

**BEFORE THE PUBLIC UTILITY COMMISSION  
OF OREGON**

UM 1415

In the Matter of the

PUBLIC UTILITY COMMISSION OF  
OREGON

Staff Investigation into Cost Methods for  
Use in Developing Electric Rate Spreads.

RULING

**DISPOSITION: MOTION TO ADMIT COUNSEL *PRO HAC VICE* GRANTED**

On November 9, 2009, the Fred Meyers Stores and Quality Food Centers, Divisions of the Kroger Co. (Kroger) filed a Motion for Admission *Pro Hac Vice* of Michael L. Kurtz and Kurt J. Boehm (Kroger Motion) with the Public Utility Commission of Oregon (Commission). On November 12, 2009, the Kroger Motion was granted. On November 13, 2009, the Commission withdrew the Motion to Admit *Pro Hac Vice*, and Kroger was ordered to supplement its motion with additional information required by Uniform Trial Court Rule 3.170. Kroger supplemented its motion on November 25, 2009.

In its motion, Kroger seeks to admit Mr. Michael L. Kurtz, a licensed attorney in good standing in the states of Ohio, Kentucky, and Michigan, and Mr. Kurt J. Boehm, a licensed attorney in good standing in Ohio and Kentucky, to associate with Oregon attorney Nona M. Soltero. The supplemented motion fulfills the statutory and rule requirements for participation of counsel licensed in another jurisdiction to appear before the Public Utility Commission of Oregon *pro hac vice* and should be granted. No objections have been received by the Commission from any other parties in this docket.

The motion to admit Michael L. Kurtz and Kurt J. Boehm as counsel *pro hac vice* on behalf of Fred Meyer Stores and Quality Food Centers, Division of the Kroger Co., is **GRANTED**.

Dated this 9<sup>th</sup> day of December, 2009, at Salem, Oregon.



Allan J. Arlow  
Administrative Law Judge