



SIERRA
CLUB
FOUNDED 1892

August 28, 2013

Via Personal Delivery

Mr. Jeff Derouen, Executive Director
Case No. 2013-00199
Kentucky Public Service Commission
211 Sower Blvd.
Frankfort, KY 40601

RECEIVED

AUG 28 2013

PUBLIC SERVICE
COMMISSION

Re: Case No. 2013-00199 Motion to Admit Pro Hac Vice by Sierra Club

Dear Mr. Derouen,

Enclosed please find one original and ten (10) copies of Sierra Club's Motion to Admit Pro Hac Vice, filed today in the above-referenced matter via personal delivery. By copy of this letter, all parties listed on the Certificate of Service have been served via USPS and e-mail. Please place this document of file.

Sincerely,

Kristin A. Henry
Staff Attorney
Sierra Club
85 Second Street
San Francisco, CA 94105
Phone: (415) 977-5716
Fax: (415) 977-5793
kristin.henry@sierraclub.org

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

RECEIVED

AUG 28 2013

PUBLIC SERVICE
COMMISSION

In the Matter of:

APPLICATION OF BIG RIVERS)
ELECTRIC CORPORATION, INC.)
FOR AN ADJUSTMENT OF RATES)

CASE NO. 2013-00199

MOTION TO ADMIT PRO HAC VICE BY SIERRA CLUB

COMES NOW Intervenor Sierra Club, by and through counsel, hereby seeks to have admitted to practice law in Kentucky, for the limited purpose of this matter, Hon. Kristin Henry, Counsel for Sierra Club, 85 2nd Street Floor 2, San Francisco, CA 94105. Mrs. Henry is a member in good standing of the State Bar of California (CA Bar No. 220908).

Attached please find an approved Kentucky Bar Association (KBA) out-of-state counsel certification form confirming payment of \$270.00, pursuant to Kentucky Supreme Court Rule 3.030, as well as a proposed order for the Commission.

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

Respectfully submitted,

Dated: August 28, 2013



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

Of counsel:

Kristin Henry
Staff Attorney
Sierra Club
85 Second Street
San Francisco, CA 94105
Phone: (415) 977-5716
Fax: (415) 977-5793
kristin.henry@sierraclub.org

CERTIFICATE OF SERVICE

I certify that I delivered a copy of the following documents by e-mail and by first class mail on August 28, 2013 to the parties listed below:

- Motion to Admit Kristin Henry *Pro Hac Vice*
- KY Bar Association Out-Of-State Certification Form
- Proposed Order for the Commission

Tyson Kamuf
Billie Richert
Edward T. Depp
Sullivan, Mountjoy, Stainback & Miller,
PSC
100 Saint Ann Street
P.O. Box 727
Owensboro, KY 42302-0727

Jennifer B. Hans
Lawrence W. Cook
Assistant Attorneys General
1024 Capital Center Dr. Suite 200□
Frankfort, KY 40601

Mr. David Brevitz
3623 SW Woodvalley Terrace
Topeka, KS 66614

Mr. Bion C. Ostrander
1121 S.W. Chetopa Trail
Topeka, KS 66615

Mr. Larry Holloway
830 Romine Ridge
Osage City, KS 66523

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

J. Christopher Hopgood, Esq
318 Second Street
Henderson, Kentucky 42420

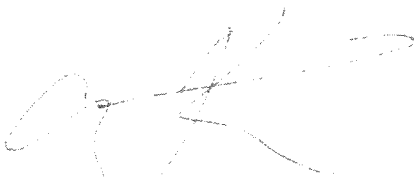
G. Kelly Nuckols
President and CEO
Jackson Purchase Energy Corporation
2900 Irvin Cobb Drive
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Paducah, KY 42002-403 0

Melissa D. Yates
Denton & Keuler, LLP
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Paducah, KY 42001

Burns Mercer
Meade County RECC
1351 Hwy. 79
P.O. Box 489
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Thomas C. Brite, Esq.
Brite & Hopkins, PLLC
83 Ballpark Road
Hardinsburg, KY 40143

Gregory Starheim
President & CEO
Kenergy Corp.
3111 Fairview Drive
P.O. Box 1389
Owensboro, KY 42302-1389



Anthony Raduazo

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. 2013-00199

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 **Kristin Henry** 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'.

Michele M. Pogrotsky, Deputy Registrar



KENTUCKY BAR ASSOCIATION
OUT-OF-STATE CERTIFICATION REQUEST FORM

RECEIVED
 AUG 21 2013
 ACCOUNTING DEPT.

#246891-6270

PLEASE PROVIDE THIS OFFICE WITH THE FOLLOWING INFORMATION:

NAME: Kristin Henry ✓ (PLEASE PRINT)

DATE OF BIRTH: 7/31/73

ADDRESS TO BE USED FOR KBA RECORDS:
Sierra Club, 85 Second Street, Floor 2
San Francisco, CA 94105

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 by providing a cover sheet.

TELEPHONE NUMBER: (Please indicate if this is a business or home telephone number)
415-977-5716 Home Business

FAX NUMBER: 415-977-5793 E-MAIL ADDRESS: kristin.henry@sierrclub.org

STATE BARS OF WHICH YOU ARE A MEMBER IN GOOD STANDING: (Include membership number)
California / 220908

KY COURT for which you seek Certification: Kentucky Public Service Commission

CASE NUMBER for which you seek Certification: 2013-00199

KENTUCKY CO-COUNSEL / BAR #: Joe F. Childers / 11850 10/5/1981
 (REQUIRED)

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

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 Supreme Court of Kentucky, pays a one time per case fee of two hundred seventy dollars (\$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.

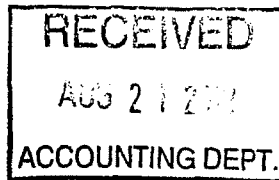
I have read and agree to comply with the requirements set forth in SCR 3.030(2), including submitting to the Rules of Professional Conduct of The Kentucky Supreme Court.

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.

Kristin A. Henry

SIGNATURE

RETURN **ORIGINAL** FORM TO:
KENTUCKY BAR ASSOCIATION
ATTN: MEMBERSHIP DEPARTMENT
514 W MAIN ST
FRANKFORT KY 40601-1812
Phone (502) 564-3795
 Or pay on the web at www.kybar.org



August 20, 2013

Via FedEx

Kentucky Bar Association
Attn: Membership Department
514 W Main Street
Frankfort, KY 40601-18212

Re: OUT-OF-STATE CERTIFICATION REQUEST FORM for Kristin Henry

Enclosed please find a completed OUT-OF-STATE CERTIFICATION REQUEST FORM for Kristin Henry, as well as a check in the amount of \$270 made out to the Kentucky Bar Association.

Please mail the approval/out-of-state certification to the address below:

Anthony Raduazo
Sierra Club
85 Second Street, Floor 2
San Francisco, CA 94105
(415) 977-5629

Sincerely,

A handwritten signature in black ink, appearing to be "AR", written over a horizontal line.

Anthony Raduazo
Litigation Assistant
Sierra Club Environmental Law Program
85 Second Street, Floor 2
San Francisco, CA 94105
Office: (415) 977-5629
Mobile: (978) 870-9435

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF BIG RIVERS)
ELECTRIC CORPORATION, INC.)
FOR AN ADJUSTMENT OF RATES)

CASE NO. 2013-00199

ORDER

On August 28, 2013, 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* Kristin Henry, an attorney whose office is in the state of California, to practice law before the Commission on behalf of Intervenors Ben Taylor, and Sierra Club, in this case. In support of the request, Kristin Henry has shown that she is a member in good standing of another 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, Kristin Henry has agreed to be subject to the jurisdiction and rules of the Commission and the Kentucky Bar Association.

IT IS THEREFORE ORDERED that Kristin Henry is admitted *pro hac vice* for the purpose of representing Intervenors Ben Taylor, and Sierra Club, in the above-styled proceeding provided that Joe F. Childers, 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