

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:)
)
The Application of Kentucky Power Company)
For: (1) A Certificate of Public Convenience and)
Necessity Authorizing the Transfer to the)
Company of An Undivided Fifty Percent Interest))
in the Mitchell Generating Station and)
Associated Assets; (2) Approval Of The)
Assumption by Kentucky Power Company of)
Certain Liabilities In Connection With the)
Transfer Of The Mitchell Generating Station;)
(3) Declaratory Rulings; (4) Deferral of Costs)
Incurred In Connection With The Company's)
Efforts to Meet Federal Clean Air Act And)
Related Requirements; and (5) For All Other)
Required Approvals and Relief)

CASE NO. 2012-00578

RECEIVED

APR 10 2013

PUBLIC SERVICE
COMMISSION

MOTION FOR ADMISSION *PRO HAC VICE*

COME the Intervenor Alexander DeSha, Tom Vierheller, Beverly May, and Sierra Club (collectively "Intervenor"), by and through counsel, and hereby move for the admission *pro hac vice* of Shannon W. Fisk as counsel for said Intervenor. Mr. Fisk's business address is 1617 John F. Kennedy Boulevard, Suite 1675, Philadelphia, PA 19103.

Attached hereto as Exhibit A is the Kentucky Bar Association out-of-state certification form certifying that Mr. Fisk has paid the fee for admission required by SCR 3.030(2). Mr. Fisk is a member in good standing of the State Bar of Illinois (IL Bar No. 6269746), and is not under suspension or disbarment from any bar. Furthermore, Mr. Fisk has previously been admitted to practice before this Commission in Case Nos. 2011-00161, 2011-00162, 2011-00375, 2011-00401, 2012-00063.

WHEREFORE, the Commission is hereby requested to enter an Order permitting Mr. Fisk to appear *pro hac vice* in this case.

Dated: April 9, 2013

Respectfully submitted,



Joe Childers, Esq.
Joe F. Childers & Associates
300 Lexington Building
201 West Short Street
Lexington, Kentucky 40507
P: 859-253-9824
F: 859-258-9288

CERTIFICATE OF SERVICE


I certify that I had filed a copy of the foregoing Motion for Admission *Pro Hac Vice* and Proposed Order with the Kentucky Public Service Commission on April 10, 2013, and served a copy of the same via first-class U.S. Mail to the following:

Kenneth J. Gish, Jr.
Attorney at Law
Stites & Harbison
250 West Main Street, Suite 2300
Lexington, KY 40507

Mark R. Overstreet
Attorney at Law
Stites & Harbison
421 West Main Street
P. O. Box 634
Frankfort, KY 40602-0634

Jennifer B. Hans
Assistant Attorney General's Office
1024 Capital Center Drive, Suite 200
Frankfort, KY 40601-8204

Michael L. Kurtz
Boehm, Kurtz & Lowry
36 East Seventh Street, Suite 1510
Cincinnati, OH 45202



Joe Childers, Esq.

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CASE NO. 2012-00578

ORDER

On April 10, 2012, Joe F. Childers, an attorney licensed to practice law in the Commonwealth of Kentucky, who is representing Intervenor Sierra Club, moved the Commission to admit *pro hac vice* Shannon W. Fisk, an attorney whose office is in the state of Pennsylvania, to practice law before the Commission on behalf of Intervenors Alexander DeSha, Tom Vierheller, Beverly May, and Sierra Club in this case. In support of the request, Mr. Fisk has shown that he is a member in good standing of the Illinois state bar and has been certified to practice before the Commission in this case by the Kentucky Bar Association under Supreme Court Rule 3.030(2). In addition, Mr. Fisk has agreed to be subject to the jurisdiction and rules of the Commission and the Kentucky Bar Association.

IT IS THEREFORE ORDERED that Shannon Fisk is admitted *pro hac vice* for the purpose of representing Intervenors Alexander DeSha, Tom Vierheller, Beverly May, and Sierra

Club in the above-styled proceeding provided that Joe F. Childers of Joe F. Childers & Associates, 300 Lexington Building, 201 West Short Street, Lexington, KY 40507, or another member of the Kentucky Bar Association, acts as co-counsel and is present at any and all proceedings before this Commission.

By the Commission

ATTEST:

Executive Director

KENTUCKY BAR ASSOCIATION

514 WEST MAIN STREET
FRANKFORT, KENTUCKY 40601-1812

(502) 564-3795

FAX (502) 564-3225

www.kybar.org

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KENTUCKY BAR ASSOCIATION OUT-OF-STATE CERTIFICATION FORM

COURT Kentucky Public Service Commission

CASE NO. 2012-00578

SCR 3.030 Membership, practice by nonmembers and classes of membership

(2) A person admitted to practice in another state, but not in this state, shall be permitted to practice a case in this state only if that attorney subjects himself or herself to the jurisdiction and rules of the court governing professional conduct, pays a per case fee of \$270.00 to the Kentucky Bar Association and engages a member of the association as co-counsel, whose presence shall be necessary at all trials and at other times when required by the court. No motion for permission to practice in any state court in this jurisdiction shall be granted without submission to the admitting court of a certification from the Kentucky Bar Association of receipt of this fee.

The Kentucky Bar Association certifies that Shannon Wanzer Fisk has paid the per case fee of \$270.00 in the above referenced case as required in SCR 3.030(2).

A handwritten signature in cursive script that reads "Michele M. Pogrotsky". The signature is written in black ink and is positioned above a horizontal line.

Michele M. Pogrotsky, Deputy Registrar



KENTUCKY BAR ASSOCIATION
OUT-OF-STATE CERTIFICATION REQUEST FORM

RECEIVED

MAR 10 2013

ACCOUNTING DEPT.
001904 - \$ 270.00

PLEASE PROVIDE THIS OFFICE WITH THE FOLLOWING INFORMATION:

NAME: Shannon Wanzer Fisk
(PLEASE PRINT)

DATE OF BIRTH: 05/18/1974

ADDRESS TO BE USED FOR KBA RECORDS:
1617 John F. Kennedy Blvd., Ste. 1675
Philadelphia, PA 19103

Please Note: All Out of State Certification Receipts will be sent to Out of State Attorney unless stated otherwise.
Please indicate if a copy is needed by fax or email by providing a cover sheet.

TELEPHONE NUMBER: (Please indicate if this is a business or home telephone number)
(215) 717-4522

Home Business

FAX NUMBER: (212) 918-1556

E-MAIL ADDRESS: efisk@earthjustice.org

STATE BARS OF WHICH YOU ARE A MEMBER IN GOOD STANDING: (Please include membership number)
Illinois, Bar No. 6269746

KY COURT for which you seek Certification: Public Service Commission

CASE NUMBER for which you seek Certification: 2012-00578

KENTUCKY CO-COUNSEL / BAR #: Joe F. Childers ✓, 11850
(REQUIRED) 10-5-81

Since January 1, 2005, have you practiced a case in Kentucky under SCR 3.030? YES NO

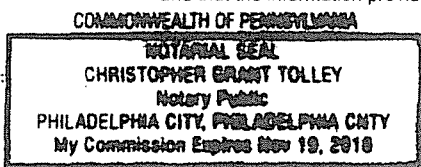
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I have read and agree to comply with the requirements set forth in SCR 3.030(2), including submitting to the Rules of Professional Conduct of The Kentucky Supreme Court.

I certify by signing this form that I am a member in good standing in my state(s) of licensure, and that the information provided by me on this form is true and correct.

Notary Seal:
(Required)



SIGNATURE

STATE OF Pennsylvania COUNTY OF Philadelphia

Acknowledged, subscribed & sworn to by Shannon W. Fisk
(Attorney's Name)

who personally appeared before me on the 13th day of March, 2013.

Christopher Grant Tolley
NOTARY PUBLIC
My Commission expires: NOV 19, 2016

RETURN ORIGINAL FORM TO:
KENTUCKY BAR ASSOCIATION
ATTN: MEMBERSHIP DEPARTMENT
514 W MAIN ST
FRANKFORT KY 40601-1812
Phone (502)564-3795

Revised 03/01/2012