



April 15, 2020

***Via Electronic Filing***

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

**Re: Docket No. UE 375 Motion by Sierra Club for Gloria D. Smith to Appear  
*Pro Hac Vice***

Enclosed please find the Motion by Sierra Club for Gloria D. Smith to Appear *Pro Hac Vice* and accompanying documents in Docket No. UE 375. If you have any questions or require any additional information, please do not hesitate to contact me.

Respectfully submitted,

Ana Boyd  
Research Analyst  
Sierra Club Environmental Law Program  
2101 Webster Street, Suite 1300  
Oakland, CA 94612  
415-977-5649  
ana.boyd@sierraclub.org

**BEFORE THE PUBLIC UTILITY COMMISSION  
OF OREGON**

UE 375

In the Matter of  
  
PACIFICORP d/b/a PACIFIC POWER,  
  
2021 Transition Adjustment Mechanism

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MOTION BY SIERRA CLUB FOR  
GLORIA D. SMITH 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 Gloria D. Smith to appear *pro hac vice* on behalf of intervenor Sierra Club in the above captioned proceeding. Ms. Smith 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. Smith, a certificate of the clerk of the Supreme Court of California indicating that Ms. Smith is admitted to practice law in California and is in good standing, and a signed statement from Ms. Smith in support of this motion.

Ms. Smith 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 9.08(2)(b) ("For purposes of paragraph (a) [establishing

authority to require professional liability insurance], an attorney is not engaged in the private practice of law if the attorney is a full-time employee of a corporation..." )

WHEREFORE Sierra Club respectfully requests that the Commission grant admission *pro hac vice* to Gloria D. Smith for this proceeding.

Dated: April 15, 2020

Respectfully submitted,



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

In re: Gloria D. Smith

Name of Out-of-State Attorney

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

I, Gloria D. Smith (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 UCR 3.170 in the following Oregon court action or proceeding:

**Case Name:** In the Matter of PACIFICORP, dba PACIFIC POWER, 2021 Transition Adjustment Mechanism

**Court:** Public Utility Commission of Oregon

**Case No.:** UE 375

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 Douglas 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 15 day of April, 20 20.

X   
(Applicant Signature)

California District 1 Bar No.: 200824  
(Home Jurisdiction)

Mailing Address: Gloria Smith - Sierra Club  
2101 Webster St., Ste. 1300  
Oakland, CA 94612

Phone: (415) 977-5532  
FAX: (510) 208-3140  
Email: gloria.smith@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:**

\_\_\_\_\_  
Courtney C. Dippel, *Director of Regulatory Services*



# Supreme Court of California

JORGE E. NAVARRETE  
*Clerk and Executive Officer of the Supreme Court*

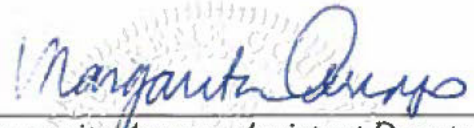
## CERTIFICATE OF THE CLERK OF THE SUPREME COURT OF THE STATE OF CALIFORNIA

**GLORIA DIANTHA SMITH**

*I, JORGE E. NAVARRETE, Clerk/Executive Officer of the Supreme Court of the State of California, do hereby certify that **GLORIA DIANTHA SMITH, #200824**, was on the **2nd day of JUNE, 1999**, duly admitted to practice as an attorney and counselor at law in all the courts of this state, and is now listed on the Roll of Attorneys as a member of the bar of this state in good standing.*

*Witness my hand and the seal of the court  
on the 11th day of MARCH 2020.*

JORGE E. NAVARRETE  
*Clerk/Executive Officer of the Supreme Court*

By:   
*Margarita Arroyo, Assistant Deputy Clerk*

**BEFORE THE PUBLIC UTILITY COMMISSION  
OF OREGON**

UE 375

In the Matter of

PACIFICORP d/b/a PACIFIC POWER,  
2021 Transition Adjustment Mechanism

STATEMENT OF GLORIA D. SMITH

I, Gloria D. Smith state as follows:

1. My name is Gloria Smith. I am an attorney with Sierra Club, 2010 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 200824. I certify that no disciplinary actions are pending against me.
3. If granted permission to practice *pro hac vice* before the Oregon Public Utilities 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 15 day of April, 2020.



Gloria D. Smith