

FILE

BEHRENS, WHEELER & CHAMBERLAIN

AN ASSOCIATION INCLUDING A PROFESSIONAL CORPORATION

ATTORNEYS AND COUNSELORS AT LAW

VERLAND E. BEHRENS
RICK D. CHAMBERLAIN, JD. CPA

SIX NORTHEAST 63RD STREET
SUITE 400 • SANTA FE NORTH BUILDING
OKLAHOMA CITY, OKLAHOMA 73105
TELEPHONE (405) 848-1014 • FAX (405) 848-3155

CHERI M. WHEELER

RECEIVED-DOCKETING DIV

2011 AUG -3 PM 4:01

PUCO

August 1, 2011

Public Utilities Commission of Ohio
Docketing Division
Eleventh Floor
180 East Broad Street
Columbus, OH 43215

RE: *In the Matter of Application of Duke Energy Ohio, Inc. for Authority to Establish a Standard Service Offer Pursuant to Section 4928.143, Revised Code, in the Form of an Electric Security Plan, Accounting Modifications and Tariffs for Generation Service, Case No. 11-3549-EL-SSO*

Dear Sir or Madam:

Enclosed is an original and 19 copies of the following document in connection with the referenced case:

1. Amended Motion For Permission To Appear *Pro Hac Vice*.

Please file the document and return two file-stamped copies in the enclosed return envelope.

If you have questions or need additional information, please contact me at the number listed above. Thank you for your prompt attention to this matter.

Sincerely,



RICK D. CHAMBERLAIN

Enclosures

This is to certify that the images appearing are an accurate and complete reproduction of a case file document delivered in the regular course of business.
Technician SW Date Processed AUG 03 2011

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

IN THE MATTER OF THE APPLICATION OF)
DUKE ENERGY OHIO FOR AUTHORITY TO)
ESTABLISH A STANDARD SERVICE OFFER)
PURSUANT TO SECTION 4928.143, REVISED) CASE NO. 11-3549-EL-SSO
CODE, IN THE FORM OF AN ELECTRIC)
SECURITY PLAN, ACCOUNTING)
MODIFICATIONS AND TARIFFS FOR)
GENERATION SERVICE.)

AMENDED MOTION FOR PERMISSION TO APPEAR *PRO HAC VICE*

Pursuant to Gov.Bar R. XII(2)(A)(6), Rick D. Chamberlain, attorney for Wal-Mart Stores East, LP, and Sam's East, Inc. (collectively "Walmart"), hereby moves the Public Utilities Commission of Ohio to grant him permission to appear *pro hac vice* and participate as counsel or co-counsel in Case No. 11-3549-EL-SSO.

Movant represents that the following is a list of the jurisdictions in which he has ever been licensed to practice law, including dates of admission to practice, resignation, or retirement, and any attorney registration numbers:

<u>Jurisdictions</u>	<u>Date of Admission</u>	<u>Status</u>	<u>Registration No.</u>
Oklahoma	10/16/85	Good Standing	11255

Movant represents that he has not been granted permission to appear *pro hac vice* in more than three proceedings before Ohio tribunals in the current calendar year pursuant to Gov.Bar R. XII(21)(A)(5).

Kevin J. Osterkamp, an active Ohio attorney in good standing, has agreed to associate with Movant on this case.

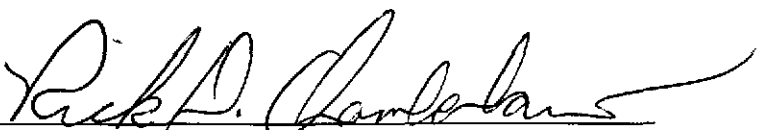
The affidavit required by Gov.Bar R. XII(2)(A)(6), a copy of Movant's certificate of *pro hac vice* registration furnished by the Supreme Court of Ohio Office of Attorney Services, and a certificate indicating service of this Amended Motion on all known

**AMENDED MOTION FOR PERMISSION
TO APPEAR *PRO HAC VICE*,
CASE NO. 11-3549-EL-SSO**

parties and attorneys of record are attached. Movant understands that, if this Amended Motion is granted, Movant must file a Notice of Permission to Appear *Pro Hac Vice* and a copy of the Order granting permission with the Supreme Court of Ohio Office of Attorney Services within thirty days of the Order.

DATED this 1st day of August, 2011.

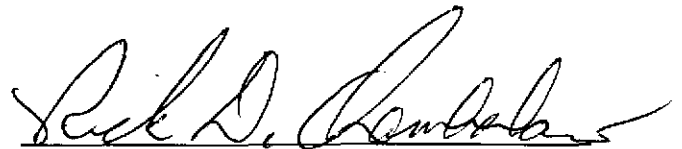
Respectfully submitted,

By 
Rick D. Chamberlain
PHV-1781-2011
BEHRENS, WHEELER &
CHAMBERLAIN
6 N.E. 63rd Street, Suite 400
Oklahoma City, OK 73105
Tel.: (405) 848-1014
Fax: (405) 848-3155
e-mail: rdc_law@swbell.net

1819 Westminster Place
Oklahoma City, OK 73120

CERTIFICATE OF SERVICE

The undersigned hereby certifies and affirms that on the 1st day of August, 2011, a true and correct copy of the foregoing instrument was served via electronic mail and/or first class mail, postage prepaid, to the persons on the attached list of the Parties of Record in this cause:



THE SUPREME COURT *of* OHIO

OFFICE OF ATTORNEY SERVICES

IN THE MATTER OF THE APPLICATION OF

Rick Chamberlain

FOR PRO HAC VICE REGISTRATION

per Gov. Bar R. XII, Section 2(A)(3)

Certificate of
PRO HAC VICE
REGISTRATION

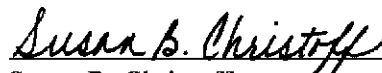
2011

Registration Number:
PHV- 1781-2011

Rick Chamberlain

, having met the requirements of, and found to be in full compliance with, Section 2(A)(3) of Rule XII of the Rules for the Government of the Bar of Ohio, is hereby issued this certificate of pro hac vice registration in the state of Ohio.

To receive permission to appear pro hac vice in an Ohio proceeding, a motion requesting such permission must be filed with the tribunal in accordance with Section 2(A)(6) of Rule XII of the Rules for the Government of the Bar of Ohio.



Susan B. Christoff
Director, Attorney Services

Expires December 31, 2011



CASE NUMBER: 11-3549-EL-SSO
CASE DESCRIPTION: Duke Energy Ohio
DOCUMENT SIGNED ON: 8/1/2011
DATE OF SERVICE: _____

Parties of Record**Attorneys****Applicant**

DUKE ENERGY OHIO INC VP RATES

139 EAST FOURTH STREET
CINCINNATI OH 45202
Phone: (513) 419-5908
Fax: 513-287-4385

WATTS, ELIZABETH ASSOCIATE GENERAL COUNSEL
DUKE ENERGY OHIO, INC
139 E FOURTH STREET, 1303-MAIN P.O. BOX 961
CINCINNATI OH 45201-0960
Phone: 513-287-4359
Fax: 513-287-4385

ENVIRONMENTAL LAW & POLICY CENTER

35 E. WACKER DR STE 1600
CHICAGO IL 60601-2206
Phone: 614-488-3301

*Santarelli, Tara
Environmental Law & Policy Center
1207 Grandview Ave., Ste. 201
Columbus OH 43212
Phone: 614-732-0966
Fax: 614-487-7510

Attorney

ENERNOC, INC.
GREGORY J. POULOS
101 FEDERAL STREET, SUITE 1100
BOSTON MA 02110
Phone: 614-507-7377
Fax: 614-245-4301

NONE

none

*Cox, Matthew R Mr.
McDonald Hopkins, LLC
600 Superior Avenue, Suite 2100
Cleveland OH 44114
Phone: 216-348-5428
Fax: 216-348-5474

none

CHAMBERLAIN, RICK D
BEHRENS WHEELER & CHAMBERLAIN
6 N.E. 63RD STREET SUITE 400
OKLAHOMA CITY OK 73105
Phone: 405-848-1014
Fax: 405-848-3155

none	*Yost, Melissa R Ms. Office of the Ohio's Consumers' Counsel 10 West Broad Street, Suite 1800 Columbus OH 43215-3485 Phone: 614-466-1291 Fax: 614-466-9475
none	MILLER, ERIN C AMERICAN ELECTRIC POWER SERVICE CORPORATION 1 RIVERSIDE PLAZA 29TH FLOOR COLUMBUS OH 43215 Phone: 614-716-1606 Fax: 614-716-2950
none	*Hart, Douglas E. Mr. Douglas E. Hart, Attorney at Law 441 Vine Street Suite 4192 Cincinnati OH 45202 Phone: 513-621-6709 Fax: 513-621-6981
none	*Dougherty, Trent A Mr. Ohio Environmental Council 1207 Grandview Ave. Suite 201 Columbus OH 43212 Phone: 614-487-7506 Fax: 614-487-7510
none	SERIO, JOSEPH TRIAL ATTORNEY OFFICE OF CONSUMERS COUNSEL 10 W. BROAD STREET, SUITE 1800 COLUMBUS OH 43215
none	*Santarelli, Tara Environmental Law & Policy Center 1207 Grandview Ave., Ste. 201 Columbus OH 43212 Phone: 614-732-0966 Fax: 614-487-7510
none	KRAVITZ, ZACHARY D. CHESTER, WILCOX & SAXBE, LLP 65 EAST STATE STREET, STE 1000 COLUMBUS OH 43215 Phone: 614-221-6000
Intervenor	
AEP RETAIL ENERGY PARTNERS LLC ANNE M. VOGEL	NONE

1 RIVERSIDE PLAZA, 29TH FLOOR
COLUMBUS OH 43215
Phone: 614-716-1606
Fax: 614-716-2950

BRENZEL, JOUETT K
221 E. FOURTH STEET 103-1280
CINCINNATI OH 45202
Phone: 513-397-7260

NONE

CINCINNATI BELL INC
221 E FOURTH ST 103-1280
CINCINNATI OH 45202
Phone: 513-397-7260

BRENZEL, JOUETT ATTORNEY
221 E. FOURTH ST 103-1280
CINCINNATI OH 45202
Phone: 513-397-7260

CINCINNATI BELL TELEPHONE COMPANY, LLC
THEODORE W HECKMANN
221 E FOURTH STREET ROOM 103-1280
CINCINNATI OH 45202
Phone: 513-397-1375

NONE

CITY OF CINCINNATI
MR JEFF VENTRE
3300 COLERAIN AVE SUITE 250
CINCINNATI OH 45225

O'BRIEN , THOMAS
BRICKER & ECKLER LLP
100 SOUTH THIRD STREET
COLUMBUS OH 43215-4291
Phone: 614-227-2368
Fax: 614-227-2390

COMPETE COALITION

1317 F. STREET NW SUITE 600
WASHINGTON DC 20004
Phone: (202) 745-6331

MASSEY, WILLIAM L
COVINGTON & BURLING LLP
1201 PENNSYLVANIA AVENUE, NW
WASHINGTON DC 20004-2401
Phone: (202) 662-5322

CONSTELLATION ENERGY COMMODITIES GROUP, INC. NONE
M.H. PETRICOFF, ATTORNEY
52 EAST GAY STREET P O BOX 1008
COLUMBUS OH 43216-1008
Phone: 614-464-5414

DOMINION RETAIL, INC.
GARY A. JEFFRIES
501 MARTINDALE STREET SUITE 400
PITTSBURGH PA 15212-5817
Phone: 412-237-4729
Fax: 412-237-4782

ROYER, BARTH E
BELL & ROYER CO LPA
33 SOUTH GRANT AVENUE
COLUMBUS OH 43215-3927
Phone: (614) 228-0704
Fax: (614) 228-0201

DUKE ENERGY RETAIL SALES LLC VICE PRESIDENT
PAUL SMITH

SONDERMAN, ANDREW J.
KEGLER,BROWN,HILL & RITTER CO., L.P.A.

139 EAST FOURTH STREET EA600
CINCINNATI OH 45202
Phone: (513) 419-5180

65 EAST STATE STREET, SUITE 1800
COLUMBUS OHIO 43215
Phone: 614-462-5400
Fax: 614-464-2634

EAGLE ENERGY LLC PRESIDENT
DONALD MARSHALL
4465 BRIDGETOWN ROAD SUITE 1
CINCINNATI OH 45211-4439
Phone: (513) 251-7283

*Hart, Douglas E. Mr.
Douglas E. Hart, Attorney at Law
441 Vine Street Suite 4192
Cincinnati OH 45202
Phone: 513-621-6709
Fax: 513-621-6981

EXELON GENERATION COMPANY LLC
SANDY I. GRACE, ATTY
101 CONSTITUTION AVE N.W. SUITE 400 EAST
WASHINGTON DC 200001
Phone: 202-347-7500

*PETRICOFF, M HOWARD
VORYS SATER SEYMOUR AND PEASE LLP
52 E. GAY STREET P.O. BOX 1008
COLUMBUS OH 43216-1008
Phone: 614-464-5414
Fax: 614-464-6350

FIRSTENERGY CORP.
LEILA VESPOLI
76 S. MAIN STREET
AKRON OH 44308

HAEDT, ALLISON E.
JONES DAY
325 JOHN H MCCONNELL BLVD. SUITE 600
COLUMBUS OH 43215-2673
Phone: 614-469-3939
Fax: 614-461-4198

GREATER CINCINNATI HEALTH COUNCIL

2100 SHERMAN AVENUE # 100
CINCINNATI OH 45212

*Hart, Douglas E. Mr.
Douglas E. Hart, Attorney at Law
441 Vine Street Suite 4192
Cincinnati OH 45202
Phone: 513-621-6709
Fax: 513-621-6981

HART , DOUGLAS E
441 VINE STREET, SUITE 4192
CINCINNATI OH 45202
Phone: 513-621-6709

NONE

INDUSTRIAL ENERGY USERS OF OHIO GENERAL
COUNSEL
SAMUEL C RANDAZZO
21 EAST STATE STREET, 17TH FLOOR
COLUMBUS OH 43215
Phone: (614) 469-8000

OLIKER, JOSEPH E ATTORNEY

MCNEE WALLACE & NURICK LLC
21 EAST STATE STREET, 17TH FLOOR
COLUMBUS OHIO 43215
Phone: 614-469-8000

INTERSTATE GAS SUPPLY DBA COLUMBIA RETAIL
ENERGY
6100 EMERALD PKWY
DUBLIN OH 43016-3248

WHITE , MATTHEW S.

6100 EMERALD PARKWAY
DUBLIN OH 43016
Phone: 614-659-5000

Fax: 614-659-5073

MIAMI UNIVERSITY

MIKE SMITH COLE SERVICES BUILDING
OXFORD OH 45056

*PETRICOFF, M HOWARD
VORYS SATER SEYMOUR AND PEASE LLP
52 E. GAY STREET P.O. BOX 1008
COLUMBUS OH 43216-1008
Phone: 614-464-5414
Fax: 614-464-6350

NATURAL RESOURCES DEFENSE COUNCIL
(RETURNED MAIL)
XXXXXXXXXXXXXXXXXXXXXSHAN
2 NORTH RIVERSIDE PLAZA, SUITE 2250
CHICAGO IL 60606

ALLWEIN, CHRISTOPHER J

1373 GRANDVIEW AVE SUITE 212
COLUMBUS OH 43212
Phone: 614-429-3092
Fax: 614-670-8896

none

CHRISTENSEN, MARY W. ATTORNEY AT LAW
CHRISTENSEN & CHRISTENSEN LLP
8760 ORION PLACE, SUITE 300
COLUMBUS OH 43240-2109
Phone: 614-221-1832
Fax: 614-396-0130

OHIO CONSUMERS COUNSEL
JEFFREY SMALL
10 WEST BROAD STREET, SUITE 1800
COLUMBUS OH 43215-3485

NONE

OHIO ENERGY GROUP, INC.
DAVID BOEHM
36 E. SEVENTH STREET SUITE 1510
CINCINNATI OH 45202
Phone: 513-421-2255
Fax: 513-421-2764

KURTZ, MICHAEL L
BOEHM KURTZ & LOWRY
36 EAST SEVENTH STREET, SUITE 1510
CINCINNATI OH 45202
Phone: 513.421.2255
Fax: 513.421.2764

OHIO ENVIRONMENTAL COUNCIL

1207 GRANDVIEW AVE. SUITE 201
COLUMBUS OH 43212-3449
Phone: (614) 487-7506
Fax: (614) 487-7510

*Dougherty, Trent A Mr.
Ohio Environmental Council
1207 Grandview Ave. Suite 201
Columbus OH 43212
Phone: 614-487-7506
Fax: 614-487-7510

OHIO ENVIRONMENTAL COUNCIL
MR. NOLAN MOSER
1207 GRANDVIEW AVENUE, SUITE 201
COLUMBUS OH 43212-3449
Phone: 614-487-7506
Fax: 614-487-7510

*Dougherty, Trent A Mr.
Ohio Environmental Council
1207 Grandview Ave. Suite 201
Columbus OH 43212
Phone: 614-487-7506
Fax: 614-487-7510

OHIO MANUFACTURERS ASSOCIATION
ERIC L. BURKLAND, PRESIDENT
33 NORTH HIGH STREET
COLUMBUS OH 43215-3005

MCALISTER, LISA G
BRICKER & ECKLER
100 SOUTH THIRD STREET
COLUMBUS OH 43215-4291
Phone: 614-227-2300
Fax: 614-227-2390

OHIO PARTNERS FOR AFFORDABLE ENERGY
MOONEY COLLEEN L
1431 MULFORD RD
COLUMBUS OH 43212

NONE

PJM POWER PROVIDERS GROUP
LAURA CHAPPELLE
4218 JACOB MEADOWS
OKEMOS MI 48864
Phone: (517) 281-1515

HOWARD, STEPHEN M.
VORYS, SATER, SEYMOUR AND PEASE LLP
52 EAST GAY STREET, P O BOX 1008
COLUMBUS OH 43216-1008
Phone: 614-464-5414
Fax: 614-719-4904

PJM POWER PROVIDERS GROUP
GLEN THOMAS
1060 FIRST AVENUE SUITE 400
KING OF PRUSSIA PA 19406
Phone: 610-768-8080
Fax: 610-724-0659

NONE

RETAIL ENERGY SUPPLY ASSOCIATION (RESA)
STEPHEN HOWARD
52 E. GAY ST.
COLUMBUS OH 43215
Phone: 614-464-5414

*PETRICOFF, M HOWARD
VORYS SATER SEYMOUR AND PEASE LLP
52 E. GAY STREET P.O. BOX 1008
COLUMBUS OH 43216-1008
Phone: 614-464-5414
Fax: 614-464-6350

THE KROGER COMPANY
1014 VINE STREET
CINCINNATI OH 45202-1100
Phone: 866-221-4141

YURICK, MARK S.
65 EAST STATE STREET SUITE 1000
COLUMBUS OH 43215-4213
Phone: 614-221-4000

VECTREN RETAIL LLC DIR OF REGULATORY AFFAIRS
AND CORPORATE COUNSEL
JOSEPH M CLARK
VECTREN SOURCE 6641 NORTH HIGH STREET SUITE
200
WORTHINGTON OH 43085
Phone: (614) 781-1896

NONE

WAL MART STORES INC
STEVE W. CHRISS
2001 SE 10TH STREET

OSTERKAMP, KEVIN J. ATTORNEY AT LAW
ROETZEL & ANDRESS
155 EAST BROAD STREET 12TH FLOOR

BENTONVILLE AR 72716-0550

Phone: (479) 204-1594

Fax: (479) 273-6851

COLUMBUS OH 43215

Phone: 614-463-9770

Fax: 614-463-9792

*Indicates that filer has agreed to be automatically served via electronic mail.