8300 Greensboro Dr. Suite 1200 McLean, VA 22102 (703) 584-8678 www.fcclaw.com Brooks E. Harlow (703) 584-8680 direct (206) 650-8206 mobile bharlow@fcclaw.com



October 6, 2014

VIA ELECTRONIC FILING

Annette Taylor, Secretary
Attn: Filing Center
Public Utility Commission of Oregon
3930 Fairview Industrial Drive SE
P.O. Box 1088
Salem, OR 97308-1088

Re: In the Matter of Investigation into the Oregon Telephone Assistance Program and Lifeline Marketing Practices OPUC Docket UM-1684

Dear Ms. Taylor:

Enclosed for filing, with the Commission are:

- Motion by Budget PrePay, Inc. for Admission *Pro Hac Vice* of Robert Koppel
- 2. Affidavit of Robert Koppel
- 3. Certificate of Compliance for *Pro Hac Vice* Admission for Robert Koppel
- 4. Certificate of Good Standing from the District of Columbia Court of Appeals for Robert Koppel
- 5. Certificate of Liability Insurance

If you have any questions, please feel free to contact me.

Sincerely,

Brooks E. Harlow

Brooks E. Harlow

cc: ALJ Patrick Power
All Parties

Enclosures

BEFORE THE PUBLIC UTILITY COMMISSION OF OREGON

UM-1684

)	
INVESTIGATION INTO THE OREGON)	MOTION BY BUDGET PREPAY, INC.
TELEPHONE ASSISTANCE PROGRAM)	FOR ADMISSION PRO HAC VICE OF
AND LIFELINE MARKETING PRACTICES)	ROBERT S. KOPPEL
)	

In accordance with OAR 860-001-0320 and UTCR 3.170(1), Budget PrePay, Inc. ("Budget PrePay") hereby moves the Public Utility Commission of Oregon to admit Robert S. Koppel to appear *pro hac vice* on behalf of Budget PrePay in the above captioned proceeding. Mr. Koppel has associated with Brooks E. Harlow, an attorney licensed to practice law and in good standing in the State of Oregon (Oregon Bar No. 030420), as co-counsel for this proceeding.

Attached hereto are (1) Affidavit of Robert S. Koppel, (2) certificate of compliance for *pro hac vice* admission for Mr. Koppel, (3) certificate of the clerk of the District of Columbia Court of Appeals indicating that Mr. Koppel is admitted to practice law in the District of Columbia and is an active member in good standing, and (4) certificate of professional liability insurance providing liability insurance substantially equivalent to the Oregon State Bar Professional Liability Fund plan.

Wherefore, Budget PrePay respectfully requests that the Commission grant admission *pro hac vice* to Robert S. Koppel for this proceeding.

Respectfully submitted,

Budget PrePay, Inc.

By Counsel:

LUKAS, NACE, GUTIERREZ & SACHS, LLP 8300 Greensboro Drive, Suite 1200 McLean, Virginia 22102 (703) 584-8678 bharlow@fcclaw.com

bob.koppel@fcclaw.com

By:

Brooks E. Harlow (OSB # 030420)

Brooks E. Horlow

Robert S. Koppel

October 6, 2014

BEFORE THE PUBLIC UTILITY COMMISSION OF OREGON

UM-1684

)	
INVESTIGATION INTO THE OREGON)	AFFIDAVIT OF BOB KOPPEL
TELEPHONE ASSISTANCE PROGRAM)	PRO HAC VICE
AND LIFELINE MARKETING PRACTICES)	
)	

AFFIDAVIT IN SUPPORT OF REQUEST TO APPEAR PRO HAC VICE

Fairfax County)	
)	SS
Commonwealth of Virginia)	

- I, Robert S. Koppel, duly sworn according to law, depose and say:
- 1. I am an attorney in good standing admitted to practice in the District of Columbia. I have attached a certificate of good standing as Attachment 1. My office address is 8300 Greensboro Drive, Suite 1200, McLean, VA 22102 and my office phone number is (703) 584-8669. I am not admitted to practice in Oregon.
- 2. I am associated in this matter with Oregon counsel of record, Brooks Harlow, Esq, who is an active member in good standing of the Oregon State Bar. In accordance with UTCR 3.170, Brooks Harlow will participate meaningfully in Docket No. UM-1684. The address for Oregon counsel is 8300 Greensboro Drive, Suite 1200, McLean, VA 22102 and the phone number is (703) 584-8678.
 - 3. Budget PrePay, Inc. has requested my representation in this matter.
- 4. I am outside counsel for Budget PrePay, Inc. in relation to multiple state and federal Eligible Telecommunications Carrier ("ETC") applications filed by Budget PrePay, Inc., as well as Universal Service fund and ETC policy matters.
- 5. I am not now the subject of any pending disciplinary proceedings in any jurisdiction, nor have I been disciplined previously in any jurisdiction.
- 6. I will comply with applicable statutes, laws, and procedural rules of the State of Oregon. I will be familiar with and comply with the disciplinary rules of the Oregon State Bar. I will submit to the jurisdiction of the Oregon courts and the Oregon State Bar with response to acts and omissions occurring during my *pro hac vice* admission under UTCR 3.170.

7. I have attached, as Attachment 2, a certificate of insurance covering my activities in Oregon and providing professional liability insurance substantially equivalent to the Oregon State Bar Professional Liability Fund plan. Although my name does not appear on the attached certificate of insurance, I am an employee of Lukas, Nace, Gutierrez & Sachs, LLP and am covered by the firm's policy set forth on the attached. I agree, as a continuing obligation under UTCR 3.170, to notify the Oregon Public Utility Commission promptly of any changes in my insurance or status.

By: Robert S. Koppel

Sworn and subscribed before me this 6th day of October, 2014.

Donna Linthicum, Notary Public

My Commission expires 531-200

CERTIFICATE OF SERVICE

I hereby certify that on the 6th day of October 2014, a true and correct copy of the

foregoing MOTION FOR ADMISSION PRO HAC VICE of Budget PrePay, Inc., was served,

via electronic mail, to the following:

G. Catriona McCracken Citizen's Utility Board of Oregon 610 SW Broadway, Ste 400 Portland OR 97205 catriona@oregoncub.org

Jon Cray Citizen's Utility Board of Oregon 610 SW Broadway, Ste 400 Portland OR 97205 jon.cray@state.or.us

Kay Marinos Citizen's Utility Board of Oregon 610 SW Broadway, Ste 400 Portland OR 97205 kay.marinos@state.or.us

Johanna Riemenschneider
PUC Staff - Department Of Justice
Business Activities Section
1162 Court St NE
Salem OR 97301-4796
johanna.riemenschneider@doj.state.or.us

Robert Jenks Citizens' Utility Board of Oregon 610 SW Broadway, Suite 400 Portland OR 97205 bob@oregoncub.org

David Collier
AT&T Services, Inc.
645 E Plumb LNM RN C-142
PO Box 11010
Reno NV 89502
David.collier@att.com

Cynthia Manheim AT&T PO Box 97061 Redmond WA 98052 Cm9268@att.com

Sharon L. Mullin AT&T Services, Inc. 2003 Point Bluff Austin TX 78746-6236 slmullin@att.com

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Portland, Oregon 97201-5610
alangalloway@dwt.com

Mark Trinchero
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Suite 2400
1300 SW Fifth Avenue
Portland, Oregon 97201-5610
Marktrinchero@dwt.com

Teri Ohta 12920 SE 38th Street Bellevue WA 98006 Teri.ohta@t-mobile.com

Donna L. Brown

)
In re: Robert Koppel) Certificate of Compliance
Name of Out-of-State Attorney) For <i>Pro Hac Vice</i> Admission
_{I,} Robert Koppel	_(print name), am an attorney in the State of Washington D.C.
and I intend to seek <i>pro hac vice</i> admission in accordance with ORS proceeding:	S 9.241 and UTCR 3.170 in the following Oregon court action or
Case Name: Investigation into the Oregon Telephone A	ssistance Program and Lifeline Marketing Practices
Court: Public Utility Commission of Oregon	Case No.: UM1684
I certify that (check all that apply):	
I will comply with applicable statutes, laws, and procedural rule disciplinary rules of the Oregon State Bar; and submit to the jurisdict acts and omissions occurring during my pro hac vice admission. My private law practice activities in Oregon are covered by profestate Bar Professional Liability Fund plan, as evidenced by the attact I agree, as a continuing obligation of pro hac vice admission, to coverage, or my admission or disciplinary status in any other jurisdic I will provide to the Oregon State Bar a copy of the order admittorder is granted. In the event pro hac vice admission is revoked for a I submit \$500 to the Oregon State Bar as payment of the pro hac Supreme Court. I acknowledge that this fee is for a period of twelve below, and that an additional fee of \$500 will be required in order for every twelve-month period thereafter.	jurisdiction, the nature and status of which are described in an arg with Brooks Harlow , OSB No. on State Bar, who will participate meaningfully in the matter, as of the State of Oregon; be familiar with and comply with a tion of the Oregon courts and Oregon State Bar with respect to fessional liability insurance substantially equivalent to the Oregon hed certificate of insurance coverage. The notify the trial court promptly of any changes in my insurance cition. The property of the above-referenced matter when such an any reason, I will promptly notify the Oregon State Bar. It is a vice fee established by ORS 9.241 and the rules of the Oregon months from the date of the Acknowledgment of Receipt issued
Dated this 6th day of October , 20	, <u>14</u>
X Robert S. Koppel	Washington D.C. Bar No.: 366965
(Applicant Signature)	(Home Jurisdiction)
Mailing Address: Lukas, Nace, Gutierrez & Sachs LLP	Phone: 703-584-8678
8300 Greensboro Drive, Suite 1200	FAX: 703-584-8694
McLean, Virginia 22102	Email: bkoppel@fcclaw.com
Acknowledgme	ent of Receint
As Regulatory Services Counsel of the Oregon State Bar, I acknown Certificate of Compliance for Pro Hac Vice Admission and attachments, and Oregon action or proceeding. The fee is for a period of twelve months from the service of the service of twelve months from the service of the service of twelve months from the service of the service of twelve months from the service of the	wledge receipt from the above-named out-of-state attorney of the attack the \$500 fee for pro hac vice appearance in the above-referenced
Dated this day of, 20	
SEE MATERIALS ATTACHED.	

Regulatory Services Counsel



District of Columbia Court of Appeals Committee on Admissions 430 F Street, N.W. — Room 123 Washington, D. C. 20001 202/879-2710

I, JULIO A. CASTILLO, Clerk of the District of Columbia Court of Appeals, do hereby certify that

ROBERT'S. KOPPEL

was on DECEMBER 13, 1982, duly qualified and admitted as an attorney and counselor entitled to practice before this Court and is, on the date indicated below, an active member in good standing of this Bar.

In Testimony Whereof, I have hereunto subscribed my name and affixed the seal of this Court at the City of Washington, D.C., on September 30, 2014.

JULIO A. CASTILLO Clerk of the Court

By:

Deputy Clerk

LUKANAC-01

DGARCIA



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY) 7/28/2014

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the

C	ertificate holder in lieu of such endors	eme	nt(s).							
	DUCER				CONTA NAME:			Terv		
Ame	es & Gough 0 Greensboro Drive				PHONE (A/C, No	o, Ext); (703) 8:	27-2277	(A/C, No):	(703) 82	27-2279
Suit	te 980				E-MAIL ADDRE	SS:				
	_ean, VA 22102						URER(S) AFFOR	DING COVERAGE		NAIC #
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INICI	IDEO							9,		
Lukas, Nace, Gutierrez & Sachs, LLP 8300 Greensboro Drive					INSURE					
					INSURE					
	Suite 1200				INSURER D:					
	McLean, VA 22102				INSURER E:					
					INSURE	RF:				
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								PERSONAL & ADV INJURY	\$	
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	ANY PROPRIETOR/PARTNER/EXECUTIVE	N/A						E.L. EACH ACCIDENT	\$	
	OFFICER/MEMBER EXCLUDED? (Mandatory In NH)	N/A						E.L. DISEASE - EA EMPLOYEE	\$	
	If yes, describe under DESCRIPTION OF OPERATIONS below							E.L. DISEASE - POLICY LIMIT	\$	
Α	Professional Liab.			001846700		12/01/2013	12/01/2014	Per Claim/Aggregate		5,000,00
DES	CRIPTION OF OPERATIONS / LOCATIONS / VEHIC	LES (ACORE) 101. Additional Remarks Sched	ule, may l	e attached if moi	re space is requi	red)		
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CE	RTIFICATE HOLDER				LAN	CELLATION);			
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AUTHORIZED REPRESENTATIVE

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