



April 27, 2023

Via Electronic Filing

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

Re: *Pennsylvania Public Utility Commission v. Philadelphia Gas Works*, Docket No. R-2023-3037933

Dear Secretary Chiavetta,

Enclosed for filing in the above-referenced proceeding, please find the Motion for Admission *Pro Hac Vice* of Rebecca Barker. Should you have any questions, please contact me at dmcDougall@earthjustice.org.

All parties are asked to include Ms. Barker on their e-service list, at rbarker@earthjustice.org. 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,

/s/ Devin McDougall

Senior Attorney
Clean Energy Program
Earthjustice
1617 John F. Kennedy Blvd., Suite 2013/2020
Philadelphia, PA 19103
(917) 628-7411

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Pennsylvania Public Utility Commission,	:	
et al.	:	Docket No. R-2023-3037933
	:	
v.	:	
	:	
Philadelphia Gas Works	:	

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, Devin McDougall, Esq. (“Sponsor”) moves for the admission *pro hac vice* of Rebecca Barker, Esq. (“Candidate”) to appear on behalf of POWER Interfaith (“POWER”) 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 Devin McDougall, Esq. is attached hereto as Exhibit A, and a Verified Statement of Rebecca Barker, 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 POWER and shall remain attorney of record.

3. Candidate is a member in good standing of the bar of the State of California, is currently pending swearing in to the bar of the State of Illinois, 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 energy law, and POWER has 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 POWER in this proceeding.

Dated: April 27, 2023

/s/ Devin McDougall
Senior Attorney
Clean Energy Program
Earthjustice
1617 John F. Kennedy Blvd., Suite 2013/2020
Philadelphia, PA 19103
(917) 628-7411

EXHIBIT A.

VERIFIED STATEMENT OF DEVIN MCDOUGALL

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Pennsylvania Public Utility Commission,	:	
et al.	:	Docket No. R-2023-3037933
	:	
v.	:	
	:	
Philadelphia Gas Works	:	

VERIFIED STATEMENT OF DEVIN MCDOUGALL

I, Devin McDougall, hereby state as follows:

1. I am a Senior Attorney at Earthjustice, a non-profit public interest law firm, in the Commonwealth of Pennsylvania.
2. I am admitted to practice law in the Commonwealth of Pennsylvania (PA ID 329855) 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 Rebecca Barker, Esq. to be a competent attorney.
6. I am in a position to recommend the admission *pro hac vice* of Rebecca Barker, 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: April 27, 2023

/s/ Devin McDougall
Senior Attorney
Clean Energy Program
Earthjustice
1617 John F. Kennedy Blvd., Suite 2013/2020
Philadelphia, PA 19103
(917) 628-7411

EXHIBIT B.

VERIFIED STATEMENT OF REBECCA BARKER

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Pennsylvania Public Utility Commission,	:	
et al.	:	Docket No. R-2023-3037933
	:	
v.	:	
	:	
Philadelphia Gas Works	:	

VERIFIED STATEMENT OF REBECCA BARKER

Pursuant to 52 Pa. Code § 1.22(b), Pa.B.A.R. 301(b), and Pa. R.C.P. No. 1012.1, Devin McDougall, 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, Rebecca Barker, state as follows:

1. I am a Senior Associate Attorney in the Clean Energy Program of Earthjustice, and I work out of Earthjustice’s Chicago office. I was hired as an Associate Attorney at Earthjustice in January 2020 and have practiced energy law, primarily before the California Public Utilities Commission, since then.

2. I am admitted to practice in the courts of the State of California (CA ID 331672). I have also fulfilled all requirements and am currently awaiting the swearing in ceremony to be admitted to practice in the courts of the State of Illinois as well (IL Bar Applicant Number 10061; NCBE Number N10470053). 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: April 27, 2023

/s/ Rebecca Barker
Senior Associate Attorney
Earthjustice
311 S. Wacker Drive, Suite 1400
Chicago, IL 60606
(415) 217-2056

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).

<p>Lauren E. Guerra, Esq. Mackenzie C. Battle, Esq. Darryl A. Lawrence, Esq. David Evrard, Esq. Office of Consumer Advocate Forum Place, 5th Floor 555 Walnut Street Harrisburg, PA 17101-1923 dlawrence@paoca.org devrard@paoca.org lguerra@paoca.org MBattle@paoca.org</p> <p><i>Representing the Office of Consumer Advocate</i></p>	<p>Dennis A. Whitaker, Esq. Kevin J. McKeon, Esq. Todd S. Stewart, Esq. Hawke McKeon & Sniscak LLP 100 N 10th Street Harrisburg, PA 17101 dawhitaker@hmslegal.com kjmckeon@hmslegal.com tsstewart@hmslegal.com</p> <p><i>Representing Grays Ferry Cogeneration Partnership and Vicinity Energy Philadelphia, Inc.</i></p>
<p>Sharon E. Webb, Esq. Nakea S. Hurdle, Esq. Nazaarah Sabree, Esq. Office of Small Business Advocate Forum Place, 1st Floor 555 Walnut Street Harrisburg, PA 17101 swebb@pa.gov nhurdle@pa.gov ra-sba@pa.gov</p> <p><i>Representing the Office of Small Business Advocate</i></p>	<p>Craig W. Berry, Esq. Philadelphia Gas Works 800 W. Montgomery Avenue Philadelphia, PA 19122 craig.berry@pgworks.com</p> <p><i>Representing Philadelphia Gas Works</i></p>
<p>Gina Miller, Esq. Bureau of Investigation & Enforcement Pennsylvania Public Utility Commission Commonwealth Keystone Building 400 North Street Harrisburg, PA 17120 ginmiller@pa.gov</p> <p><i>Representing BIE</i></p>	<p>Dan Clearfield, Esq. Sarah C. Stoner, Esq. Eckert Seamans 213 Market St., 8th Floor Harrisburg, PA 17110 dclearfield@eckertseamans.com sstoner@eckertseamans.com</p> <p><i>Representing Philadelphia Gas Works</i></p>
<p>Charis Mincavage, Esq. Mcnees Wallace & Nurick</p>	<p>John Sweet, Esq. Elizabeth R. Marx, Esq.</p>

<p>100 Pine Street PO Box 1166 Harrisburg, PA 17108 cmincavage@mwn.com</p> <p><i>Representing Philadelphia Industrial and Commercial Gas Users Group (PICGUG)</i></p>	<p>Ria Pereira, Esq. Lauren Berman, Esq. PA Utility Law Project 118 Locust Street Harrisburg, PA 17101 jsweet@pautilitylawproject.org emarx@pautilitylawproject.org rpereira@pautilitylawproject.org pulp@palegalaid.net</p> <p><i>Representing CAUSE-PA</i></p>
<p>Judge Arlene Ashton Pennsylvania Public Utility Commission 400 North Street, Filing Room Harrisburg, PA 17120 aashton@pa.gov</p>	<p>Judge Eranda Vero Pennsylvania Public Utility Commission 400 North Street, Filing Room Harrisburg, PA 17120 evero@pa.gov</p>
<p>Representative Rick Krajewski Pennsylvania House 109B East Wing P.O. Box 202188 Harrisburg, PA 17120 repkrajewski@pahouse.net</p>	

Dated: April 27, 2023

/s/ Devin McDougall
Senior Attorney
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