Applicant is including with this application a nonrefundable application fee, payable to the State Bar of Arizona, in the amount of \$475.00. 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

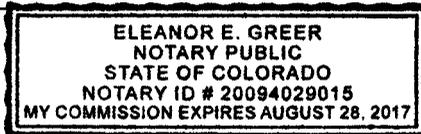
STATE OF Colorado)
County of Denver) ss.

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

Dated: June 30th, 2015 Applicant's Signature: [Signature]

SUBSCRIBED AND SWORN TO before me this 30th day of June, 2015, by

Michael Alan Hiatt
Name of Applicant



Eleanor E. Greer
Notary Public [Signature]

Michael Hiatt - Attachment to Application for Appearance Pro Hac Vice

Party	Counsel of Record	Address
Tucson Electric Power Company	Michael Patten	Snell & Wilmer, L.L.P., One Arizona Center, Phoenix, AZ 85004
		Coash & Coash, 1802 North 7 th Street, Phoenix, AZ 85006
Arizona Corporation Commission	Janice Alward Steve Olea Dwight Nodes	1200 W. Washington, Phoenix, AZ 85007
RESIDENTIAL UTILITY CONSUMER OFFICE (RUCO)	Daniel Pozefsky	1110 West Washington, Suite 220, Phoenix, AZ 85007
Arizona Public Service Company	Gregory Bernosky	P.O. Box 53999, MS 8695, Phoenix, AZ 85072
	Robert Metli	2398 E. Camelback Rd., Suite 240, Phoenix, AZ 85016
The Alliance for Solar Choice	Court Rich	7144 E. Stetson Drive, Suite 300, Scottsdale, AZ 85251
	Thomas Loquvam	P.O. Box 53999, MS 8695, Phoenix, AZ 85072
	Lawrence Robertson, Jr.	P.O. Box 1448, Tubac, AZ 85646
	Bradley Carroll	88 E. Broadway Blvd., MS HQE910, P.O. Box 711, Tucson, AZ 85701
	Doug Adams	3000 Highway 66 South, Kingman, AZ 86413
	Eric Lacey	1025 Thomas Jefferson St., NW, 8 th Fl., West Tower, Washington, D.C. 20007
Western Resource Advocates	Ken Wilson	2260 Baseline Road, Suite 200, Boulder, CO 80302

SUPREME COURT



State of Colorado,

STATE OF COLORADO, ss:

I, Christopher T. Ryan Clerk of the Supreme Court of the State of Colorado, do hereby certify that

Michael A. Hiatt

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 26th day of October A. D. 2009 and that at the date hereof the said Michael A. Hiatt

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

19th day of May A. D. 2015

Christopher T. Ryan

Clerk

By

Carla Luffillo

Deputy Clerk



**Certificate of Good Standing
and
No Disciplinary History**

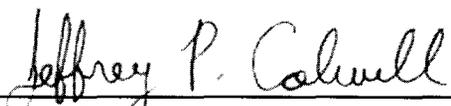
United States District Court
District of Colorado

I, Jeffrey P. Colwell, Clerk of the United States District Court
DO HEREBY CERTIFY

MICHAEL ALAN HIATT

was admitted to practice in this court on
July 7, 2010
and is in good standing with no disciplinary history.

Dated: May 18, 2015



Jeffrey P. Colwell, Clerk



for the Tenth Circuit

I, Elisabeth A. Shumaker, Clerk of the United States Court of Appeals for the Tenth Circuit,

DO HEREBY CERTIFY that Michael Hiatt was
duly admitted to practice before this Court on June 13, 2014,
and is in good standing. There have been no disciplinary actions instituted in this court.

Dated at Denver, Colorado, on May 20, 2015.

ELISABETH A. SHUMAKER

Clerk of Court

By RU MT
Deputy Clerk



Molly C. Dwyer
Clerk of Court

Office of the Clerk
United States Court of Appeals for the Ninth Circuit
Post Office Box 193939
San Francisco, California 94119-3939
415-355-8000

Certificate of Good Standing

I, Molly Dwyer, Clerk of this Court, certify that Michael Hiatt was duly admitted to practice in this Court on October 05, 2011 and is in good standing in this Court.

Dated at San Francisco, California on May 19, 2015.

A handwritten signature in cursive script, appearing to read "mcdwyer".

Clerk of the United States Circuit Court of Appeals for the Ninth Circuit



Attn: Pro Hac Vice Dept
 4201 N. 24th St., Ste 100
 Phoenix, AZ 85016-6266
 Phone: 602-340-7239

For Official Use Only

App# _____
 Bar Number# _____

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Party:

Counsel of Record:

Address:

See Attached.

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STATE OF Colorado)

County of Denver) ss.

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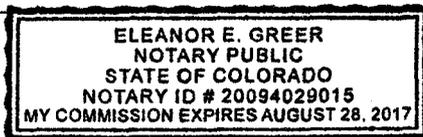
Dated: June 30th, 2015

Applicant's Signature: *[Signature]*

SUBSCRIBED AND SWORN TO before me this 30th day of June, 2015, by

Michael Alan Hiatt

Name of Applicant



Eleanor E. Greer

Notary Public

[Signature]

Michael Hiatt - Attachment to Application for Appearance Pro Hac Vice

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	Lawrence Robertson, Jr.	P.O. Box 1448, Tubac, AZ 85646
	Bradley Carroll	88 E. Broadway Blvd., MS HQE910, P.O. Box 711, Tucson, AZ 85701
	Doug Adams	3000 Highway 66 South, Kingman, AZ 86413
	Eric Lacey	1025 Thomas Jefferson St., NW, 8 th Fl., West Tower, Washington, D.C. 20007
Western Resource Advocates	Ken Wilson	2260 Baseline Road, Suite 200, Boulder, CO 80302