BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Application of Columbus Southern Power Company and Ohio Power Company for Authority to Establish a Standard Service Offer Pursuant to § 4928.143, Ohio Rev. Code, in the Form of an Electric Security Plan.	)))))	Case No. 11-346-EL-SSO Case No. 11-348-EL-SSO

MOTION TO APPEAR *PRO HAC VICE*
OF LARRY F. EISENSTAT

Pursuant to Rule 4901-1-08(B) of the Ohio Administrative Code and Gov. Bar R. XII(2), Robert L. Kinder, Jr., an attorney licensed to practice in the State of Ohio, respectfully moves that Larry F. Eisenstat be admitted *pro hac vice* to practice before the Public Utilities Commission of Ohio (the "Commission") for the purpose of representing CPV Power Development, Inc. ("CPV") in the above-captioned proceeding. In support thereof, Mr. Kinder states as follows:

1. Pursuant to Gov. Bar R. XII(2)(A)(1), Mr. Eisenstat neither resides in nor is regularly employed at an office in Ohio.
2. Pursuant to Gov. Bar R. XII(2)(A)(2), Mr. Eisenstat has neither taken and failed the Ohio bar examination, nor been denied admission without examination, nor had an application for admission in Ohio denied on character and fitness grounds pursuant to Gov. Bar R. I within the last five years.
3. Pursuant to Gov. Bar R. XII(2)(A)(3), Mr. Eisenstat has applied for registration with the Supreme Court Office of Attorney Services, paid an annual registration fee of $100.00, and been issued a Certificate of *Pro Hac Vice* Registration, attached hereto, by the Supreme Court of Ohio Office of Attorney Services.

4. Pursuant to Gov. Bar R. XII(2)(A)(5) and XII(2)(A)(6)(d), Mr. Eisenstat has not been granted permission to appear *pro hac vice* in more than three proceedings before Ohio tribunals in the current calendar year.
5. Pursuant to Gov. Bar R. XII(2)(A)(6)(a), Mr. Eisenstat's residential address is 9904 Woodford Road, Potomac, MD 20854. He is employed by the law firm Dickstein Shapiro LLP, located at 1825 Eye St. NW, Washington, DC 20006.
6. Pursuant to Gov. Bar R. XII(2)(A)(6)(b), Mr. Eisenstat was on February 17, 1989 admitted to practice law in the District of Columbia (#417414); on November 6, 1985, he was admitted to practice law in Pennsylvania (#44165); and on August 31, 2007, he was admitted to practice law in the U.S. Court of Appeals for the Third Circuit (n/a).
7. Pursuant to Gov. Bar R. XII(2)(A)(6)(c), and as he attests in the Affidavit of Out-Of-State Attorney, attached hereto, Mr. Eisenstat has not been disbarred, is not currently under suspension, and has not resigned with discipline pending in any jurisdiction in which he has ever been admitted.
8. Pursuant to Gov. Bar R. XII(2)(A)(6)(e), I, Robert L. Kinder, Jr. (#0076662), an active Ohio attorney in good standing, hereby agree to associate with Larry F. Eisenstat in this proceeding.

Also attached is a Certificate of Service on all known parties and attorneys of record. Furthermore, Mr. Eisenstat understands that, if this Motion is granted, he must file a Notice of Permission to Appear *Pro Hac Vice* and a copy of the Order granting permission with the Office of Attorney Services within thirty days of the Order.

WHEREFORE, Robert L. Kinder respectfully requests that Larry F. Eisenstat be permitted to practice before the Commission in the above-captioned proceeding.

Respectfully submitted,

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing Motion to Appear *Pro Hac Vice* of Larry F. Eisenstat has been served by electronic (where permitted) and first class postage prepaid mail this 20th day of April, 2012 upon the persons listed below.

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THE SUPREME COURT *of* OHIO

OFFICE OF ATTORNEY SERVICES

IN THE MATTER OF THE APPLICATION OF

Larry Eistenstat

FOR PRO HAC VICE REGISTRATION

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

Certificate of
PRO HAC VICE
REGISTRATION
2012

Registration Number:
PHV- 2650-2012

Larry Eistenstat, 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, 2012

IN THE MATTER OF THE MOTION OF

CASE NO. 11-346-EL-SSO, et al.

Larry F. Eisenstat (2650-2012)

FOR PERMISSION TO APPEAR PRO HAC VICE

AFFIDAVIT OF
OUT-OF-STATE ATTORNEY
Gov. Bar R. XII, Section 2(A)(6)

Larry F. Eistenstat being first duly cautioned, swears or affirms as follows:

a. I have never been disbarred from the practice of law.

b. I have been admitted to the practice of law in the following jurisdictions (attach additional jurisdictions if necessary):

District of Columbia

Pennsylvania

U.S. Court of Appeals for the 3d Cir.

c. Choose one:

- [x] I am not currently suspended from the practice of law in any jurisdiction where I have been admitted to practice.
- [ ] I am currently suspended from the practice of law in the following jurisdictions:

d. Choose one:

- [x] I have not resigned from the practice of law with discipline pending in any jurisdiction where I have been admitted to practice.
- [ ] I have resigned from the practice of law with discipline pending in the following jurisdiction(s):

PENNY CHANIN NOTARY PUBLIC EXP. 3-14-2016 DISTRICT OF COLUMBIA

SIGNATURE OF APPLICANT

Sworn to or affirmed before me and subscribed in my presence the 13 day of April,

20 12, in ~~the state of~~ Washington, DC ~~and county of USA~~.

PENNY CHANIN
NOTARY PUBLIC DISTRICT OF COLUMBIA
My Commission Expires March 14, 2016

SIGNATURE OF NOTARY PUBLIC*

*Affix stamp & seal (required in Ohio)

This foregoing document was electronically filed with the Public Utilities

Commission of Ohio Docketing Information System on

4/20/2012 4:51:34 PM

in

Case No(s). 11-0346-EL-SSO, 11-0348-EL-SSO

Summary: Motion to Appear Pro Hac Vice of Larry F. Eisenstat electronically filed by Mr. Bradley D Hutter on behalf of CPV Power Development, Inc.