

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.

Sincerely,



Lisa F. Rackner

Enclosure

cc: UM 1121 Service List

1 **BEFORE THE PUBLIC UTILITY COMMISSION**
2 **OF OREGON**
3 **UM 1121**

4
5 In the Matter of

6 OREGON ELECTRIC UTILITY COMPANY, LLC,
7 et al.,

8 Application for Authorization to Acquire Portland
9 General Electric Company

**MOTION TO ALLOW THAD
MILLER TO APPEAR *PRO HAC
VICE* AT ORAL ARGUMENT**

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
24 By: 

 Lisa Rackner, OSB No. 87384
 E-mail: lfr@aterwynne.com
 Of Attorneys for Applicants



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

I, James Edward Pelzer, Clerk of the Appellate Division of the Supreme Court of the State of New York, Second Judicial 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 **25th** 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

Clerk

In re: William Thaddeus Miller
Name of Out-of-State Attorney

**Certificate of Compliance
For Pro Hac Vice Admission**

I, 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 UCR 3.170 in the following Oregon court action or proceeding:

In the Matter of OREGON ELECTRIC UTILITY COMPANY
Case Name: Application for Acquisition of Portland General Electric Company
Court: Oregon Public Utility Commission Case No.: UM 1121

I certify that (check all that apply):

- 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.
- I intend to associate in the above-referenced action or proceeding with Lisa F. Rackner, OSB No. 87384, an active member in good standing of the Oregon State Bar, who will participate meaningfully in the matter.
- I 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.

Dated this 18th day of NOVEMBER, 2004.

William Thaddeus Miller
(Applicant Signature)

New York Bar No.: 1692797
(Home Jurisdiction)

Mailing Address: 222 SW Columbia Suite 1850
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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 30th day of NOV., 2004

SEE MATERIALS ATTACHED:

Jeffrey D. Sapiro
Jeffrey D. Sapiro, Regulatory Services Counsel

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

**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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