

BOEHM, KURTZ & LOWRY

ATTORNEYS AT LAW
36 EAST SEVENTH STREET
SUITE 1510
CINCINNATI, OHIO 45202
TELEPHONE (513) 421-2255

TELECOPIER (513) 421-2764

Via Electronic Mail puc.filingcenter@state.or.us
And Overnight Mail

April 24, 2014

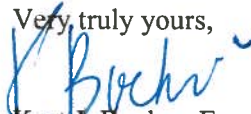
Public Utility Commission of Oregon
550 Capitol Street NE, Suite 215
Salem, Oregon 97310
Attn: Filing Center

Re: Case No. UE-267 (UM 1587)

Dear Sir or Madam:

Please find enclosed the original and five (5) copies each of: 1) MOTION FOR RENEWAL OF ADMISSION PRO HAC VICE; 2) RENEWAL CERTIFICATE OF COMPLIANCE; and 3) AFFIDAVIT OF KURT J. BOEHM on behalf of the FRED MEYER STORES, INC., A SUBSIDIARY OF THE KROGER CO. AND QUALITY FOOD CENTERS, A DIVISION OF THE KROGER CO. for filing in the above referenced matter. I also include the confirmation e-mail verifying e-filing of the above.

Copies have been served on all parties of record. Please place this document of file.

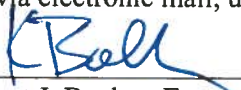
Very truly yours,

Kurt J. Boehm, Esq.

BOEHM, KURTZ & LOWRY

KJBkew
Enclosure
cc: Certificate of Service

CERTIFICATE OF SERVICE

I hereby certify that true copy of the foregoing was served via electronic mail, unless otherwise noted, this 24th day of April, 2014.


Kurt J. Boehm, Esq.

W=Waive Paper service	C=Confidential HC=Highly Confidential	Sort by Last Name	Sort by Company Name
W	CARL FINK	628 SW CHESTNUT ST, STE 200 PORTLAND OR 97219 cmfink@blueplanetlaw.com	
W	EDWARD FINKLEA EXECUTIVE DIRECTOR	326 FIFTH ST LAKE OSWEGO OR 97034 efinklea@nwigu.org	
W	BOEHM KURTZ & LOWRY KURT J BOEHM (C) ATTORNEY	36 E SEVENTH ST - STE 1510 CINCINNATI OH 45202 kboehm@bkllawfirm.com	
W	BOEHM, KURTZ & LOWRY JODY KYLER COHN (C) ATTORNEY	36 E SEVENTH ST STE 1510 CINCINNATI OH 45202 jkyler@bkllawfirm.com	
W	CABLE HUSTON BENEDICT ET AL THOMAS M GRIM (C) ATTORNEY	1001 SW FIFTH AVE STE 2000 PORTLAND OR 97204-1136 tgrim@cablehuston.com	
W	CABLE HUSTON BENEDICT HAAGENSEN & LLOYD LLP RICHARD LORENZ (C)	1001 SW FIFTH AVE - STE 2000 PORTLAND OR 97204-1136 rlorenz@cablehuston.com	
W	CONSTELLATION ENERGY COMMODITIES GROUP, INC. MARY LYNCH	5074 NAWAL DRIVE EL DORADO HILLS CA 95762 mary.lynch@constellation.com	
W	CONSTELLATION NEWENERGY, INC. JOHN DOMAGALSKI	550 WEST WASHINGTON BLVD, STE 300 CHICAGO IL 60661 john.domagalski@constellation.com	
W	DAVISON VAN CLEVE IRION A SANGER (C) ASSOCIATE ATTORNEY	333 SW TAYLOR - STE 400 PORTLAND OR 97204 ias@dvclaw.com	
W	DAVISON VAN CLEVE PC S BRADLEY VAN CLEVE (C)	333 SW TAYLOR - STE 400 PORTLAND OR 97204 bvc@dvclaw.com	

W ENERGY STRATEGIES LLC
KEVIN HIGGINS (C)
PRINCIPAL
215 STATE ST - STE 200
SALT LAKE CITY UT 84111-2322
khiggins@energystrat.com

W EXELON BUSINESS SERVICES COMPANY
CYNTHIA FONNER BRADY
ASSISTANT GENERAL COUNSEL
4300 WINFIELD RD
WARRENVILLE IL 60555
cynthia.brady@constellation.com

W FRED MEYER STORES/KROGER
NONA SOLTERO
CORPORATE LAW DEPT #23C
3800 SE 22ND AVE
PORTLAND OR 97202
nona.soltero@fredmeyer.com

W HUTCHINSON COX COONS ORR & SHERLOCK
SAMUEL L ROBERTS (C)
ATTORNEY
777 HIGH ST STE 200
PO BOX 10886
EUGENE OR 97440
sroberts@eugenelaw.com

W MCDOWELL RACKNER & GIBSON PC
KATHERINE A MCDOWELL (C)
ATTORNEY
419 SW 11TH AVE., SUITE 400
PORTLAND OR 97205
katherine@mcd-law.com

W NOBLE AMERICAS ENERGY SOLUTIONS, LLC
GREG BASS
DIRECTOR- REGULATORY
401 WEST A ST., STE. 500
SAN DIEGO CA 92101
gbass@noblesolutions.com

W NW & INTERMOUNTAIN POWER PRODUCERS COALITION
ROBERT D KAHN
EXECUTIVE DIRECTOR
1117 MINOR AVENUE, SUITE 300
SEATTLE WA 98101
rkahn@nippc.org

W PACIFIC POWER & LIGHT
JOELLE STEWARD (C)
REGULATORY MANAGER
825 NE MULTNOMAH STE 2000
PORTLAND OR 97232
joelle.steward@pacificcorp.com

W PACIFICORP, DBA PACIFIC POWER
OREGON DOCKETS
825 NE MULTNOMAH ST, STE 2000
PORTLAND OR 97232
oregondockets@pacificcorp.com

W PORTLAND GENERAL ELECTRIC
DOUGLAS C TINGEY
121 SW SALMON 1WTC1301
PORTLAND OR 97204
doug.tingey@pgn.com

JAY TINKER
121 SW SALMON ST 1WTC-0702
PORTLAND OR 97204
pge.opuc.filings@pgn.com

W PUBLIC UTILITY COMMISSION OF

OREGON

MARC HELLMAN (C)

PO BOX 1088
SALEM OR 97308-1088
marc.hellman@state.or.us

W PUC STAFF - DEPARTMENT OF JUSTICE

JOHANNA RIEMENSCHNEIDER (C)

BUSINESS ACTIVITIES SECTION
1162 COURT ST NE
SALEM OR 97301-4796
johanna.riemenschneider@doj.state.or.us

W REGULATORY & COGENERATION SERVICES INC

DONALD W SCHOENBECK (C)

900 WASHINGTON ST STE 780
VANCOUVER WA 98660-3455
dws@r-c-s-inc.com

W RICHARDSON ADAMS, PLLC

GREGORY M. ADAMS (C)

PO BOX 7218
BOISE ID 83702
greg@richardsonadams.com

W SAFEWAY INC

LISSA MALDONADO

5918 STONERIDGE MALL ROAD
PLEASANTON CA 94588-3229
lissa.maldonado@safeway.com

GEORGE WAIDELICH

5918 STONERIDGE MALL RD
PLEASANTON OR 94588-3229
george.waidelich@safeway.com

W SHELL ENERGY

JOHN LESLIE

600 WEST BROADWAY SUITE 2600
SAN DIEGO CA 92101
jleslie@mckennalong.com

W SHELL ENERGY NORTH AMERICA

MARCIE MILNER

4445 EASTGATE MALL STE 100
SAN DIEGO CA 92121
marcie.milner@shell.com

W WAL-MART STORES, INC.

STEVE W CHRISS (C)

2001 SE 10TH ST
BENTONVILLE AR 72716-0550
stephen.chriss@wal-mart.com

W WALMART STORES INC

KEN BAKER

2001 SE 10TH ST
BENTONVILLE AZ 72716
ken.baker@wal-mart.com

BEFORE THE PUBLIC UTILITY COMMISSION OF OREGON

UE 267

In The Matter Of : MOTION FOR RENEWAL OF ADMISSION
: PRO HAC VICE AND
PACIFICORP dba PACIFIC POWER : AFFIDAVIT OF KURT J. BOEHM, COUNSEL FOR
: FRED MEYER STORES, INC., A SUBSIDIARY OF
Transition Adjustment, Five-Year Cost of : THE KROGER CO. AND QUALITY FOOD
Service Opt-Out : CENTERS, A DIVISION OF THE KROGER CO.

NOW COMES Nona M. Soltero, an attorney licensed to practice law in the State of Oregon, and hereby moves the Commission to permit Kurt J. Boehm, Esq. to continue to appear and participate as co-counsel for Intervenor Fred Meyer Stores, Inc. a subsidiary of The Kroger Co. and Quality Food Centers, a Division of The Kroger Co. in the above-captioned case. The reasons for this Motion are set forth in the below Memorandum in Support.

Respectfully submitted,



NONA M. SOLTERO
OSB 82123 9

MEMORANDUM IN SUPPORT

Nona M. Soltero, an attorney licensed to practice law in the State of Oregon, hereby moves the Commission to permit Kurt J. Boehm, Esq. to continue to appear and participate as counsel before this Commission in all proceedings in this matter. Kurt J. Boehm, Esq. is a licensed attorney in good standing in Ohio and Kentucky. Copies of Certificates of Good Standing from each jurisdiction in which the applicant is licensed to practice are attached. Applicant also attaches a Certificate of Liability Insurance verifying that the applicant is insured.

Thus, the Commission should grant this Motion for Renewal of Admission Pro Hac Vice.

Respectfully submitted,



NONA M. SOLTERO
OSB 82123 9

April 23, 2014

BEFORE THE PUBLIC UTILITY COMMISSION OF OREGON

UE 267

In The Matter Of : AFFIDAVIT OF KURT J. BOEHM,
: COUNSEL FOR FRED MEYER STORES,
PACIFICORP dba PACIFIC POWER : INC. A SUBSIDIARY OF THE KROGER CO.
: AND QUALITY FOOD CENTERS, A
Transition Adjustment, Five-Year Cost of Service Opt- : DIVISION OF THE KROGER CO.
Out

STATE OF OHIO)
) SS
COUNTY OF HAMILTON)

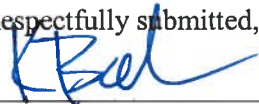
Kurt J. Boehm, Esq., being duly sworn, deposes and states that the following is true to his personal knowledge and belief:

1. Kurt J. Boehm, Esq., counsel for The Kroger Co. certifies that he is not subject to pending disciplinary proceedings in any other jurisdiction.
2. Kurt J. Boehm will associate with Nona M. Soltero. Ms. Soltero, an attorney licensed to practice law in the State of Oregon, will participate meaningfully in the above-referenced matter. Ms. Soltero's contact information is below and she should be added to the Commission's Certificate of Service.

Nona M. Soltero, Esq. (OSB 82123)
Corporate Law Dept. #23C
Fred Meyer Stores, Inc. / Kroger Western Region
3800 SE 22nd Avenue
Portland OR 97202
Ph: 503.797.3977 Fax: 503.797.5623
nona.soltero@fredmeyer.com

3. Kurt J. Boehm, Esq. will comply with all applicable statutes, law and procedural rules of the State of Oregon.
4. Counsel will notify the trial court or administrative body promptly of any changes in insurance or status.

Respectfully submitted,



Kurt J. Boehm, Esq.

BOEHM, KURTZ & LOWRY

36 E. Seventh St., Suite 1510

Cincinnati, Ohio 45202

Ph: 513.421.2255 Fax: 513.421.2764

kboehm@bkllawfirm.com

Sworn to and subscribed before me on this
23 day of April, 2014.



Kimberly Walton
Notary Public, State of Ohio
My Commission Expires 08-26-2014

Renewal Certificate of Compliance for *Pro Hac Vice* Admission

Kurt J. Boehm)
Name of Out-of-State Attorney)

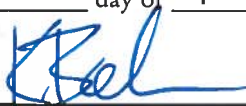
I, Kurt J. Boehm (print name), am an attorney in the State of Ohio, and I intend to seek renewal of my *pro hac vice* admission in accordance with ORS 9.241 and UTCR 3.170 in the following Oregon court action or proceeding:

Case Name: Oregon PUC Investigation of Issues Relating to Direct Access
Court: Public Utility Commission Case No.: UE-267 (UM 1587)

I certify that all information I provided to the Oregon State Bar in my initial Certificate of Compliance for *Pro Hac Vice* Admission, signed by me on March 11, 2013, remains true and correct, and that I continue to be bound by all terms and conditions of *pro hac vice* admission as specified in ORS 9.241 and UTCR 3.170.

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 4th day of April, 2014.

X 
(Attorney Signature)

Ohio No.: 0076047
(Home Jurisdiction)

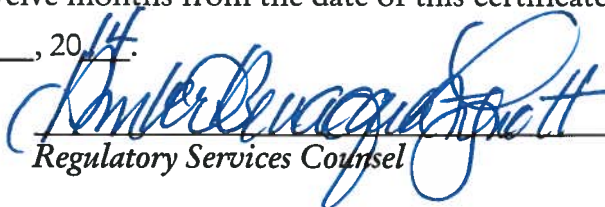
Mailing Address: 36 E. Seventh St
Suite 1510
Cincinnati, Ohio 45220

Phone: 513.421.2255
FAX: 513.421.2764
Email: kboehm@BKLLawfirm.com

Acknowledgment of Receipt

As Regulatory Services Counsel of the Oregon State Bar, I acknowledge receipt from the above-named out-of-state attorney of the Renewal Certificate of Compliance for *Pro Hac Vice* Admission, 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 certificate.

Dated this 9th day of April, 2014.


Regulatory Services Counsel

The Supreme Court of Ohio

CERTIFICATE

I, SUSAN B. CHRISTOFF, Director of the Attorney Services Division of the Supreme Court of Ohio, do hereby certify that I am the custodian of the records of the Office of Attorney Services of the Supreme Court and that the Attorney Services Division is responsible for reviewing Court records to determine the status of Ohio attorneys. I further certify that, having fulfilled all of the requirements for admission to the practice of law in Ohio,

Kurt Joseph Boehm

was admitted to the practice of law in Ohio on May 09, 2003; has registered as an active attorney pursuant to the Supreme Court Rules for the Government of the Bar of Ohio; is in good standing with the Supreme Court of Ohio; and is entitled to practice law in this state.

IN TESTIMONY WHEREOF, I have subscribed my name and affixed the seal of the Supreme Court, this 27th day of March, 2014.

SUSAN B. CHRISTOFF

Director, Attorney Services Division



Attorney Services Specialist

KENTUCKY BAR ASSOCIATION

514 WEST MAIN STREET
FRANKFORT, KENTUCKY 40601-1812
(502) 564-3795
FAX (502) 564-3225
www.kybar.org

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M. Gail Wilson



THIS IS TO CERTIFY THAT

KURT JOSEPH BOEHM
36 East Seventh Street, Suite 1510
Cincinnati, Ohio 45202

Membership No. 89327

is an active member in good standing with the Kentucky Bar Association as required by the Rules of the Supreme Court of Kentucky. Dated this 26th day of March, 2014.

JOHN MEYERS
REGISTRAR



By: *Michele Pogrotsky*
Michele M. Pogrotsky, Deputy Registrar



Regulatory Office
 505 Eagleview Blvd, Suite 100
 Dept: Regulatory
 Exton, PA 19341-0636
 800-688-1840

COMPANY PROVIDING COVERAGE:

Greenwich Insurance Company

LAWYERS PROFESSIONAL LIABILITY DECLARATIONS

**THIS IS BOTH A CLAIMS MADE AND REPORTED INSURANCE POLICY.
 PLEASE READ IT CAREFULLY.**

COMPANY: Greenwich Insurance Company

POLICY NUMBER: LPP003228503

PRODUCER: Stephen D. Jonson, LTD
 1251 Sweetwater Drive
 Cincinnati, OH 45215

RENEWAL OF: LPP003228502

PRODUCER #: 03775

THIS IS A CLAIMS MADE AND REPORTED POLICY. THIS POLICY APPLIES ONLY TO CLAIMS FIRST MADE AGAINST THE INSURED DURING THE POLICY PERIOD. THE CLAIM MUST BE REPORTED IN WRITING TO THE COMPANY DURING THE POLICY PERIOD OR WITHIN 30 DAYS AFTER THE END OF THE POLICY PERIOD SHOWN IN THE DECLARATIONS UNLESS AN EXTENDED CLAIMS REPORTING PERIOD APPLIES. DEFENSE EXPENSES ARE WITHIN AND REDUCE THE LIMIT OF LIABILITY. PLEASE REVIEW THIS POLICY CAREFULLY.

Item 1. NAMED INSURED:
 BOEHM, KURTZ & LOWERY

Item 2. ADDRESS:
 36 EAST SEVENTH STREET
 SUITE 1510
 CINCINNATI, OH 45202

Item 3. POLICY PERIOD: FROM July 1, 2013 TO July 1, 2014

12:01 AM Standard Time at the address of the **Named Insured** as stated herein.

Item 4. LIMITS OF LIABILITY (Inclusive of defense expenses):
 \$ 5,000,000 Each Claim
 \$ 5,000,000 Each Policy Period Aggregate

