*Via electronic service only due to Emergency Order at M-2020-3019262*

**BEFORE**

**THE PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Application of Duquesne Light Company filed : A-2019-3008589

Pursuant to 52 Pa. Code Chapter 57, :

Subchapter G, for Approval of the Siting and :

Construction of the 138 kV Transmission :

Lines Associated with the :

Brunot Island - Crescent Project in :

the City of Pittsburgh, McKees Rocks Borough, :

Kennedy Township, Robinson Township, :

Moon Township, and Crescent Township, :

Allegheny County, Pennsylvania. :

Application of Duquesne Light Company : A-2019-3008652

under 15 Pa.C.S. § 1511(c) for a Finding and :

Determination That the Service to be Furnished :

by the Applicant through Its Proposed Exercise :

of the Power of Eminent Domain to :

Acquire a Certain Portion of the Lands of :

George N. Schaefer of Moon Township, :

Allegheny County, Pennsylvania for the :

Siting and Construction of Transmission Lines :

Associated with the Proposed :

Brunot Island - Crescent Project Is Necessary :

or Proper for the Service, Accommodation, :

Convenience, or Safety of the Public. :

**INTERIM ORDER**

**GRANTING ADMISSION PRO HAC VICE**

On September 18, 2020, Kenneth R. Stark, Esquire, a member of the Bar of the Supreme Court of Pennsylvania (Attorney ID No. 312945), filed a Motion for Admission *Pro Hac Vice*, requesting that Oluwatosin A. (Ade) Adeniyi Esquire, be permitted to appear on behalf of the Allegheny County Sanitary Authority (ALCOSAN) in the above-captioned case, pursuant to 52 Pa.Code §§ 1.22(b) and 5.103 and Pa. B.A.R. 301.

Attorney Stark represented that Attorney Adeniyi is a member in good standing of the bars of New York and Georgia. He represented that Ms. Adeniyi intends to seek admission to the Bar of Pennsylvania on reciprocity with the State of New York. Prior to joining the law firm of McNees Wallace & Nurick, LLC, Ms. Adeniyi worked as a staff attorney at the Georgia Public Service Commission. Mr. Stark represents that Ms. Adeniyi is of good moral and professional character and, if requested, swear and affirm herself as an attorney and counselor of this tribunal, uprightly and according to the law.

Attorney Adeniyi will be admitted *pro hac vice* in the above-captioned case. However, counsel should be aware that Pennsylvania Bar Rule 103, provides that an out-of-state attorney may be “*specially* admitted to the bar of this Commonwealth for purposes *limited to a particular case*.”[[1]](#footnote-1) The rule is not intended to permit a practitioner who intends to practice in the Commonwealth on a regular basis to avoid admission to the Pennsylvania Bar. Indeed, the Pennsylvania Rules of Civil Procedure note that a court may deny a motion for admission *pro hac vice* where “the candidate is, in effect, practicing as a Pennsylvania attorney, in light of the nature and extent of the activities of the candidate in the Commonwealth . . . .”[[2]](#footnote-2) While I will grant the petition to allow Attorney Adeniyi’s admission *pro hac vice* in this matter, she is strongly urged to seek admission to the Pennsylvania Bar promptly. Future petitions to appear *pro hac vice* may not be granted.

THEREFORE,

IT IS ORDERED:

1. Oluwatosin A. (Ade) Adeniyi, Esquire, is admitted *Pro Hac Vice* in the above-captioned case to appear as an attorney on behalf of the Allegheny County Sanitary Authority.

2. That in accordance with the provisions of Pa. B.A.R. 301(a) and Pa. R.C.P. 1012.1(d)(1), Kenneth R. Stark,. Esquire, shall remain attorney of record for the Allegheny County Sanitary Authority, and shall be present at all proceedings attended by the Allegheny County Sanitary Authority.

Date: September 28, 2020 /s/

Mary D. Long

Administrative Law Judge

**A-2019-3008589 - APPLICATION OF DUQUESNE LIGHT COMPANY FILED PURSUANT TO 52 PA. CODE CHAPTER 57, SUBCHAPTER G, FOR APPROVAL OF THE SITING AND CONSTRUCTION OF THE 138 KV TRANSMISSION LINES ASSOCIATED WITH THE BRUNOT ISLAND - CRESCENT PROJECT IN THE CITY OF PITTSBURGH, MCKEES ROCKS BOROUGH, KENNEDY TOWNSHIP, ROBINSON TOWNSHIP, MOON TOWNSHIP, AND CRESCENT TOWNSHIP, ALLEGHENY COUNTY, PENNSYLVANIA.**

**A-2019-3008652 - APPLICATION OF DUQUESNE LIGHT COMPANY UNDER 15 PA.C.S. § 1511(C) FOR A FINDING AND DETERMINATION THAT THE SERVICE TO BE FURNISHED BY THE APPLICANT THROUGH ITS PROPOSED EXERCISE OF THE POWER OF EMINENT DOMAIN TO ACQUIRE A CERTAIN PORTION OF THE LANDS OF GEORGE N. SCHAEFER OF MOON TOWNSHIP, ALLEGHENY COUNTY, PENNSYLVANIA FOR THE SITING AND CONSTRUCTION OF TRANSMISSION LINES ASSOCIATED WITH THE PROPOSED BRUNOT ISLAND - CRESCENT PROJECT IS NECESSARY OR PROPER FOR THE SERVICE, ACCOMMODATION, CONVENIENCE, OR SAFETY OF THE PUBLIC.**

*Revised 9/25/20*

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(no phone number or email address)

1. Pa. B.A.R. 301 (emphasis added). [↑](#footnote-ref-1)
2. Pa.R.C.P. No. 1012.1(e), note (5). [↑](#footnote-ref-2)