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December 2, 2004

VIA OVERNIGHT DELIVERY

Ms. Annette Taylor Legal Secretary Oregon Public Utility Commission 550 Capitol Street NE, Suite 215 PO Box 2148 Salem, OR 97308-2148

Re: UM 1121 - Oregon Electric's Motion to Allow Thad Miller to Appear Pro Hac

Vice at Oral Argument

Dear Ms. Taylor:

Enclosed for filing in the above-referenced docket please find the original and five copies of Oregon Electric's Motion to Allow Thad Miller to Appear *Pro Hac Vice* at Oral Argument.

Please contact me with any questions.

Lisa F. Rackner

Enclosure

cc: UM 1121 Service List

PORTLAND

SEATTLE

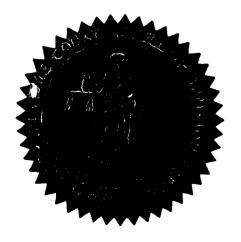
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1 BEFORE THE PUBLIC UTILITY COMMISSION 2 **OF OREGON** 3 **UM 1121** 4 5 In the Matter of 6 OREGON ELECTRIC UTILITY COMPANY, LLC, MOTION TO ALLOW THAD et al., MILLER TO APPEAR PRO HAC 7 **VICE AT ORAL ARGUMENT** 8 Application for Authorization to Acquire Portland General Electric Company 9 10 Oregon Electric Utility Company, LLC, et al. ("Applicants") respectfully move to allow 11 Thad Miller to appear pro hac vice on behalf of Oregon Electric Utility Company, LLC, at the 12 oral argument scheduled on December 13, 2004. Applicants also respectfully request expedited 13 consideration and, pursuant to the ALJ's authority under 860-013-0050(1), a shortened time for 14 response by parties. Applicants are not requesting additional time at oral argument to 15 accommodate Mr. Miller. 16 This motion is supported by a Certificate of Good Standing from the Bar of New York; 17 and a Certificate of Compliance for Pro Hac Vice Admission, attached hereto as Appendices (A) 18 and (B). The Oregon Public Utility Staff, the Oregon Citizens' Utility Board, and the Industrial 19 Customers of Northwest Utilities have represented to Applicants that they do not oppose this 20 motion. 21 Respectfully submitted this 2nd day of December, 2004. 22 ATER WYNNE LLP 23 By: 24 Lisa Rackner, OSB No. 87384 E-mail: lfr@aterwynne.com 25 Of Attorneys for Applicants 26



Appellate Division of the Supreme Court of the State of New York Second Judicial Department

I, Itimes Edward Pelzer, Clerk of the Appellate Division of the Supreme Court of the State of New York, Second Indicial Department, do hereby certify That William Thaddeus Miller was duly licensed and admitted to practice as an Attorney and Counselor at Law in all the courts of the State, according to the laws of the State and the court rules and orders, on the 25 th day of June 1980 has duly taken and subscribed the oath of office prescribed by law, has been enrolled in the Roll of Attorneys and Counselors at Law on file in my office, has duly registered with the administrative office of the courts, and according to the records of this court is in good standing as an attorney and counselor at law.



In Witness Whereof, I have hereunto set my hand and affixed the seal of said Appellate Division on March 22, 2004

James Edward Pelzer

APPENDIX A

Certificate of Compliance For *Pro Hac Vice* Admission In re: William Thaddeus Miller Name of Out-of-State Attorney William Thaddeus Miller (print name), am an attorney in the State of New York and I intend to seek pro hac vice admission in accordance with ORS 9.241 and UTCR 3.170 in the following Oregon court action or proceeding: In the Matter of OREGON ELECTRIC UTILITY COMPANY Application for Acquisition of Portland General Electric Court: Oregon Public Utility Commission Case No.: UM 1121 Company I certify that (check all that apply): X I am an attorney in good standing in the State of New York as evidenced by the attached good standing certificate issued by the licensing authority in that state.

I am not subject to any pending disciplinary proceedings in any jurisdiction; or I am subject to pending disciplinary proceedings in another jurisdiction, the nature and status of which are described in an attachment to this certificate. KK I intend to associate in the above-referenced action or proceeding with Lisa F. Rackner 87384 , an active member in good standing of the Oregon State Bar, who will participate meaningfully in the matter. will comply with applicable statutes, laws, and procedural rules of the State of Oregon; be familiar with and comply with disciplinary rules of the Oregon State Bar; and submit to the jurisdiction of the Oregon courts and Oregon State Bar with respect to acts and omissions occurring during my pro hac vice admission. My private law practice activities in Oregon are covered by professional liability insurance substantially equivalent to the Oregon State Bar Professional Liability Fund plan, as evidenced by the attached certificate of insurance coverage. I agree, as a continuing obligation of pro hac vice admission, to notify the trial court promptly of any changes in my insurance coverage, or my admission or disciplinary status in any other jurisdiction. I will provide to the Oregon State Bar a copy of the order admitting me pro hac vice in the above-referenced matter when such an order is granted. In the event pro hac vice admission is revoked for any reason, I will promptly notify the Oregon State Bar. I submit \$250 to the Oregon State Bar as payment of the pro hac vice fee established by ORS 9.241 and the rules of the Oregon Supreme Court. I acknowledge that this fee is for a period of twelve months from the date of the Acknowledgment of Receipt issued below, and that an additional fee of \$250 will be required in order for me to continue my pro hac vice admission in the matter for every twelve-month period thereafter. New York (Applicant Signature) (Home Jurisdiction) 222 SW Columbia Suite 1850 Mailing Address: (503) 221-2012 Phone: Portland, OR 97201 (503) 221-2102 FAX: tmiller@optonline.net Email:

Acknowledgment of Receipt

I, Jeffrey D. Sapiro, Regulatory Services Counsel of the Oregon State Bar, acknowledge receipt from the above-named out-of-state attorney of the Certificate of Compliance for Pro Hac Vice Admission and attachments, and the \$250 fee for pro hac vice appearance in the above-referenced Oregon action or proceeding. The fee is for a period of twelve months from the date of this acknowledgment.

Dated this same day of Nov. 20 0 4

SEE MATERIALS ATTACHED:

Note: Mr. Miller is in-house council and therefore does not carry professional liability insurance for private practice.

Jeffrey D. Sapiro, Regulatory Services Counsel

CERTIFICATE OF SERVICE UM 1121

I hereby certify that a true and correct copy of **MOTION TO ALLOW THAD MILLER TO APPEAR** *PRO HAC VICE* **AT ORAL ARGUMENT** was served via U.S. Mail on the following parties on December 02, 2004:

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