

March 4, 2005

VIA E-MAIL AND FIRST CLASS MAIL

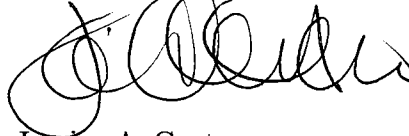
Filing Center
Oregon Public Utility Commission
550 Capitol Street NE #215
PO Box 2148
Salem, OR 97308-2148

Re: ARB 584 - MOTION TO ALLOW ANDREW R. NEWELL TO APPEAR *PRO HAC VICE*

Dear Sir or Madam:

Enclosed for filing in the above-referenced docket is the original Covad's Motion to Allow Andrew R. Newell to Appear *Pro Hac Vice*. Please contact me with any questions.

Very truly yours,



Jessica A. Centeno

Enclosures

cc: ARB 584 Service List (via U.S. Mail)

1 **BEFORE THE PUBLIC UTILITY COMMISSION**

2 **OF OREGON**

3 **ARB 584**

4
5 In the Matter of

6 COVAD COMMUNICATIONS COMPANY

7 Petition For Arbitration of an Interconnection
8 Agreement with Qwest Corporation

**MOTION TO ALLOW ANDREW
R. NEWELL TO APPEAR *PRO
HAC VICE***

9 Covad Communications Company ("Covad") respectfully moves to allow Andrew R.
10 Newell to appear *pro hac vice* on behalf of Covad.

11 This motion is supported by a Certificate of Good Standing from the Bar of Colorado, a
12 Certificate of Insurance Coverage, and a Certificate of Compliance for *Pro Hac Vice* Admission,
13 attached hereto as Appendices (A) and (B).

14 Respectfully submitted this 4th day of March, 2005.

15 ATER WYNNE, LLP

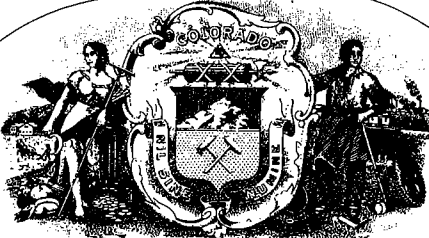
16
17 By: 

Lisa Rackner, OSB No. 87384

E-mail: lfr@aterwynne.com

Of Attorneys for Covad

SUPREME COURT



State of Colorado,

STATE OF COLORADO, ss:

I, Susan J. Festag Clerk of the Supreme Court of the State of Colorado, do hereby certify that

Andrew R. Newell

has been duly licensed and admitted to practice as an

ATTORNEY AND COUNSELOR AT LAW

within this State; and that his/her name appears upon the Roll of Attorneys and Counselors at Law in my office of date the 25th

day of October A. D. 1999 and that at the date hereof

the said Andrew R. Newell

is in good standing at this Bar.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed the Seal of said Supreme Court, at Denver, in said State, this

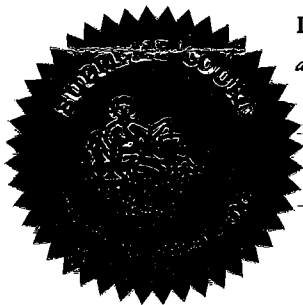
18th day of January A. D. 2005

Susan J. Festag

Clerk

By Sharon H. Kargler

Deputy Clerk



In re: Andrew R. Newell
Name of Out-of-State Attorney

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


I, Andrew R. Newell (print name), am an attorney in the State of Colorado 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:

Case Name: Covad Communications Company Petition For Arbitration of an Interconnection Agreement with Qwest Corporation
Court: Oregon Public Utility Commission Case No.: ARB 584

I certify that (check all that apply):

- I am an attorney in good standing in the State of Colorado, 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. Backner, 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 19th day of JANUARY, 2005.

X 
(Applicant Signature)

Colorado Bar No.: 31121
(Home Jurisdiction)

Mailing Address: Krys Boyle, P.C.
600 17th St. Suite 2700
Denver, CO 80202

Phone: 303-893-2300
FAX: 303-893-2882
Email: anewell@krysb Boyle.com

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 _____ day of _____, 20____.

SEE MATERIALS ATTACHED:

12/12

Jeffrey D. Sapiro, Regulatory Services Counsel



MINNESOTA LAWYERS MUTUAL

INSURANCE COMPANY

DECLARATIONS
 Policy Number 7807 02

333 South Seventh Street, Suite 2200; Minneapolis, MN 55402
 (612) 341-4530 (800) 422-1370 fax (612) 349-6865

LAWYERS PROFESSIONAL LIABILITY POLICY
(THIS IS A CLAIMS-MADE POLICY - READ CAREFULLY)

Item 1.
Named Insured
 Krys Boyle, P.C.
Office Address
 600 17th Street, Suite 2700 So
 Denver, CO 80202

Item 2.
Policy Period
 03/20/2004 to 03/20/2005
 (the Effective Date) (the Expiration Date)
 12:01 A.M., standard time at the address of the Named Insured stated herein

Item 3.
Limits of Liability
 \$ 2,000,000 Per Claim
 \$ 4,000,000 Aggregate

Item 4.
Deductible Amount
 \$ Per Claim

Item 5.
TOTAL NUMBER OF LAWYERS: 14 **TOTAL PREMIUM:**

Item 6.
Applicable Forms and Endorsements:
 MLM-19 (1-92), MLM-229 (7-03), MLM-2000 (6-00), MLM-230 (4-01)
 MLM-232 (4-01), MLM-229NC (7-03), MLM-74 (6-00)

In witness whereof, Minnesota Lawyers Mutual Insurance Company has caused this policy to be signed by its President and Secretary and countersigned by a duly authorized agent of the Company.

MINNESOTA LAWYERS MUTUAL INSURANCE COMPANY

By John J. Bowden
 John J. Bowden, Secretary

By R. Bertram Greener
 R. Bertram Greener, Board of Directors Chairman



MINNESOTA LAWYERS MUTUAL

INSURANCE COMPANY

Named Insured		Endorsement Number
Krys Boyle, P.C.		1
Policy Number	Policy Period	Effective Date of Endorsement
7807 02	03/20/04 to 03/20/05	01/01/05
The above information is to be completed only when this endorsement is issued subsequent to the preparation of the policy.		

INDIVIDUAL PRIOR ACTS RETROACTIVE DATE ENDORSEMENT

It is agreed that the PRIOR ACTS RETROACTIVE DATE for the following individuals are listed below:

<u>INDIVIDUAL</u>	<u>PRIOR ACTS RETROACTIVE DATE</u>
Andrew R. Newell	01/01/05

ADDITIONAL PREMIUM

Words and phrases that appear in all capital letters have special meaning. Please refer to the *Definitions* section of the policy.

CERTIFICATE OF SERVICE
ARB 584

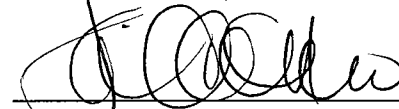
I hereby certify that a true and correct copy of MOTION TO ALLOW ANDREW R. NEWELL TO APPEAR *PRO HAC VICE* was served via U.S. Mail on the following parties on March 4, 2005:

Alex M. Duarte
Qwest Corporation
Suite 810
421 SW Oak Street
Portland OR 97204

Gregory Diamond
Senior Counsel
Covad Communications Company
Government & External Affairs
7901 Lowry Boulevard
Denver, CO 80230-6906

Mr. Winslow B. Waxter
Qwest Corporation
1005 17th Street, Suite 200
Denver CO 80209

ATER WYNNE, LLP

A handwritten signature in black ink, appearing to read 'Jessica A. Centeno', written over a horizontal line.

Jessica A. Centeno