

**BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of the Application of)
The Dayton Power and Light Company) **Case No. 16-395-EL-RDR**
for Approval of its Electric Security Plan)

In the Matter of the Application of)
The Dayton Power and Light Company) **Case No. 16-396-EL-ATA**
for Approval of Revised Tariffs)

In the Matter of the Application of)
The Dayton Power and Light Company)
for Approval of Certain Accounting) **Case No. 16-397-EL-AAM**
Authority Pursuant to Ohio Rev.)
Code § 4904.13)

**MOTION FOR PERMISSION TO APPEAR *PRO HAC VICE* FOR
TONY G. MENDOZA ON BEHALF OF SIERRA CLUB**

Pursuant to Gov. Bar. R. XII, Tony G. Mendoza, PHV-5610-2016, Attorney for Sierra Club, respectfully moves the Public Utilities Commission of Ohio to grant him permission to appear *pro hac vice* and participate as co-counsel representing Sierra Club in the above-captioned proceeding.

Richard C. Sahli, an active Ohio attorney in good standing, agrees to associate with Movant Tony G. Mendoza on this case. Mr. Sahli is Sierra Club's counsel of record in this matter. Mr. Sahli's office address is Richard Sahli Law Office, LLC, 981 Pinewood Lane, Columbus, Ohio 43230-3662. Mr. Sahli's office phone number is (614) 428-6068, and his Ohio Supreme Court Registration Number is 0007360.

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:

- New York, 2009-Present.
- District of Columbia, Bar No. 996012, 2010-Present.

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(2)(A)(5). As required by Gov. Bar. R. XII(2)(A)(6)(a), Movant has supplied his office address and the name and address of his employer below, and states that his residential address is 1359 Hayes Street, San Francisco, CA 94117.

A copy of 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 of service indicating service of this Motion on all known parties and attorneys of record are attached. Movant 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 Supreme Court of Ohio Office of Attorney Services within thirty days of such Order.

Respectfully submitted,

Dated: May 18, 2016

/s/ Tony G. Mendoza
Tony G Mendoza
Staff Attorney
Sierra Club Environmental Law Program
2101 Webster St., 13th Floor
Oakland, CA 94612
(415) 977-5589
(415) 977-5793 fax
tony.mendoza@sierraclub.org

Attorney for Sierra Club

CERTIFICATE OF SERVICE

I hereby certify that a true and accurate copy of the foregoing *Motion for Permission to Appear Pro Hac Vice for Tony G. Mendoza on Behalf of Sierra Club* has been filed with the Public Utilities Commission of Ohio and has been served upon the following parties via electronic mail on May 18, 2016.

/s/Tony G. Mendoza _____
Tony G. Mendoza

Service List

Thomas.McNamee@puc.state.ohio.us Natalia.Messenger@puc.state.ohio.us cfaruki@ficlaw.com djireland@ficlaw.com jsharkey@ficlaw.com mfleisher@elpc.org jeffrey.mayes@monitoringanalytics.com evelyn.robinson@pjm.com mkurtz@BKLawfirm.com kboehm@BKLawfirm.com jkylerncohn@BKLawfirm.com Schmidt@sppgrp.com fdarr@mwncmh.com mpritchard@mwncmh.com mjsettineri@vorys.com glpetrucci@vorys.com ibatikov@vorys.com smhoward@vorys.com orourke@carpenterlipps.com Bojko@carpenterlipps.com ghiloni@carpenterlipps.com kevin.moore@occ.ohio.gov william.michael@occ.ohio.gov joliker@igsenergy.com mdortch@kravitzllc.com	cmooney@ohiopartners.org tdougherty@theoec.org sechler@carpenterlipps.com gpoulos@enernoc.com rick.sites@ohiohospitals.org slesser@calfee.com jlang@calfee.com talexander@calfee.com amy.spiller@duke-energy.com Elizabeth.watts@duke-energy.com lhawrot@spilmanlaw.com dwilliamson@spilmanlaw.com charris@spilmanlaw.com ejacobs@ablelaw.org mwarnock@bricker.com dborchers@bricker.com Attorney Examiners: Bryce.Mckenney@puc.state.oh.us Gregory.Price@puc.state.oh.us
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IN THE MATTER OF THE MOTION OF

CASE NO. 16-395-EL-RDR et al.

Application of DP&L for Approval of its ESP et al.

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

FOR PERMISSION TO APPEAR PRO HAC VICE

Tony G. Mendoza

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

New York

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):



SIGNATURE OF APPLICANT

Sworn to or affirmed before me and subscribed in my presence the 18 day of May, 2016, in the state of California and county of Alameda

*see attached
"Sanat Certificate"*

SIGNATURE OF NOTARY PUBLIC*

*Affix stamp & seal (required in Ohio).

CALIFORNIA JURAT WITH AFFIANT STATEMENT

GOVERNMENT CODE § 8202

- See Attached Document (Notary to cross out lines 1-6 below)
- See Statement Below (Lines 1-6 to be completed only by document signer[s], *not* Notary)

1 _____

2 _____

3 _____

4 _____

5 _____

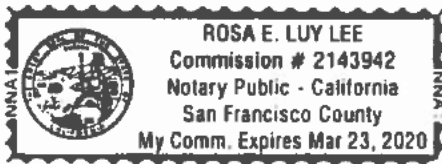
6 _____

Signature of Document Signer No. 1 *Signature of Document Signer No. 2 (if any)*

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California
 County of SAN FRANCISCO

Subscribed and sworn to (or affirmed) before me
 on this 18th day of MAY, 2016
 by Date Month Year
 (1) TONY G. MENDOZA
 (and (2) _____),
Name(s) of Signer(s)



proved to me on the basis of satisfactory evidence
 to be the person(s) who appeared before me.
 Signature Rosa E. Luy Lee
Signature of Notary Public

Seal
 Place Notary Seal Above

OPTIONAL

Though this section is optional, completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.

Description of Attached Document

Title or Type of Document: AFFIDAVIT OF Out-of-State Document Date: 5/18/2016
 Number of Pages: 1 Signer(s) Other Than Named Above: _____

THE SUPREME COURT *of* OHIO

OFFICE OF ATTORNEY SERVICES

IN THE MATTER OF THE APPLICATION OF

Tony Mendoza


FOR PRO HAC VICE REGISTRATION

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

Tony Mendoza

_____ , 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, 2016

Certificate of
PRO HAC VICE
REGISTRATION

2016

Registration Number:
PHV- 5610-2016

This foregoing document was electronically filed with the Public Utilities

Commission of Ohio Docketing Information System on

5/18/2016 3:12:40 PM

in

Case No(s). 16-0395-EL-SSO, 16-0396-EL-ATA, 16-0397-EL-AAM

Summary: Motion for admission pro hac vice for Tony G. Mendoza electronically filed by Mr. Tony G. Mendoza on behalf of Sierra Club