



January 22, 2024

Via Email

Public Utility Commission of Oregon
Attn: Filing Center
201 High St. SE, Suite 100
Salem, OR 97301

Re: Docket No. UE 428—Sierra Club Motion for Rose Monahan to Appear *Pro Hac Vice*

Please find enclosed the Sierra Club Motion for Rose Monahan to Appear *Pro Hac Vice* and supporting documents in Docket No. UE 428. If you have any questions or require additional information, please do not hesitate to contact me.

Respectfully submitted,

/s/ Rose Monahan
Rose Monahan
Staff Attorney
Sierra Club Environmental Law Program
2101 Webster Street, Suite 1300
Oakland, CA 94612
(415) 977-5704
rose.monahan@sierraclub.org

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

UE 428

In the Matter of

PACIFICORP d/b/a PACIFIC POWER,

Advice No. 23-018 (ADV 1545),
Modifications to Rule 4, Application for
Electrical Service.

SIERRA CLUB MOTION FOR ROSE
MONAHAN TO APPEAR *PRO HAC VICE*

In accordance with OAR 860-001-0320 and UTCR 3.170(1), Sierra Club hereby moves the Public Utility Commission of Oregon to admit Rose Monahan to appear *pro hac vice* on behalf of intervenor Sierra Club in the above captioned proceeding. Ms. Monahan has associated with Joshua Smith, an attorney licensed to practice law and in good standing in the State of Oregon (Oregon Bar No. 071757).

Attached hereto are a certificate of compliance for *pro hac vice* admission for Ms. Monahan, a certificate of the State Bar of California indicating that Ms. Monahan is admitted to practice law in California and is in good standing, and a signed statement from Ms. Monahan in support of this motion.

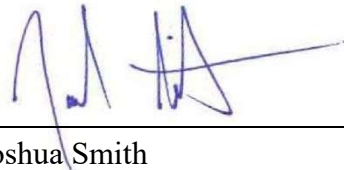
Ms. Monahan is a full-time employee of the Sierra Club, which is a non-profit corporation. UTCR 3.170(1) therefore does not require counsel to provide a certificate of professional liability insurance for admission *pro hac vice* because they will not be engaged in the private practice of law. UTCR 3.170(1)(e) ("If the attorney will engage in the private practice of law in this state, provide a certificate of insurance covering the attorney's activities in this state and providing professional liability insurance substantially equivalent to the Oregon State Bar

Professional Liability Fund plan."); ORS 9.080(2)(b) ("For purposes of paragraph (a) [establishing authority to require professional liability insurance], a member is not engaged in the private practice of law if the member is a full-time employee of a corporation...")

WHEREFORE Sierra Club respectfully requests that the Commission grant admission *pro hac vice* to Rose Monahan for this proceeding.

Dated: January 22, 2024

Respectfully submitted,



Joshua Smith
Senior Attorney
Sierra Club Environmental Law Program
2101 Webster Street, Suite 1300
Oakland, CA 94612
(415) 977-5560
joshua.smith@sierraclub.org

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

UE 428

In the Matter of

PACIFICORP d/b/a PACIFIC POWER,

Advice No. 23-018 (ADV 1545),
Modifications to Rule 4, Application for
Electrical Service.

STATEMENT OF ROSE MONAHAN

I, Rose Monahan state as follows:

1. My name is Rose Monahan. I am an attorney with Sierra Club, 2101 Webster Street, Suite 1300, Oakland, CA 94612 and counsel to intervenor Sierra Club in the above-captioned action.
2. I am an active member in good standing of the State Bar of California, and my California Bar No. is 329861. I have attached a certificate of good standing from the State Bar of California to this filing. I certify that no disciplinary actions are pending against me.
3. If granted permission to practice *pro hac vice* before the Oregon Public Utility Commission in this proceeding, I will associate with Joshua Smith. Joshua Smith (Oregon Bar No 071757) is an active member in good standing of the Oregon State Bar, who will participate meaningfully in this proceeding.
4. I acknowledge that I am subject to all applicable rules of the Oregon State Bar and I will comply with all applicable laws, statutes, and procedural rules of the State of Oregon.

Signed this 22nd day of January 2024.



Rose Monahan
Staff Attorney
Sierra Club Environmental Law Program
2101 Webster Street, Suite 1300
Oakland, CA 94612
(415) 977-5704
rose.monahan@sierraclub.org

In re: Rose K. Monahan
Name of Out-of-State Attorney

Certificate of Compliance
For Pro Hac Vice Admission

I, Rose Monahan (print name), am an attorney in the State of California
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:

Case Name: PACIFICORP, dba PACIFIC POWER, Advice No. 23-018 (ADV 1545), Modifications to Rule 4, Application for Electrical Service

Court: Public Utility Commission of Oregon Case No.: UE 428

I certify that (check all that apply):

- I am an attorney in good standing in the State of California, 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 Joshua Smith, OSB No. 071757, 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 \$500 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 \$500 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 22nd day of January, 2024.

X R Monahan
(Applicant Signature)

California Bar No.: 329861
(Home Jurisdiction)

Mailing Address: 2101 Webster Street, Suite 1300
Oakland, California 94612

Phone: (415) 977-5704
FAX: _____
Email: rose.monahan@sierraclub.org

Acknowledgment of Receipt

As Director of Regulatory Services of the Oregon State Bar, I acknowledge receipt from the above-named out-of-state attorney of the Certificate of Compliance for Pro Hac Vice Admission and attachments, and the \$500 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 _____ day of _____, 20 ____.

SEE MATERIALS ATTACHED:

Troy Wood, Regulatory Counsel

**THE STATE BAR OF CALIFORNIA
CERTIFICATE OF STANDING**

January 18, 2024

TO WHOM IT MAY CONCERN:

This is to certify that according to the records of the State Bar, ROSE K. MONAHAN, #329861 was admitted to the practice of law in this state by the Supreme Court of California on January 7, 2020 and has been since that date, and is at date hereof, an ACTIVE licensee of the State Bar of California; and that no recommendation for discipline for professional or other misconduct has ever been made by the Board of Trustees or a Disciplinary Board to the Supreme Court of the State of California.

THE STATE BAR OF CALIFORNIA



Vicky Avila
Custodian of Records