

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

UE 283

In The Matter Of : MOTION FOR ADMISSION PRO HAC VICE AND
PORTLAND GENERAL ELECTRIC COMPANY : AFFIDAVITS OF KURT J. BOEHM and JODY
: KYLER COHN, COUNSEL FOR
Request for a General Rate Revision : FRED MEYER STORES, INC., A WHOLLY OWNED
: SUBSIDIARY OF THE KROGER CO. AND
: QUALITY FOOD CENTERS, A DIVISION OF FRED
MEYER STORES, INC.

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. and Jody Kyler Cohn, Esq. to appear and participate as co-counsel for Intervenor Fred Meyer Stores, Inc. a wholly owned subsidiary of The Kroger Co. and Quality Food Centers, a division of Fred Meyer Stores, Inc. in the above-captioned case. The reasons for this Motion are set forth in the attached Memorandum in Support.

Respectfully submitted,



NONA M. SOLTERO
OSB 821239

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. and Jody Kyler Cohn, Esq. 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. Jody Kyler Cohn is a licensed attorney in good standing in Ohio and Kentucky. Copies of Certificates of Good Standing from each jurisdiction in which the applicants are licensed are attached. Applicants also attach a Certificate of Liability Insurance verifying that the applicants are insured.

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

Respectfully submitted,



NONA M. SOLTERO
OSB 821239

March 31, 2014

BEFORE THE PUBLIC UTILITY COMMISSION OF OREGON

UE 283

In The Matter Of : AFFIDAVIT OF KURT J. BOEHM,
: COUNSEL FOR FRED MEYER STORES,
PORTLAND GENERAL ELECTRIC COMPANY : INC., A SUBSIDIARY OF THE KROGER CO.
: AND QUALITY FOOD CENTERS, A
Request for a General Rate Revision : DIVISION OF THE KROGER CO..

STATE OF OHIO)
) SS
COUNTY OF HAMILTON)

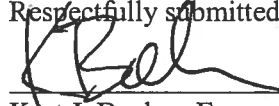
Kurt J. Boehm, Esq., being duly sworn, deposes and states that the following is true to his personal knowledge and belief:

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

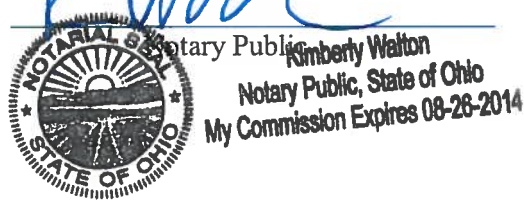
36 E. Seventh St., Suite 1510

Cincinnati, Ohio 45202

Ph: 513.421.2255 Fax: 513.421.2764

kboehm@bkllawfirm.com

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



BEFORE THE PUBLIC UTILITY COMMISSION OF OREGON

UE 283

In The Matter Of : AFFIDAVIT OF JODY KYLER COHN,
: COUNSEL FOR FRED MEYER
PORTLAND GENERAL ELECTRIC COMPANY : STORES, INC., A SUBSIDIARY OF
: THE KROGER CO. AND QUALITY
Request for a General Rate Revision= : FOOD CENTERS, A DIVISION OF
: THE KROGER CO.

STATE OF OHIO)
) SS
COUNTY OF HAMILTON)

Jody Kyler Cohn, Esq., being duly sworn, deposes and states that the following is true to her personal knowledge and belief:

1. Jody Kyler Cohn, Esq., counsel for The Kroger Co. certifies that she is not subject to pending disciplinary proceedings in any other jurisdiction.
2. Jody Kyler Cohn 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. Jody Kyler Cohn, 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,



Jody Kyler Cohn, Esq.

BOEHM, KURTZ & LOWRY

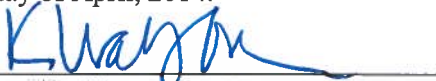
36 E. Seventh St., Suite 1510

Cincinnati, Ohio 45202

Ph: 513.421.2255 Fax: 513.421.2764

jkylercohn@bkllawfirm.com

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



Notary Public



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

In re: Kurt J. Boehm
Name of Out-of-State Attorney

Certificate of Compliance
For Pro Hac Vice Admission

RECEIVED
APR 02 2014
REGULATORY SERVICES

I, Kurt J. Boehm (print name), am an attorney in the State of Ohio & Kentucky 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: Portland General Electric Request for Increase in Rates
Court: Public Utility Commission Case No.: UE 283

I certify that (check all that apply):

- I am an attorney in good standing in the State of Ohio and Kentucky, 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 Nona M. Soltero, OSB No. 821239, 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 April day of 2014.

X [Signature] (Applicant Signature)

Ohio Bar No.: 0076047 (Home Jurisdiction)

Mailing Address: Boehm, Kurtz & Lowry
36 E. Seventh St., Suite 1510
Cincinnati, Ohio 45202

Phone: 513.421.2255
FAX: 513.421.2764
Email: kboehm@BKLawfirm.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 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 April day of 2014.

SEE MATERIALS ATTACHED

[Signature]
Regulatory Services Counsel

Note that the professional liability coverage deductible substantially exceeds that of the PLF.

The Supreme Court of Ohio

C E R T I F I C A T E

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



OFFICERS

Thomas L. Rouse
President

William E. Johnson
President-Elect

Douglass Farnsley
Vice President

W. Douglas Myers
Immediate Past President

YOUNG LAWYERS

Carl N. Frazier
Chair

EXECUTIVE DIRECTOR

John D. Meyers

BOARD OF GOVERNORS

Douglas C. Ballantine
Anita M. Britton
Amy D. Cabbage
Jonathan Freed
William R. Garmer
Thomas N. Kerrick
David V. Kramer
Howard Oliver Mann
Earl M. McGuire
J. D. Meyer
Michael M. Pitman
Bobby Rowe
J. Stephen Smith
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 M. 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

Item 5. DEDUCTIBLE (Inclusive of defense expenses):
 \$ 25,000 Each Claim
 \$ N/A Annual Aggregate

Item 6. PREMIUM: 

Item 7. RETROACTIVE DATE: June 1, 1990

Item 8. NOTICES TO BE SENT TO:

Report a Claim	All Other Notices
XL Insurance	XL Insurance
XL Select Professional Claims	XL Select Professional
14643 Dallas Parkway, Suite 770	14643 Dallas Parkway, Suite 770
Dallas, TX 75254	Dallas, TX 75254

Item 9. ENDORSEMENTS ATTACHED AT POLICY EFFECTIVE DATE:

Endorsement Number	Endorsement Form	Endorsement Title
	PN CW 02 05 05	Notice To Policyholders - Privacy Policy
	PN CW 05 1010	Notice To Policyholders - U.S. Treasury Department's Office of Foreign Assets Control ("OFAC")
	PN CW 01 1211	Notice To Policyholders - Fraud Notice
	XLSP-LPLPPF (09/08)	Lawyers Professional Liability
	IL MP 9104 0211 GIC	In Witness - Greenwich Insurance Company
Endorsement No. 001	IXI 400 0906	Countersignature Endorsement
Endorsement No. 002	XLSP-LPL-OH-1 (09/08)	Ohio Changes

HAYD 07/09/2013
 A020 0005182481

In re: Jody Kyler Cohn
Name of Out-of-State Attorney

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



I, Jody Kyler Cohn (print name), am an attorney in the State of Ohio & Kentucky 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: Portland General Electric Request for Increase in Rates
Court: Public Utility Commission **Case No.:** UE 283

I certify that (check all that apply):

- I am an attorney in good standing in the State of Ohio and Kentucky, 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 Nona M. Soltero, OSB No. 821239, 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 day of April, 2014.

X Jody Kyler Cohn
(Applicant Signature)

Ohio Bar No.: 0076047
(Home Jurisdiction)

Mailing Address: Boehm, Kurtz & Lowry
36 E. Seventh St., Suite 1510
Cincinnati, Ohio 45202

Phone: 513.421.2255
FAX: 513.421.2764
Email: jkylercohn@BKLawfirm.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 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 7th day of April, 2014.

SEE MATERIALS ATTACHED:

[Signature]
Regulatory Services Counsel

Note that the professional liability coverage deductible substantially exceeds that of the PLF.

The Supreme Court of Ohio

C E R T I F I C A T E

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,

Jody Michelle Kyler Cohn

was admitted to the practice of law in Ohio on November 09, 2009; 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



OFFICERS

Thomas L. Rouse
President

William E. Johnson
President-Elect

Douglass Farnsley
Vice President

W. Douglas Myers
Immediate Past President

YOUNG LAWYERS
Carl N. Frazier
Chair

EXECUTIVE DIRECTOR
John D. Meyers

BOARD OF GOVERNORS

Douglas C. Ballantine
Anita M. Britton
Amy D. Cabbage
Jonathan Freed
William R. Garmer
Thomas N. Kerrick
David V. Kramer
Howard Oliver Mann
Earl M. McGuire
J. D. Meyer
Michael M. Pitman
Bobby Rowe
J. Stephen Smith
M. Gail Wilson

THIS IS TO CERTIFY THAT

JODY MICHELLE KYLER COHN

*Boehm Kurtz & Lowry
36 East Seventh Street, Suite 1510
Cincinnati, Ohio 45202*

Membership No. 94725

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

Item 5. **DEDUCTIBLE** (Inclusive of defense expenses):
 \$ 25,000 Each Claim
 \$ N/A Annual Aggregate

Item 6. **PREMIUM:** 

Item 7. **RETROACTIVE DATE:** June 1, 1990

Item 8. **NOTICES TO BE SENT TO:**

Report a Claim	All Other Notices
XL Insurance	XL Insurance
XL Select Professional Claims	XL Select Professional
14643 Dallas Parkway, Suite 770	14643 Dallas Parkway, Suite 770
Dallas, TX 75254	Dallas, TX 75254

Item 9. **ENDORSEMENTS ATTACHED AT POLICY EFFECTIVE DATE:**

Endorsement Number	Endorsement Form	Endorsement Title
	PN CW 02 05 05	Notice To Policyholders - Privacy Policy
	PN CW 05 1010	Notice To Policyholders - U.S. Treasury Department's Office of Foreign Assets Control ("OFAC")
	PN CW 01 1211	Notice To Policyholders - Fraud Notice
	XLSP-LPLPPF (09/08)	Lawyers Professional Liability
	IL MP 9104 0211 GIC	In Witness - Greenwich Insurance Company
Endorsement No. 001	IXI 400 0906	Countersignature Endorsement
Endorsement No. 002	XLSP-LPL-OH-1 (09/08)	Ohio Changes

HAYD 07/09/2013
 A020 0005182481