



May 4, 2020

Via Electronic Filing

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

Re: *Petition of PECO Energy Company for Approval of Its Default Service Plan for the Period from June 1, 2021 through May 31, 2025* (Docket No. P-2020-3019290)

Dear Secretary Chiavetta,

Enclosed for filing in the above-referenced proceeding, please find the Motion for Admission *Pro Hac Vice* of Devin McDougall. Should you have any questions, please contact me at [lwelde@cleanair.org](mailto:lwelde@cleanair.org).

All parties are asked to include Mr. McDougall on their e-service list, at [dmcDougall@earthjustice.org](mailto:dmcDougall@earthjustice.org). As evidenced by the attached Certificate of Service, all parties to the proceeding are being served with an electronic copy of this document. Thank you.

Sincerely,

A handwritten signature in cursive script that reads "Logan Welde".

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Staff Attorney & Director of Legislative Affairs  
Clean Air Council  
135 S 19th St, Suite 300  
Philadelphia, PA 19103  
[lwelde@cleanair.org](mailto:lwelde@cleanair.org)  
(215) 567-4004

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

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

**MOTION FOR ADMISSION *PRO HAC VICE***

Pursuant to 52 Pa. Code § 1.22(b), Pa.B.A.R. 301(b), and Pa. R.C.P. No. 1012.1, Ernest Logan Welde, Esq. (“Sponsor”) moves for the admission *pro hac vice* of Devin McDougall, Esq. (“Candidate”) to appear on behalf of Clean Air Council, Sierra Club, and the Philadelphia Solar Energy Association (collectively, the “Environmental Stakeholders”) in the above-captioned proceeding of the Pennsylvania Public Utility Commission (the “Commission”).

1. Pursuant to Pa. R.C.P. No. 1012.1(b)(2), a Verified Statement of Ernest Logan Welde, Esq. is attached hereto as Exhibit A, and a Verified Statement of Devin McDougall, Esq. is attached hereto as Exhibit B.

2. Sponsor is a member in good standing of the bar of the Commonwealth of Pennsylvania and has never been suspended, disbarred, or otherwise disciplined by a court or administrative body. Sponsor has entered an appearance in the above-captioned proceeding on behalf of the Environmental Stakeholders and shall remain attorney of record.

3. Candidate is a member in good standing of the bar of the State of New York and has never been suspended, disbarred, or otherwise disciplined by any court or administrative body.

4. *Pro hac vice* appearance before the Commission is the equivalent of appearance before a special court as defined in 204 Pa. Code § 81.501(g). As such, Candidate’s appearance in this proceeding *pro hac vice* does not require the payment of any fee to the Pennsylvania

Interest on Lawyers' Trust Accounts Board ("IOLTA Board") under 204 Pa. Code § 81.505(c) or the filing of an informational form with the IOLTA Board under 204 Pa. Code § 81.503(c) and 204 Pa. Code § 81.504.

5. Candidate has significant experience in matters relating to clean energy, and the Environmental Stakeholders have requested that Candidate be admitted to represent them in this proceeding.

WHEREFORE, the undersigned Sponsor respectfully moves that Candidate be admitted to appear *pro hac vice* on behalf of the Environmental Stakeholders in this proceeding.

Dated: May 4, 2020



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Staff Attorney & Director of Legislative Affairs  
Clean Air Council  
135 S 19th St, Suite 300  
Philadelphia, PA 19103  
[lwelde@cleanair.org](mailto:lwelde@cleanair.org)  
(215) 567-4004

**EXHIBIT A.**

**VERIFIED STATEMENT OF ERNEST LOGAN WELDE**

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

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

**VERIFIED STATEMENT OF ERNEST LOGAN WELDE**

I, Ernest Logan Welde, hereby state as follows:

1. I am Legislative Director and a Staff Attorney at Clean Air Council in the Commonwealth of Pennsylvania.
2. I am admitted to practice law in the Commonwealth of Pennsylvania (PA ID 315012) and am in good standing with all courts and administrative agencies of the Commonwealth.
3. 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.
4. I am currently not acting as sponsor of a candidate for admission *pro hac vice* in any cases in any court of record in the Commonwealth.
5. After reasonable investigation, I reasonably believe Devin McDougall, Esq. to be a reputable and competent attorney.
6. I am in a position to recommend the admission *pro hac vice* of Devin McDougall, Esq.
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 to 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: May 4, 2020



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Staff Attorney & Director of Legislative Affairs  
Clean Air Council  
135 S 19th St, Suite 300  
Philadelphia, PA 19103  
[lwelde@cleanair.org](mailto:lwelde@cleanair.org)  
(215) 567-4004

**EXHIBIT B.**

**VERIFIED STATEMENT OF DEVIN MCDOUGALL**

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

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

**VERIFIED STATEMENT OF DEVIN MCDOUGALL**

Pursuant to 52 Pa. Code § 1.22(b), Pa.B.A.R. 301(b), and Pa. R.C.P. No. 1012.1, Ernest Logan Welde, Esq. (“Sponsor”), a member of the bar of the Commonwealth of Pennsylvania (PA ID 315012), is moving for my admission *pro hac vice* in the above-captioned proceeding. In support of Sponsor’s motion, I, Devin McDougall, state as follows:

1. I recently commenced employment as a Staff Attorney in the Philadelphia office of Earthjustice, a non-profit public interest law firm. Prior to starting at Earthjustice, I practiced law relating to clean energy and environmental matters at a law firm in New York City for approximately seven years.

2. I am admitted to practice in the courts of the State of New York (NY ID 5183991), as well as the U.S. District Court for the Southern District of New York and the U.S. District Court for the Eastern District of New York. I am in good standing in each of these jurisdictions. I have never been suspended, disbarred, disciplined, or otherwise subject to any disciplinary proceeding in any of these jurisdictions.

3. I have not applied for admission *pro hac vice* in any other pending action in any court of record in Pennsylvania.

4. I have never had an application for admission *pro hac vice* denied in any court of record in Pennsylvania.



5. If granted *pro hac vice* admission, 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.

6. If granted *pro hac vice* admission, 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 matter for which admission *pro hac vice* is being sought.

7. I consent to the appointment of the Sponsor 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 being sought.

8. The foregoing statements are true to 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.

Date: May 4, 2020

/s/ Devin McDougall  
Staff Attorney  
Earthjustice  
1617 John F. Kennedy Blvd., Suite 1130  
Philadelphia, PA 19103  
[dmcdougall@earthjustice.org](mailto:dmcdougall@earthjustice.org)  
(917) 628-7411

**CERTIFICATE OF SERVICE**

I hereby certify that I have this day served a true copy of the foregoing electronically-filed document upon the parties, in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a party).

**Via Email**

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| Honorable Eranda Vero<br>Administrative Law Judge<br>Pennsylvania Public Utility Commission<br>Commonwealth Keystone Building<br>400 North Street, 2nd Floor<br>Harrisburg, PA 17120<br><a href="mailto:evero@pa.gov">evero@pa.gov</a>  | Aron J. Beatty, Esquire<br>Christy Appleby, Esquire<br>Office of Consumer Advocate<br>555 Walnut Street 5th floor, Forum Place<br>Harrisburg, PA 17101-1923<br><a href="mailto:abeatty@paoca.org">abeatty@paoca.org</a><br><a href="mailto:cappleby@paoca.org">cappleby@paoca.org</a>  |
| Kenneth M. Kulak, Esquire<br>Anthony C. DeCusatis, Esquire<br>Catherine G. Vasudevan, Esquire<br>Brooke E. McGlinn, Esquire<br>Morgan, Lewis & Bockius 1701 Market<br>Street Philadelphia, PA 19103<br><a href="mailto:ken.kulak@morganlewis.com">ken.kulak@morganlewis.com</a><br><a href="mailto:anthony.decusatis@morganlewis.com">anthony.decusatis@morganlewis.com</a><br><a href="mailto:catherine.vasudevan@morganlewis.com">catherine.vasudevan@morganlewis.com</a><br><a href="mailto:brooke.mcglinn@morganlewis.com">brooke.mcglinn@morganlewis.com</a> | W. Craig Williams, Esquire<br>Anthony Gay, Esquire<br>Jack Garfinkle, Esquire<br>Exelon Business Services Company<br>2301 Market Street, S23-1 Philadelphia, PA<br>19101<br><a href="mailto:craig.williams@exeloncorp.com">craig.williams@exeloncorp.com</a><br><a href="mailto:Anthony.gay@exeloncorp.com">Anthony.gay@exeloncorp.com</a><br><a href="mailto:Jack.garfinkle@exeloncorp.com">Jack.garfinkle@exeloncorp.com</a> |
| John Evans<br>Small Business Advocate<br>Office of Small Business Advocate 300<br>North Second Street, Suite 202 Harrisburg,<br>Pennsylvania 17101<br><a href="mailto:jorevan@pa.gov">jorevan@pa.gov</a>  | Richard Kanaskie, Esquire<br>Director and Chief Prosecutor Bureau of<br>Investigation & Enforcement Pennsylvania<br>Public Utility Commission<br>PO Box 3265 Harrisburg PA 17105-3265<br><a href="mailto:rkanaskie@pa.gov">rkanaskie@pa.gov</a>  |
| Charis Mincavage, Esquire<br>Adeolu A Bakare, Esquire<br>McNees Wallace & Nurick LLC<br>100 Pine Street P.O. Box 1166 Harrisburg,<br>Pennsylvania 17108<br><a href="mailto:cmincavage@mwn.com">cmincavage@mwn.com</a><br><a href="mailto:abakare@mwn.com">abakare@mwn.com</a>   | Elizabeth R. Marx, Esquire<br>Pennsylvania Utility Law Project<br>118 Locust Street<br>Harrisburg, PA 17101<br><a href="mailto:emarxpulp@palegalaid.net">emarxpulp@palegalaid.net</a>  |
| John F. Lushis, Jr. (I.D. No. 32400)<br>NORRIS McLAUGHLIN, P.A.<br>515 W. Hamilton Street, Suite 502<br>Allentown, PA 1810<br><a href="mailto:jlushis@norris-law.com">jlushis@norris-law.com</a>  |  |

*Ernest Logan Welde*

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Ernest Logan Welde, Esquire

May 4, 2020