

**BEFORE  
THE PUBLIC UTILITIES COMMISSION OF OHIO**

<b>In the Matter of the Adoption of Chapter</b>	)	
<b>4901:1-3, Ohio Administrative Code,</b>	)	<b>Case No. 13-579-AU-ORD</b>
<b>Concerning Access to Poles, Ducts, Conduits,</b>	)	
<b>and Rights-of-Way by Public Utilities.</b>	)	

**MOTION FOR PERMISSION TO APPEAR *PRO HAC VICE*  
OF GARDNER F. GILLESPIE**

Pursuant to Rule 4901-1-08(B) of the Ohio Administrative Code and Rule XII(2)(A)(6) of the Supreme Court Rules for the Government of the Bar of Ohio, Gardner F. Gillespie, respectfully moves that he be admitted *pro hac vice* to practice before the Public Utilities Commission of Ohio (the "Commission") for the purpose of representing the Ohio Cable Telecommunications Association ("OCTA") in the instant matter. In support thereof, Mr. Gillespie states as follows:

- A. He is employed by the law firm Sheppard Mullin Richter & Hampton LLP, 1300 I Street NW, 11<sup>th</sup> Floor East, Washington DC 20005-3314.
- B. His residential address is 2414 Ridge Road Drive, Alexandria, VA 22302.
- C. He is admitted to practice law in the District of Columbia and Virginia.
- D. He has never been disbarred, is not currently under suspension, and there are no discipline proceedings pending against him in any jurisdiction.
- E. Pursuant to Rule XII(2)(A)(5) of the Supreme Court Rules for the Government of the Bar of Ohio, he has not been granted permission to appear *pro hac vice* in more than three proceedings before Ohio tribunals in the current calendar year.

F. He will comply with all applicable statutes, law and procedural rules of the State of Ohio, and the rules, policies and procedures of the Commission, and will be familiar with and comply with the Ohio Rules of Professional Conduct and the Rules for the Government of the Bar.

G. The Ohio Supreme Court has issued PHV #1274-2013 to Mr. Gillespie.

H. Stephen M. Howard (Attorney Registration No. 0022421), a member of the Ohio Bar in good standing, has agreed to associate with Mr. Gillespie for purposes of this motion.

I. He 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 Ohio Office of Attorney Services within thirty (30) days of the Order.

WHEREFORE, Gardner F. Gillespie respectfully requests that he be permitted to practice before the Commission in the above-styled proceeding.

Respectfully submitted.

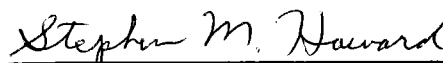


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Gardner F. Gillespie (PHV #1274-2013)  
Sheppard Mullin Richter & Hampton  
1300 I Street NW, 11<sup>th</sup> Floor East  
Washington DC 20005-3314  
202-469-4916 (telephone)  
[ggillespie@sheppardmullin.com](mailto:ggillespie@sheppardmullin.com)

## CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and accurate copy of the foregoing document was served this 26<sup>th</sup> day of November, 2013 by electronic mail upon the persons listed below.



Stephen M. Howard

Amy.Spiller@duke-energy.com  
Elizabeth.Watts@duke-energy.com  
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# THE SUPREME COURT of OHIO

## OFFICE OF ATTORNEY SERVICES

### IN THE MATTER OF THE APPLICATION OF

Gardner F. Gillespie

**AFFIDAVIT OF APPLICANT**  
Gov. Bar R. XII, Section 2(A)(3)

### FOR PRO HAC VICE REGISTRATION

Gardner F. Gillespie, 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 page if necessary):

District of Columbia

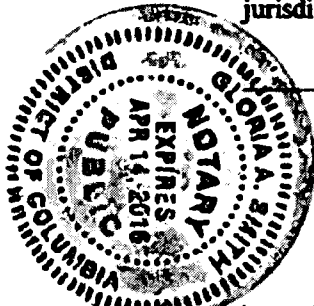
Virginia

- c. Choose one:

- ☒ 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:

- ☒ 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):



Gardner F. Gillespie

SIGNATURE OF APPLICANT

Sworn to or affirmed before me and subscribed in my presence the 25<sup>th</sup> day of November

20 13, in the state of District of Columbia and county of \_\_\_\_\_

Gloria A. Smith

SIGNATURE OF NOTARY PUBLIC

\*Notary public's stamp/seal and commission expiration date are required.

**GLORIA A. SMITH**  
Notary Public, District of Columbia  
My Commission Expires April 14, 2016

# THE SUPREME COURT *of* OHIO

OFFICE OF ATTORNEY SERVICES

IN THE MATTER OF THE APPLICATION OF

**Gardner Gillespie**

FOR PRO HAC VICE REGISTRATION

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

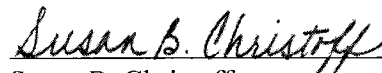
Certificate of  
PRO HAC VICE  
REGISTRATION

2013

Registration Number:  
PHV- 1274-2013

Gardner Gillespie, 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, 2013**

**This foregoing document was electronically filed with the Public Utilities**

**Commission of Ohio Docketing Information System on**

**11/26/2013 10:22:39 AM**

**in**

**Case No(s). 13-0579-AU-ORD**

Summary: Motion Motion for Permission to Appear Pro Hac Vice of Gardner F. Gillespie electronically filed by Mr. Stephen M Howard on behalf of Ohio Cable Telecommunications Association