

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Petition of PECO Energy Company for :
Approval of its Default Service Program : Docket No. P-2012-2283641
:

**MOTION OF DIRECT ENERGY SERVICES, LLC
FOR ADMISSION *PRO HAC VICE***

Pursuant to 52 Pa. Code §§1.22 ,1.23, Pa. B.A.R. 301(a) and Pa. R.C.P. 1012.1(d)(1) Edward G. Lanza, Esquire of Eckert Seamans Cherin & Mellott, LLC moves for the admission *pro hac vice* of Joseph Clark, Esquire to appear on behalf of Direct Energy Services, LLC (“Direct Energy”) in this proceeding. I am authorized to represent that Counsel for the parties in this proceeding have indicated that they have no objections to this Motion.

1. In support of this motion, a Verified Statement of Edward G. Lanza, Esquire is attached hereto as Exhibit A and a Verified Statement of Joseph Clark, Esquire is attached hereto as Exhibit B.
2. The candidate is a member of good standing of the jurisdictions listed in Exhibit B and he has never been suspended, disbarred or otherwise disciplined by any court or administrative body.
3. Mr. Clark is an attorney with Direct Energy and has participated in numerous regulatory matters before regulatory agencies in other jurisdictions and the Ohio Supreme Court.
4. Direct Energy has requested that Mr. Clark be admitted to represent it in this proceeding.

WHEREFORE, the undersigned respectfully moves that Joseph Clark, Esquire be admitted to appear *pro hac vice* on behalf of Direct Energy Services, LLC in this proceeding.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Edward Lanza", with a long horizontal flourish extending to the right.

Edward G. Lanza, Esq.
Attorney ID No.: 81081
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Date: June 19, 2013

Counsel for Direct Energy Services, LLC

Exhibit A
Verification of Edward G. Lanza, Esquire

I, the undersigned, do hereby certify and state under penalty of perjury and subject to the penalties provided by 18 Pa. C.S. § 4904 (relating to unsworn falsification to authorities) that the following facts are true and correct to the best of my knowledge, information or belief:

1. I am an attorney with the law firm of Eckert Seamans Cherin & Mellott, LLC, my office is located in Harrisburg, Pennsylvania, and I am a resident of Pennsylvania.
2. I have entered my notice of appearance to represent Direct Energy in this matter and will continue to serve as local counsel and attorney of record for this proceeding.
3. I am a member in good standing of the Commonwealth of Pennsylvania (bar number 81081) and also admitted to practice before the United States District Court for the Middle District of Pennsylvania and the U.S. Supreme Court.
4. After reasonable investigation, I reasonably believe that Mr. Clark is a reputable and competent attorney and I recommend his admission *pro hac vice*.
5. I have sponsored other attorneys admitted *pro hac vice* before the Pennsylvania Public Utility Commission in matters that are currently closed.
6. Any proceeds from any settlement in this matter 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.

Respectfully submitted,



Edward G. Lanza, Esq.
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Date: June 19, 2013

Exhibit B
Verification of Joseph Clark, Esquire

I, the undersigned, do hereby certify and state under penalty of perjury and subject to the penalties provided by 18 Pa. C.S. § 4904 (relating to unsworn falsification to authorities) that the following facts are true and correct to the best of my knowledge, information or belief:

1. I am an attorney who is not currently admitted to the bar of the Commonwealth of Pennsylvania and am seeking permission to appear *pro hac vice* before the Pennsylvania Public Utility Commission on behalf of Direct Energy Services, LLC in this matter.

2. I admitted to practice in the State of Ohio (Bar No. 0080711) and am a member in good standing in that jurisdiction.

3. I am not nor have I ever been suspended, disbarred, or otherwise disciplined in any court or administrative body. I am not, nor have I ever been subject to any disciplinary proceedings.

4. I have never been denied *pro hac vice* admission in any other Commission proceeding nor are there any current pending requests for such admission.

5. I am an attorney with Direct Energy Services, LLC. and, in that role, have represented my client in numerous regulatory proceedings and other legal matters.

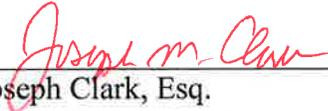
6. Prior to becoming an attorney with Direct Energy Services, LLC, I was an attorney in private practice with the law firm of McNees Wallace & Nurick LLC, where I represented my clients in numerous regulatory proceedings and other legal matters.

7. If granted *pro hac vice* admission, I will comply with and be bound by the applicable statutes, case law and procedural rules of the Public Utility Commission and, as applicable, the Commonwealth of Pennsylvania, including the Pennsylvania Rules of Professional Conduct.

8. If granted *pro hac vice* admission, I agree to submit to the jurisdiction of the Pennsylvania Public Utility Commission and, to the extent applicable, the Pennsylvania courts and the Pennsylvania Disciplinary Board with respect to acts and omissions occurring during my *pro hac vice* admission.

9. I consent to the appointment of Edward G. Lanza of the law firm of Eckert Seamans Cherin & Mellott, LLC 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 this matter for which *pro hac vice* admission is sought.

Respectfully submitted,



Joseph Clark, Esq.
Direct Energy Services, LLC
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Date: June 17, 2013

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true copy of the Motion of Direct Energy Services, LLC upon the participants listed below in accordance with the requirements of § 1.54 (relating to service by a participant).

VIA EMAIL AND FIRST CLASS MAIL

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Date: June 19, 2013

Edward G. Lanza, Esquire