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April 24, 2020

# <u>E-FILE</u>

Rosemary Chiavetta, Secretary Pennsylvania Public Utility Commission Commonwealth Keystone Building 400 North Street, 2nd Floor Harrisburg, PA 17120

# RE: Petition of PECO Energy Company for Approval of Its Default Service Program for the Period From June 1, 2021 Through May 31, 2025; Docket No. P-2020-3019290

Dear Secretary Chiavetta:

Enclosed for filing with the Pennsylvania Public Utility Commission is the Motion for Admission Pro Hac Vice of James H. Laskey on behalf of Calpine Retail Holdings, LLC in the above-referenced proceeding.

All parties are asked to include Mr. Laskey on their e-service list, at <u>jlaskey@norris-</u> <u>law.com</u>.

As evidenced by the attached Certificate of Service, all parties to the proceeding are being served with a copy of this document. Thank you.

Sincerely,

NORRIS McLAUGHLIN, P.A.

/s/ John F. Lushís, Jr.

John F. Lushis, Jr.

c: Administrative Law Judge Eranda Vero (via e-mail) Certificate of Service

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Petition of PECO Energy Company
for Approval of Its
Default Service Program and
for the Period From June 1, 2021
Through May 31, 2025

Docket No. P-2020-3019290

# MOTION FOR ADMISSION *PRO HAC VICE* OF JAMES H. LASKEY ON BEHALF OF CALPINE RETAIL HOLDINGS, LLC

I, John F. Lushis, an attorney in good standing and authorized to practice in the Commonwealth of Pennsylvania, hereby move the Pennsylvania Public Utility Commission, in accordance with 52 Pa. Code § 1.22(b) and the Pennsylvania Bar Admission Rules, 204 Pa. Code § 1.22(b) and the Pennsylvania Bar Admission Rules, 204 Pa. Code Rule 301 to permit James H. Lasky, a member of New Jersey (Attorney I.D. No. 016311978) to appear *pro hac vice* in the above captioned matter on behalf of Calpine Retail Holdings, LLC. The Verified Statement of James H. Lasky is attached to and relied upon in support of this Motion.

I hereby certify that copies of this Motion and the attached Verified Statements have been served upon all parties of record in the above-captioned matter.

Dated: April 24, 2020

/s/ John F. Lushís, Jr. John F. Lushis, Esquire Attorney I.D. No. 32400 Norris McLaughlin, P.A. 515 W Hamilton Ste 502 Allentown, PA 18101 (484) 765-2211 jlushis@norris-law.com Attorneys for Calpine Retail Holdings, LLC

Petition of PECO Energy Company	:	
for Approval of Its	:	
Default Service Program and	:	
for the Period From June 1, 2021	:	
Through May 31, 2025	:	

Docket No. P-2020-3019290

#### **VERIFIED STATEMENT OF JOHN F. LUSHIS**

I, John F. Lushis, hereby state as follows:

1. I am counsel for Calpine Retail Holdings, LLC in the Commonwealth of Pennsylvania.

2. I am admitted to practice law in the Commonwealth of Pennsylvania and am in good standing with all courts and administrative agencies of the Commonwealth.

3. I regularly practice before the Pennsylvania Public Utility Commission.

4. I have never been suspended, disbarred, or disciplined by a court or administrative agency, nor am I subject to any proceeding for suspension, disbarment, or disciplinary action.

5. After reasonable investigation, I reasonably believe James H. Laskey, the candidate for admission *pro hac vice* before the Pennsylvania Public Utility Commission, to be a reputable and competent attorney.

6. I am in a position to recommend the admission *pro hac vice* of James H. Laskey.

7. If there should be any proceeds from the settlement of this proceeding, such proceeds 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, if applicable.

8. The foregoing statements are true the best of my knowledge, information, and belief. I understand that the statements herein made are subject to penalties of 18 Pa.C.S. § 4904, relating to unsworn falsification to authorities.

Dated: April 24, 2020

/s/ John F. Lushis, Jr. John F. Lushis, Esquire Attorney I.D. No. 32400 Norris McLaughlin, P.A. 515 W Hamilton Ste 502 Allentown, PA 18101 (484) 765-2211 jlushis@norris-law.com Attorneys for Calpine Retail Holdings, LLC

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:	Docket No. P-2020-3019290
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#### **VERIFIED STATEMENT OF JAMES H. LASKEY**

Pursuant to 52 Pa. Code §§ 1.22(b) and 5.103 and Pa. B.A.R. 301 and 1012.1, John F. Lushis, Esquire, a member of the Bar of the Commonwealth of Pennsylvania (Attorney I.D. No. 32400), is moving for my admission *pro hac vice* in the above-captioned proceeding. In support of said sponsor's motion, I, the candidate, James H. Laskey, submit this verification, pursuant to Rule 1012.1:

1. I am admitted to practice and am a member in good standing of the Bar in the State of New Jersey (Attorney I.D. No. 016311978).

2. I have never been suspended, disbarred, or otherwise disciplined, nor am I currently the subject of any disciplinary proceeding.

3. 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, and shall submit to the jurisdiction of the Pennsylvania courts and the Pennsylvania Disciplinary Board with respect to the acts and omissions occurring during the appearance in the matter for which *proc hac vice* is being sought.

4. I do consent to the appointment of the sponsoring attorney, John F. Lushis, 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 matter for which admission *pro hac vice* is sought.

5. If there should be any proceeds from the settlement of this proceeding, such proceeds 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.

6. I verify that the foregoing statements are true to the best of my knowledge, information, and belief. I understand that the statements are made subject to the penalties of 18 Pa.C.S. § 4904, relating to unsworn falsification to authorities.

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James H. Laskey, Esquire NJ Attorney I.D. No. 016311978 Norris McLaughlin, P.A. 400 Crossing Blvd 8<sup>th</sup> Fl Bridgewater Township, NJ 08807 (908) 252-4221 jlaskey@norris-law.com *Attorneys for Calpine Retail Holdings, LLC* 

Dated: April 24, 2020

Petition of PECO Energy Company	:	
for Approval of Its	:	
Default Service Program and	:	Docket No. P-2020-3019290
for the Period From June 1, 2021	:	
Through May 31, 2025	:	

## ORDER GRANTING MOTION FOR ADMISSION PRO HAC VICE OF JAMES H. LASKEY

Upon consideration of Motion for Admission pro hac vice of James H. Laskey, it is this

\_\_\_\_\_ of \_\_\_\_\_, 2020,

ORDERED that the Motion is hereby GRANTED; and it is further

ORDERED that James H. Laskey is admitted pro hac vice for the purposes of

representing Calpine Retail Holdings, LLC in the above-captioned action.

Honorable Eranda Vero Administrative Law Judge

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for the Period From June 1, 2021	:	
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## **CERTIFICATE OF SERVICE**

I hereby certify that I have this day served a true copy of the Motion for Admission Pro

Hac Vice upon the individuals listed below, in accordance with the requirements of 52 Pa. Code

§ 1.54 (relating to service by a participant).

Service by electronic mail as follows:

Honorable Charles E. Rainey, Jr. Chief Administrative Law Judge Pennsylvania Public Utility Commission Commonwealth Keystone Building 400 North Street, 2nd Floor Harrisburg, PA 17120 <u>CRAINEY@pa.gov</u>

Kenneth M. Kulak, Esq. Anthony C. DeCusatis, Esq. Catherin G. Vasudevan, Esq. Brooke E. McGlinn, Esq. Morgan, Lewis and Bockius LLP 1701 Market Street Philadelphia, PA 19103 <u>ken.kulak@morganlewis.com</u> <u>anthony.decusatis@morganlewis.com</u> <u>catherine.vasudevan@morganlewis.com</u> <u>brooke.mcglinn@morganlewis.com</u>

Erin Fure Office of Small Business Advocate 300 North Second Street, Suite 202 Harrisburg, Pennsylvania 1710 <u>efure@pa.gov</u> W. Craig Williams, Esquire Anthony Gay, Esquire Jack Garfinkle, Esquire Exelon Business Services Company 2301 Market Street, S23-1 Philadelphia, PA 19101-8699 <u>craig.williams@exeloncorp.com</u> <u>anthony.gay@exeloncorp.com</u> jack.garfinkle@exeloncorp.com

Aron J. Beatty, Esq. David T. Evrard, Esq. Office of Consumer Advocate 555 Walnut Street 5th floor, Forum Place Harrisburg, PA 17101-1923 <u>abeatty@paoca.org</u> <u>devrard@paoca.org</u>

Richard Kanaskie, Esq. Bureau of Investigation and Enforcement Pennsylvania Public Utility Commission Commonwealth Keystone Building P.O. Box 3265 Harrisburg, PA 17105-3265 rkanaskie@pa.gov Deanne M. O'Dell, Esq. Eckert Seamans Cherin & Mellott, LLC 213 Market Street, 8th Floor Harrisburg, PA 17101 dodell@eckertseamans.com

Elizabeth R. Marx, Esq. PA Utility Law Project 118 Locust Street Harrisburg, PA 17101 <u>emarxpulp@palegalaid.net</u>

Charis Mincavage, Esq. Adeolu A Bakare, Esq. Jo-Anne S. Thompson McNees Wallace & Nurick LLC 100 Pine Street P.O. Box 1166 Harrisburg, Pennsylvania 17108 <u>cmincavage@mcneeslaw.com</u> <u>abakare@mcneeslaw.com</u> <u>jthompson@mcneeslaw.com</u>

Robert W. Ballenger, Esquire Josie B. H. Pickens, Esquire Joline R. Price, Esquire Community Legal Services, Inc. 1424 Chestnut Street Philadelphia, PA 19102 <u>rballenger@clsphila.org</u> jpickens@clsphila.org jprice@clsphila.org

Dated: April 24, 2020

/s/ John F. Lushis, Jr.

John F. Lushis, Esquire Attorney I.D. No. 32400 Norris McLaughlin, P.A. 515 W Hamilton Ste 501 Allentown, PA 18101 *Attorneys for Calpine Retail Holdings, LLC*