

# BEFORE THE PUBLIC SERVICE COMMISSION

## OF THE STATE OF MISSOURI

In the Matter of the Consideration of Adoption )  
of the PURPA Section 111(d)(14) Time-Based ) **Case No. EO-2006-0496**  
Metering and Communications Standard as )  
Required by Section 1252 of the Energy Policy )  
Act of 2005 )

### **NOTICE REGARDING APPEARANCE PRO HAC VICE**

Issue Date: July 31, 2006

On July 28, 2006, Walter A. Shumate, a member of the Texas and Oklahoma Bars, but not a member of the Missouri Bar, filed a request to intervene in this matter on behalf of Itron, Inc. ("Itron").

Commission rule 4 CSR 240-2.040(3)(C) provides:

(C) Any attorney who is not a member of the Missouri Bar, but who is a member in good standing of the bar of any court of record may petition the commission for leave to be permitted to appear and participate in a particular case under all of the following conditions:

1. The visiting attorney shall file in a separate pleading a statement identifying each court of which that attorney is a member and certifying that neither the visiting attorney nor any member of the attorney's firm is disqualified to appear in any of these courts;
2. The statement shall designate some member in good standing of the Missouri Bar having an office within Missouri as associate counsel; and
3. The designated Missouri attorney shall simultaneously enter an appearance as an attorney of record.

Additionally, Missouri Supreme Court Rule 6.01(m) provides that any non-Missouri attorney wishing to appear in a particular case in any court or administrative tribunal in this

state must first pay a fee of \$100 to the Clerk of the Supreme Court for each case in which he or she seeks to appear. The rule further provides that any request to appear in any court or administrative tribunal in this state must be accompanied by a receipt indicating that the \$100 fee has been paid (Rule 9.03).

Mr. Shumate has not complied with the Commission's and Supreme Court's Rules and the Commission cannot permit him to appear in this case until he complies with those rules.

**BY THE COMMISSION**

A handwritten signature in black ink, appearing to read 'Colleen M. Dale', written over a horizontal line.

Colleen M. Dale  
Secretary

( S E A L )

Dated at Jefferson City, Missouri,  
on this 31st day of July, 2006.

Stearley, Regulatory Law Judge