

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITIES COMMISSION**

**ENERGY EFFICIENCY AND CONSERVATION PROGRAM** : **DOCKET NO. P-2012-2320450**  
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**MOTION FOR ADMISSION PRO HAC VICE**

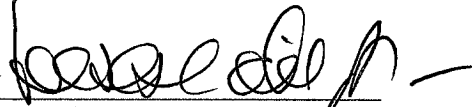
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I, Joseph O. Minott, state the following:

1. Pursuant to 231 Pa. Code § 1012.1, I hereby move for admission pro hac vice of candidate Zachary M. Fabish to practice before the Pennsylvania Public Utilities Commission in the above-captioned docket, Docket No. P-2012-2320450. I reasonably believe that Zachary M. Fabish to be a reputable and competent attorney, and accordingly, as his sponsor for admission, recommend him for admission.
2. In support of this motion, a verification from candidate Zachary M. Fabish is attached hereto, as per 231 Pa. Code § 1012.1(c).
3. Additionally in support of this motion, I am supplying attached hereto a sponsor verification, as per 231 Pa. Code § 1012.1(d)(2).

**WHEREFORE**, it is respectfully requested that the Administrative Law Judge enter an order granting admission pro hac vice to Zachary M. Fabish in the above-captioned proceeding.

Date: August 30, 2012

  
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Joseph Otis Minott, Esq.  
PA Attorney #36463  
Clean Air Council

135 S. 19<sup>th</sup> Street  
Suite 300  
Philadelphia, PA 19103  
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**CANDIDATE'S VERIFIED STATEMENT IN SUPPORT OF  
MOTION FOR ADMISSION PRO HAC VICE**

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I, Zachary M. Fabish, state the following:

1. I am a member in good standing of the California State Bar and the District of Columbia Bar:

California State Bar  
180 Howard Street  
San Francisco, CA 94105  
(415) 538-2000  
<http://www.calbar.ca.gov>

The District of Columbia Bar  
1101 K Street NW, Suite 200  
Washington DC 20005  
(202) 737-4700  
<http://www.dcbbar.org>

My membership numbers for the California State Bar and the District of Columbia Bar are 247535 and 986127, respectively.

2. With respect to both jurisdictions in which I am licensed, I have never been suspended, disbarred, or otherwise disciplined. Nor am I subject to any disciplinary proceedings before either jurisdiction.

3. In addition to the above-captioned matter referenced in the accompanying Motion for Admission Pro Hac Vice, I am contemporaneously applying for admission pro hac vice before the following Pennsylvania Public Utility Commission dockets:

- PPL Petition for Evidentiary Hearing – Docket No. P-2012-2320369;
- PECO Petition for Evidentiary Hearing – Docket No. P-2012-2320334;

- Penelec Petition for Evidentiary Hearing – Docket No. P-2012-2320468;
- Penn Power Petition for Evidentiary Hearing – Docket No. P-2012-2320480; and,
- West Penn Power Petition for Evidentiary Hearing – Docket No. P-2012-2320484.

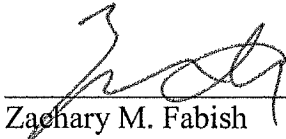
Admission pro hac vice before these dockets has not yet been granted or denied.

4. I shall comply with and be bound by the applicable statutes, case law, and procedural rules of the Commonwealth of Pennsylvania, including the Pennsylvania Rules of Professional Conduct.

5. I shall submit to the jurisdiction of the Pennsylvania courts and the Pennsylvania Disciplinary Board with respect to acts and omissions occurring during the appearance in the above-captioned matter referenced in the accompanying Motion for Admission Pro Hac Vice.

6. I have consented to the appointment of Joseph O. Minott, the sponsor of the accompanying Motion for Admission Pro Hac Vice, as the agent upon whom service of process shall be made for all actions, including disciplinary actions, that may arise out of the practice of law in the above-captioned matter in which admission pro hac vice is sought.

Date: August 30, 2012

  
Zachary M. Fabish  
Sierra Club  
50 F Street NW  
8<sup>th</sup> Floor  
Washington, DC 20001  
Telephone: 202.675.7617  
Fax: 202.547.6009  
Email: zachary.fabish@sierraclub.org

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**SPONSOR'S VERIFIED STATEMENT IN SUPPORT OF  
MOTION FOR ADMISSION PRO HAC VICE**

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I, Joseph O. Minott, state the following:

1. After reasonable investigation, I reasonably believe that Zachary M. Fabish to be a reputable and competent attorney. Accordingly, I am in a position to recommend his admission pro hac vice in the above-captioned matter.
2. I am acting as the sponsor of a candidate for admission pro hac vice in the following cases in all courts of record in this Commonwealth:
  - For Hollin Kretzmann, Esq. in the following cases: *Clean Air Council v. MarkWest Liberty Midstream and Resources, LLC and Pennsylvania Department of Environmental Protection*, Pennsylvania Environmental Hearing Board, Docket No. 2011-072-R; *MarkWest Liberty Midstream and Resources, LLC v. Clean Air Council and Pennsylvania Department of Environmental Protection*, Commonwealth Court of Pennsylvania, Docket No. 1508 C.D. 2012; *Clean Air Council v. Pennsylvania Department of Environmental Protection*, Pennsylvania Environmental Hearing Board, Docket No. 2012-141-R.
3. The proceeds from the settlement of any cause of action in which candidate Zachary M. Fabish is granted admission pro hac vice shall be received, held, distributed,

and accounted for in accordance with Rule 1.15 of the Pennsylvania Rules of Professional Conduct, including the IOLTA provisions thereof, if applicable.

Date: August 30, 2012

A handwritten signature in black ink, appearing to read "Joseph Otis Minott", written over a horizontal line.

Joseph Otis Minott, Esq.  
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