

BEFORE THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of Fuel the Adjustment Clauses)
for Ohio Power Company)

Case No. 13-1892-EL-FAC

**MOTION FOR PERMISSION FOR MATTHEW S. MCKENZIE TO APPEAR
PRO HAC VICE BEFORE THE COMMISSION**

Pursuant to Rule XII of the Supreme Court Rules for the Government of the Bar of Ohio, Ohio Power Company hereby moves the Public Utilities Commission of Ohio (the “Commission”) to grant Matthew S. McKenzie (PHV-5903-2014) permission to appear *pro hac vice* and participate as co-counsel in the above-captioned proceeding.

The following is a list of jurisdictions in which Mr. McKenzie has ever been licensed to practice law, including dates of admission to practice, resignation, or retirement, and any attorney registration numbers:

- i) District of Columbia, Bar No. 1001483, Admitted September 9, 2011
- ii) New York, Bar No. 4739389, Admitted July 7, 2009

Mr. McKenzie 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 Rule XII(2)(A)(5). Under that Rule, participation in a Commission proceeding – including a proceeding involving “the consolidation of two or more” Commission case numbers – counts as a single proceeding in the year the *pro hac vice* motion is granted. Gov. Bar Rule XII(2)(A)(5). Any “appeal of [a Commission] order or ruling . . . shall not be counted toward the annual limitation,” and if “a proceeding continues to the next or subsequent calendar years, the proceeding will not count toward the annual limitation.” *Id.*

Steven T. Nourse (#0046705), an attorney licensed to practice in the State of Ohio in good standing, has agreed to associate with Mr. McKenzie in this proceeding.

Attached are a copy of the certificate of *pro hac vice* registration for Mr. McKenzie furnished by the Supreme Court of Ohio Office of Attorney Services, a copy of the affidavit required by Gov. Bar R. XII(2)(A)(6), and a certificate indicating service of this Motion on all known parties and attorneys of record.

Mr. McKenzie 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, Ohio Power Company respectfully moves the Commission for permission for Matthew S. McKenzie to appear *pro hac vice* before the Commission in this proceeding.

Respectfully submitted,

/s/ Steven T. Nourse
Steven T. Nourse
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Matthew S. McKenzie
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Counsel for Ohio Power Company

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Motion for Permission for Matthew S. McKenzie to Appear *Pro Hac Vice* Before the Commission was served by E-mail upon counsel for all other parties of record in this case on this 19th day of December, 2014.

/s/ Steven T. Nourse
Steven T. Nourse

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THE SUPREME COURT *of* OHIO

OFFICE OF ATTORNEY SERVICES

IN THE MATTER OF THE APPLICATION OF

Matthew McKenzie

FOR PRO HAC VICE REGISTRATION

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

Certificate of
PRO HAC VICE
REGISTRATION

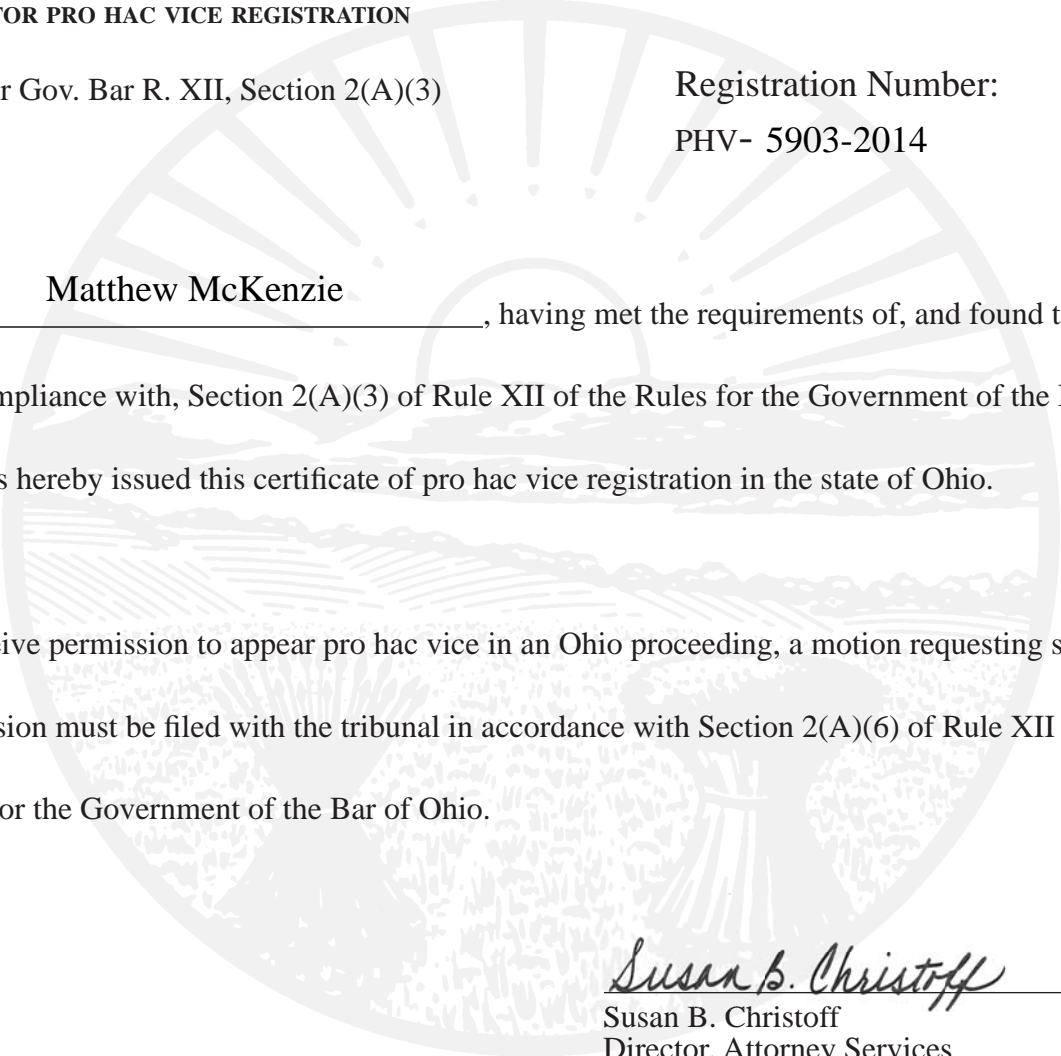
2014

Registration Number:
PHV- 5903-2014

Matthew McKenzie

_____, 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

Susan B. Christoff
Director, Attorney Services

Expires December 31, 2014

THE SUPREME COURT of OHIO

OFFICE OF ATTORNEY SERVICES

IN THE MATTER OF THE APPLICATION OF

Matthew S. McKenzie

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

FOR PRO HAC VICE REGISTRATION

Matthew S. McKenzie, 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):

New York

District of Columbia

- 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:

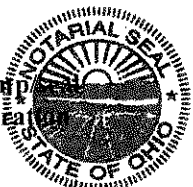
- d. Choose one:

- ☒ 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):

Matthew S. McKenzie
SIGNATURE OF APPLICANT

Sworn to or affirmed before me and subscribed in my presence the 11th day of December, 20 14, in the state of Ohio and county of Franklin.

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



CHARMAINE S. HAMILTON
Notary Public, State of Ohio
My Commission Expires 05-14-

SIGNATURE OF NOTARY PUBLIC*

2017

This foregoing document was electronically filed with the Public Utilities

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in

Case No(s). 13-1892-EL-FAC

Summary: Motion for Permission for Matthew S. McKenzie to Appear Pro Hac Vice electronically filed by Mr. Steven T Nourse on behalf of Ohio Power Company