

ORIGINAL



0000168547

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2 Arizona Center for Law in the Public Interest
3 514 West Roosevelt Street
4 Phoenix, AZ 85003
5 602-258-8850
6 thogan@aclpi.org

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2016 FEB 25 P 3:47

AZ CORP COMMISSION
DOCKET CONTROL

BEFORE THE ARIZONA CORPORATION COMMISSION

COMMISSIONERS

7 DOUG LITTLE, Chairman
8 BOB STUMP
9 BOB BURNS
10 TOM FORESE
11 ANDY TOBIN

12 IN THE MATTER OF THE APPLICATION) Docket No. E-01933A-15-0322
13 OF TUCSON ELECTRIC POWER)
14 COMPANY FOR THE ESTABLISHMENT) **Motion to Associate**
15 OF JUST AND REASONABLE RATES AND) **Counsel Pro Hac Vice**
16 CHARGES DESIGNED TO REALIZE A)
17 REASONABLE RATE OF RETURN ON)
18 THE FAIR VALUE OF THE PROPERTIES)
19 OF TUCSON ELECTRIC POWER)
20 COMPANY DEVOTED TO ITS)
21 OPERATIONS THROUGHOUT THE)
22 STATE OF ARIZONA AND FOR RELATED)
23 APPROVALS)

Arizona Corporation Commission

DOCKETED

FEB 25 2016

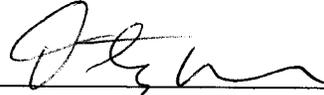
DOCKETED BY

20 Timothy Hogan, pursuant to Rule 39, Ariz. R. Sup. Ct., moves the Commission to
21 associate Katie Dittelberger as counsel pro hac vice in this action for Vote Solar. In support of
22 this motion and pursuant to Rule 39(c)(1)(A), the following original documents are attached:

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

1 Timothy Hogan hereby agrees to serve as local counsel in this matter and accepts the
2 responsibilities detailed in Rule 39(b), Ariz. R. Sup. Ct.

3 Dated this 25th day of February, 2016.

4 

5 _____
6 Timothy Hogan
7 Arizona Center for Law in the Public Interest
8 514 West Roosevelt Street
9 Phoenix, AZ 85003
10 602-258-8850
11 thogan@aclpi.org

12 ORIGINAL and 13 COPIES of
13 the foregoing filed this 25th day
14 of February, 2016, with:

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

20 COPIES of the foregoing
21 electronically mailed this
22 25th day of February, 2016 to:

23 All Parties of Record

24 
25 _____

1 **Arizona Corporation Commission**

2 ITMO the App of Tucson Elec Pwr Co for)
Fair Rates,)
3)
4)
5)
6)

CASE # E01933A150322

SBA App #1009396

NOTICE OF RECEIPT OF COMPLETE APPLICATION

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

8 In addition to this application, applicant has made the following applications to appear pro hac vice, pursuant to Rule 39, within the previous three (3) years:
9

Title of Matter	Court/Agency	Date	Granted?
Robin Silver MD et al v Thomas Buschatzke et al	Az Ct Of Appeals	6/11/2015	Y
ITMO the App of UNS Electric Inc	Arizona Corporation Commission	8/3/2015	Y

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

14 DATED this 22th day of February 2016

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

19 Original Mailed on this 22th day of February 2016 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
 P.O. Box 53099
 Phoenix, AZ 85072-3099
 Phone: 602-340-7239

For Official Use Only
 App# 1009396
 Bar Number# P196707

2.22.16
 Overnight or Hand Delivery: \$49.00
 4201 N. 24th St., Ste 100
 Phoenix, AZ 85016-6266 CK# 23485

Application for Appearance Pro Hac Vice

PART I: Applicant Information

Name of Applicant: Katie Dittelberger
 Firm/Company Name: Earthjustice
 Office Address: 633 17th Street, Suite 1600, Denver, Colorado 80202
 Telephone: (303) 623-9466 Fax: (303) 623-8083 Email Address: kdittelberger@earthjustice.org
 Residence Address: Denver, Colorado
 Title of cause or case where applicant seeks to appear: In the Matter of the Application of Tucson Electric Power Company for the Establishment of Just and Reasonable Rates and Charges Designed to Realize a Reasonable Ra
 Docket Number: E-01933A-15-0322
 Court, Board, or Administrative Agency: Arizona Corporation Commission
 Party on whose behalf applicant seeks to appear: Vote Solar

Pursuant to Arizona Supreme Court Rule 39(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 of Colorado</u>	<u>November 14, 2012</u>	<u>45432</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. If yes, specify the jurisdiction, nature of investigation and contact information of the disciplinary authority investigating on an additional page.

In the preceding three (3) years, applicant has filed applications to appear as counsel under Ariz. R. Sup. Ct., Rule 39(a) in the following:

Title of Matter:	Docket #:	Court or Agency:	App Granted? (Y/N)
<u>Silver, et al. vs. Thomas Buschatzke, et al.</u>	<u>1-CA-CV-14-0811</u>	<u>AZ Court of Appeals, Division One</u>	<u>Yes</u>
<u>In the matter of the application of UNS Electric, Inc., et al.</u>	<u>E-04204A-15-0142</u>	<u>Arizona Corporation Commission</u>	<u>Yes</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 \$490.00. 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

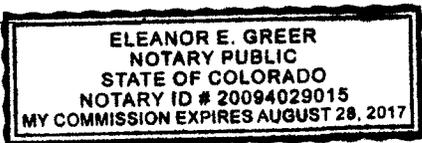
STATE OF Colorado)
County of Denver) ss.

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

Dated: 2/18/2016 Applicant's Signature: [Signature]

SUBSCRIBED AND SWORN TO before me this 18th day of February, 20 16, by

Katie Dittelberger
Name of Applicant

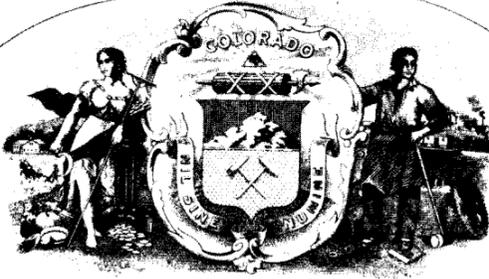


Eleanor E. Greer
Notary Public

Katie Dittelberger - Attachment to Application for Appearance Pro Hac Vice

Nicholas Enoch 349 N. Fourth Ave. Phoenix, Arizona 85003	Gary Yaquinto 2100 North Central Avenue, Suite 210 Phoenix, Arizona 85004	Michael Patten Snell & Wilmer L.L.P. One Arizona Center 400 East Van Buren Street Phoenix, Arizona 85004
Jason Gellman Snell & Wilmer One Arizona Center 400 E. Van Buren Street, Ste 1900 Phoenix, Arizona 85004	Janice Alward 1200 W. Washington Phoenix, Arizona 85007	Daniel Pozefsky 1110 West Washington, Ste 220 Phoenix, Arizona 85007
Thomas Broderick 1200 W. Washington St. Phoenix, Arizona 85007	Arizona Corporation Commission Dwight Nodes 1200 W. Washington Phoenix, Arizona 85007-2927	Meghan Grabel 2929 N. Central Ave. Suite 2100 Phoenix, Arizona 85012
C. Webb Crockett Fennemore Craig, P.C 2394 E. Camelback Rd, Ste 600 Phoenix, Arizona 85016	Craig Marks 10645 N. Tatum Blvd. Suite 200-676 Phoenix, Arizona 85028	Thomas Loquvam P.O. Box 53999, MS 8695 Phoenix, Arizona 85072
Kerri Carnes Arizona Public Service Company P.O. Box 53072, MS 9712 Phoenix, Arizona 85072-3999	Lawrence Robertson, Jr. PO Box 1448 Tubac, Arizona 85646	Bradley Carroll 88 E. Broadway Blvd. MS HQE910 P.O. Box 711 Tucson, Arizona 85701
Barbara LaWall Pima County Attorney's Office 32 North Stone Avenue, Ste 2100 Tucson, Arizona 85701	Briana Kobor Vote Solar 360 22nd St. Suite 730 Oakland, California 94602	Kevin C. Higgins, Principal Energy Strategies, LLC 215 South State Street, Suite 200 Salt Lake City, UT 84111
Pat Quinn President and Managing Partner Arizona Utility Ratepayer Alliance 5521 E. Cholla St. Scottsdale, AZ 85254	Kurt J. Boehm Jody Kyler Cohn Boehm, Kurtz & Lowry 36 E. Seventh St., Suite 1510 Cincinnati, OH 45202 Attorneys for The Kroger Co	Travis Ritchie Sierra Club Environmental Law Program 85 Second Street, 2 nd Floor San Francisco, CA 94105
Nellis-Kennedy-Howard Sierra Club 4601 Montana Road, NW #38 Albuquerque, NM 87120	John William Moore, Jr. 7321 North 16 th Street Phoenix, AZ 85020 Attorney for Kroger	Stephen J. Baron J. Kennedy & Associates 570 Colonial Park Drive, Ste 305 Roswell, GA 30075 Consultant for Kroger
Rick Gilliam 1120 Pearl St, Suite 200 Boulder, Colorado 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

Katie Ann Dittelberger

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 14th day of November A. D. 2012 and that at the date hereof the said Katie Ann Dittelberger 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

16th day of February A. D. 2016

Christopher T. Ryan

Clerk

By



Deputy Clerk

