

**BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of the Application of Duke Energy Ohio, Inc., for an Increase in Electric Distribution Rates.)	Case No. 21-0887-EL-AIR
)	
)	
In the Matter of the Application of Duke Energy Ohio, Inc., for Tariff Approval.)	Case No. 21-0888-EL-ATA
)	
)	
In the Matter of the Application of Duke Energy Ohio, Inc., for Approval to Change Accounting Methods.)	Case No. 21-0889-EL-AAM
)	

**MOTION FOR PERMISSION TO APPEAR *PRO HAC VICE* FOR SCOTT C. FRANSON
ON BEHALF OF THE CITY OF CINCINNATI**

Pursuant to Gov. Bar R. XII (2)(A)(7) and Ohio Adm. Code 4901-1-08(B), James F. Lang, Counsel of Record for the City of Cincinnati, hereby moves the Public Utilities Commission of Ohio to grant Scott C. Franson permission to appear *pro hac vice* and participate as co-counsel in the above-captioned proceedings for the City of Cincinnati. The reasons that the Commission should grant Scott C. Franson permission to appear *pro hac vice* are set forth in the attached Memorandum in Support.

Respectfully submitted,

/s/ James F. Lang

James F. Lang (0059668)

(Counsel of Record)

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Attorneys for The City of Cincinnati

**BEFORE
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**MEMORANDUM IN SUPPORT OF
MOTION FOR PERMISSION TO APPEAR *PRO HAC VICE* FOR SCOTT C. FRANSON
ON BEHALF OF THE CITY OF CINCINNATI**

The Public Utilities Commission of Ohio (the “Commission”) is respectfully requested, pursuant to Gov. Bar R. XII (2)(A)(7) and Ohio Adm. Code 4901-1-08(B), to grant Scott C. Franson (PHV- 25721-2022) (“Mr. Franson”) permission to appear *pro hac vice* and participate as co-counsel on behalf of the City of Cincinnati in the above-captioned proceedings.

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

1. Indiana, Attorney No. 27839-49, Admitted October 17, 2008

James F. Lang, an active Ohio attorney in good standing, agrees to associate with Mr. Franson on this case. Mr. Lang is Counsel of Record for the City of Cincinnati in this matter. Mr. Lang’s office address is The Calfee Building, 1405 East Sixth Street, Cleveland, OH 44114. Mr.

Lang's phone number is (216) 622-8200 and his Ohio Supreme Court Registration Number is 0059668.

Mr. Franson has not been granted permission to appear *pro hac vice* in more than three proceedings before Ohio tribunals in the current calendar year, as required by Gov. Bar R. XII(2)(A)(6).

The affidavit required by Gov. Bar. R. XII(2)(A)(7), a copy of Mr. Franson'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 Motion on all known parties and attorneys of record are attached.

Mr. Franson 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 the Order.

WHEREFORE, the Commission is respectfully requested to grant permission for Scott C. Franson to appear *pro hac vice* before the Commission in this proceeding.

Respectfully submitted,

/s/ James F. Lang

James F. Lang (0059668)

(Counsel of Record)

Gretchen L. Whaling (0096780)

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Attorneys for The City of Cincinnati

CERTIFICATE OF SERVICE

I certify that the foregoing was filed electronically through the Docketing Information System of the Public Utilities Commission of Ohio on this 24th day of February 2022. The PUCO's e-filing system will electronically serve notice of the filing of this document on counsel for all parties. A courtesy copy was also emailed to the following:

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Counsel for The Kroger Co.

/s/ Gretchen L. Whaling
*One of the Attorneys for the City of
Cincinnati*

THE SUPREME COURT *of* OHIO

OFFICE OF ATTORNEY SERVICES

IN THE MATTER OF THE APPLICATION OF

Scott Franson

Certificate of
PRO HAC VICE
REGISTRATION

2022

FOR PRO HAC VICE REGISTRATION

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

Registration Number:
PHV- 25721-2022

Scott Franson

_____, 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.


G.W. Palmer

Gina White Palmer
Director, Attorney Services

Expires December 31, 2022

IN THE MATTER OF THE MOTION OF

Scott Franson

21-0887-EL-AIR
21-0888-EL-ATA
CASE NO. 21-0889-EL-AAM

FOR PERMISSION TO APPEAR PRO HAC VICE

Scott Franson

AFFIDAVIT OF
OUT-OF-STATE ATTORNEY
Gov. Bar R. XII, Section 2(A)(7)

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):

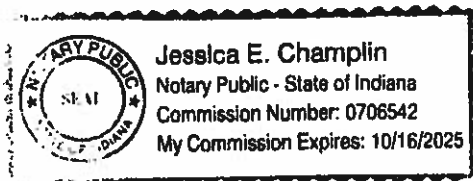
Indiana

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 15 day of February,
2022, in the state of Indiana and county of Marion.


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**

2/24/2022 9:52:56 AM

in

Case No(s). 21-0887-EL-AIR, 21-0888-EL-ATA, 21-0889-EL-AAM

Summary: Motion for Permission to Appear Pro Hac Vice for Scott C. Franson on
Behalf of the City of Cincinnati electronically filed by Ms. Gretchen L. Whaling on
behalf of City of Cincinnati