

BOEHM, KURTZ & LOWRY

ATTORNEYS AT LAW
36 EAST SEVENTH STREET
SUITE 1510
CINCINNATI, OHIO 45202
TELEPHONE (513) 421-2255
TELECOPIER (513) 421-2764

Via Electronic Mail - puc.filingcenter@state.or.us

March 16, 2018

Public Utility Commission of Oregon
201 High Street SE, Suite 100
Salem, Oregon 97301-3398
Attn: Filing Center

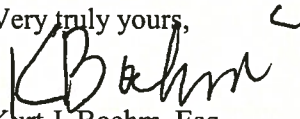
Re: Case No. UE-335

Dear Sir or Madam:

Please find attached the following: MOTION FOR ADMISSION PRO HAC VICE and 2) CERTIFICATES OF COMPLIANCE and AFFIDAVITS of KURT J. BOEHM and JODY KYLER COHN on behalf of THE KROGER CO. AND QUALITY FOOD CENTERS, DIVISION OF THE FRED MEYER STORES, INC. for filing in the above referenced matter.

Copies have been served on all parties of record. Please place this document of file.

Very truly yours,



Kurt J. Boehm, Esq.

Jody Kyler Cohn, Esq.

BOEHM, KURTZ & LOWRY

KJBkew

Enclosure

cc: Certificate of Service

BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON

UE 335

In The Matter Of: : MOTION FOR ADMISSION PRO HAC VICE
: AND AFFIDAVITS OF KURT J. BOEHM and
PORTLAND GENERAL ELECTRIC COMPANY : JODY KYLER COHN, COUNSEL FOR THE
: FRED MEYER STORES, INC., A WHOLLY
Request for a General Rate Revision : OWNED SUBSIDIARY OF THE KROGER CO.
: AND QUALITY FOOD CENTERS, A DIVISION
: OF THE FRED MEYER STORES, INC.

NOW COMES Ian V. Ford, an attorney licensed to practice law in the State of Oregon, and hereby moves the Commission to permit Kurt J. Boehm, Esq. and Jody Kyler Cohn, Esq. to appear and participate as co-counsel for Intervenor Fred Meyer Stores, Inc. a subsidiary of The Kroger Co. and Quality Food Centers, a Division of the Fred Meyer Stores, Inc. in the above-captioned case. The reasons for this Motion are set forth in the attached Memorandum in Support.

Respectfully submitted,



Ian V. Ford, Esq. (OSB 960638)
Corporate Counsel
Fred Meyer Stores, Inc. / The Kroger Co.
3800 SE 22nd Avenue
Portland OR 97202
Ph: 503.797.3524 Fax: 503.797.5623
ian.ford@kroger.com

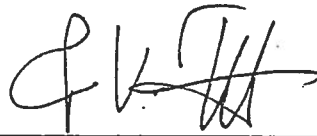
March __, 2018

MEMORANDUM IN SUPPORT

Ian Ford, an attorney licensed to practice law in the State of Oregon, hereby moves the Commission to permit Kurt J. Boehm, Esq. and Jody Kyler Cohn, Esq. to appear and participate as counsel before this Commission in all proceedings in this matter. Kurt J. Boehm, Esq. is a licensed attorney in good standing in Ohio and Kentucky. Jody Kyler Cohn is a licensed attorney in good standing in Ohio and Kentucky. Copies of Certificates of Good Standing from each jurisdiction in which the applicants are licensed are attached. Applicants also attach a Certificate of Liability Insurance verifying that the applicants are insured.

Thus, the Commission should grant this Motion for Admission Pro Hac Vice.

Respectfully submitted,



Ian V. Ford, Esq. (OSB 960638)
Corporate Counsel
Fred Meyer Stores, Inc. / The Kroger Co.
3800 SE 22nd Avenue
Portland OR 97202
Ph: 503.797.3524 Fax: 503.797.5623
ian.ford@kroger.com

March __, 2018

In re: Kurt J. Boehm
Name of Out-of-State Attorney

Certificate of Compliance
For Pro Hac Vice Admission

I, Kurt J. Boehm (print name), am an attorney in the State of Ohio and Kentucky and I intend to seek *pro hac vice* admission in accordance with ORS 9.241 and UTCR 3.170 in the following Oregon court action or proceeding:

Case Name: Portland General Electric Request for Increase in Rates

Court: Public Utility Commission

Case No.: UE-335

I certify that (check all that apply):

- I am an attorney in good standing in the State of Ohio and Kentucky, as evidenced by the attached good standing certificate issued by the licensing authority in that state.
- I am not subject to any pending disciplinary proceedings in any jurisdiction; or
- I am subject to pending disciplinary proceedings in another jurisdiction, the nature and status of which are described in an attachment to this certificate.
- I intend to associate in the above-referenced action or proceeding with Ian V. Ford, OSB No. 960638, an active member in good standing of the Oregon State Bar, who will participate meaningfully in the matter.
- I will comply with applicable statutes, laws, and procedural rules of the State of Oregon; be familiar with and comply with disciplinary rules of the Oregon State Bar; and submit to the jurisdiction of the Oregon courts and Oregon State Bar with respect to acts and omissions occurring during my *pro hac vice* admission.
- My private law practice activities in Oregon are covered by professional liability insurance substantially equivalent to the Oregon State Bar Professional Liability Fund plan, as evidenced by the attached certificate of insurance coverage.
- I agree, as a continuing obligation of *pro hac vice* admission, to notify the trial court promptly of any changes in my insurance coverage, or my admission or disciplinary status in any other jurisdiction.
- I will provide to the Oregon State Bar a copy of the order admitting me *pro hac vice* in the above-referenced matter when such an order is granted. In the event *pro hac vice* admission is revoked for any reason, I will promptly notify the Oregon State Bar.
- I submit \$500 to the Oregon State Bar as payment of the *pro hac vice* fee established by ORS 9.241 and the rules of the Oregon Supreme Court. I acknowledge that this fee is for a period of twelve months from the date of the Acknowledgment of Receipt issued below, and that an additional fee of \$500 will be required in order for me to continue my *pro hac vice* admission in the matter for every twelve-month period thereafter.

Dated this 12th day of March, 20 18.

X [Signature]
(Applicant Signature)

Ohio Bar No.: 0076047
(Home Jurisdiction)

Mailing Address: Boehm, Kurtz & Lowry
36 E. Seventh St., Suite 1510
Cincinnati, Ohio 45202

Phone: 513.421.2255
FAX: 513.421.2764
Email: kboehm@bklawfirm.com

Acknowledgment of Receipt

As Director of Regulatory Services of the Oregon State Bar, I acknowledge receipt from the above-named out-of-state attorney of the Certificate of Compliance for Pro Hac Vice Admission and attachments, and the \$500 fee for pro hac vice appearance in the above-referenced Oregon action or proceeding. The fee is for a period of twelve months from the date of this acknowledgment.

Dated this _____ day of _____, 20 ____.

SEE MATERIALS ATTACHED:

Dawn Evans, Director of Regulatory Services

The Supreme Court of Ohio

CERTIFICATE OF GOOD STANDING

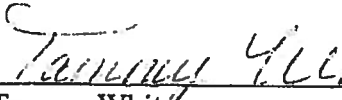
I, GINA WHITE PALMER, Director of the Attorney Services Division of the Supreme Court of Ohio, do hereby certify that I am the custodian of the records of the Office of Attorney Services of the Supreme Court and that the Attorney Services Division is responsible for reviewing Court records to determine the status of Ohio attorneys. I further certify that, having fulfilled all of the requirements for admission to the practice of law in Ohio,

Kurt Joseph Boehm
Attorney Registration No. 0076047

was admitted to the practice of law in Ohio on May 9, 2003; has registered as an active attorney pursuant to the Supreme Court Rules for the Government of the Bar of Ohio; is in good standing with the Supreme Court of Ohio; and is entitled to practice law in this state.

IN TESTIMONY WHEREOF, I have
subscribed my name and affixed the seal of the
Supreme Court, this 13th day of March, 2018.

GINA WHITE PALMER
Director, Attorney Services Division


Tammy White
Attorney Services Manager

KENTUCKY BAR ASSOCIATION

514 WEST MAIN STREET
FRANKFORT, KENTUCKY 40601-1812

(502) 564-3795

FAX (502) 564-3225

www.kybar.org



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Howard Oliver Mann

Todd McMurtry

J. D. Meyer

Eileen M. O'Brien

W. Fletcher Schrock

Gary J. Sergent

Bobby Simpson

Van F. Sims

John Vincent

THIS IS TO CERTIFY THAT

KURT JOSEPH BOEHM

Boehm Kurtz & Lowry
36 East Seventh Street, Suite 1510
Cincinnati, Ohio 45202-4454

Membership No. 89327

is an active member in good standing with the Kentucky Bar Association as required by the Rules of the Supreme Court of Kentucky. Dated this 12th day of March, 2018.

JOHN D. MEYERS
REGISTRAR



By: *Michele Pogrotsky*
Michele M. Pogrotsky, Deputy Registrar

BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON

UE 335

In The Matter Of
PORTLAND GENERAL ELECTRIC COMPANY

Request for a General Rate Revision

AFFIDAVIT OF KURT J. BOEHM, COUNSEL
FOR FRED MEYER STORES, INC., A
SUBSIDIARY OF THE KROGER CO. AND
QUALITY FOOD CENTERS, A DIVISION OF
THE FRED MEYER STORES, INC.

STATE OF OHIO)
) SS
COUNTY OF HAMILTON)

Kurt J. Boehm, Esq., being duly sworn, deposes and states that the following is true to his personal knowledge and belief:

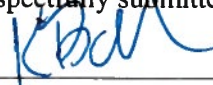
1. Kurt J. Boehm, Esq., counsel for The Kroger Co. certifies that he is not subject to pending disciplinary proceedings in any other jurisdiction.
2. Kurt J. Boehm will associate with Ian V. Ford. Mr. Ford, an attorney licensed to practice law in the State of Oregon, will participate meaningfully in the above-referenced matter. Mr. Ford's contact information is below and he should be added to the Commission's Certificate of Service.

Ian V. Ford, Esq. (OSB 960638)
Corporate Counsel
Fred Meyer Stores, Inc. / The Kroger Co.
3800 SE 22nd Avenue
Portland OR 97202
Ph: 503.797.3524 Fax: 503.797.5623
ian.ford@kroger.com

3. Kurt J. Boehm, Esq. will comply with all applicable statutes, law and procedural rules of the State of Oregon.

4. Counsel will notify the trial court or administrative body promptly of any changes in insurance or status.

Respectfully submitted,



Kurt J. Boehm, Esq.

BOEHM, KURTZ & LOWRY

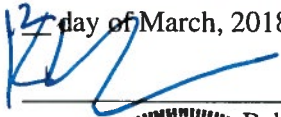
36 E. Seventh St., Suite 1510

Cincinnati, Ohio 45202

Ph: 513.421.2255 Fax: 513.421.2764

kboehm@bkllawfirm.com

Sworn to and subscribed before me on this
12 day of March, 2018.



Kimberly Walton
Notary Public, State of Ohio
My Commission Expires 08-28-2019

In re: Jody Kyler Cohn
Name of Out-of-State Attorney)

**Certificate of Compliance
For Pro Hac Vice Admission**

I, Jody Kyler cohn (print name), am an attorney in the State of Ohio and Kentucky and I intend to seek *pro hac vice* admission in accordance with ORS 9.241 and UTCR 3.170 in the following Oregon court action or proceeding:

Case Name: Portland General Electric Request for Increase in Rates

Court: Public Utility Commission Case No.: UE-335

I certify that (check all that apply):

- I am an attorney in good standing in the State of Ohio and Kentucky, as evidenced by the attached good standing certificate issued by the licensing authority in that state.
- I am not subject to any pending disciplinary proceedings in any jurisdiction; or
- I am subject to pending disciplinary proceedings in another jurisdiction, the nature and status of which are described in an attachment to this certificate.
- I intend to associate in the above-referenced action or proceeding with Ian V. Ford, OSB No. 960638, an active member in good standing of the Oregon State Bar, who will participate meaningfully in the matter.
- I will comply with applicable statutes, laws, and procedural rules of the State of Oregon; be familiar with and comply with disciplinary rules of the Oregon State Bar; and submit to the jurisdiction of the Oregon courts and Oregon State Bar with respect to acts and omissions occurring during my *pro hac vice* admission.
- My private law practice activities in Oregon are covered by professional liability insurance substantially equivalent to the Oregon State Bar Professional Liability Fund plan, as evidenced by the attached certificate of insurance coverage.
- I agree, as a continuing obligation of *pro hac vice* admission, to notify the trial court promptly of any changes in my insurance coverage, or my admission or disciplinary status in any other jurisdiction.
- I will provide to the Oregon State Bar a copy of the order admitting me *pro hac vice* in the above-referenced matter when such an order is granted. In the event *pro hac vice* admission is revoked for any reason, I will promptly notify the Oregon State Bar.
- I submit \$500 to the Oregon State Bar as payment of the *pro hac vice* fee established by ORS 9.241 and the rules of the Oregon Supreme Court. I acknowledge that this fee is for a period of twelve months from the date of the Acknowledgment of Receipt issued below, and that an additional fee of \$500 will be required in order for me to continue my *pro hac vice* admission in the matter for every twelve-month period thereafter.

Dated this _____ day of March, 20 18.

X

(Applicant Signature)

Ohio _____ Bar No.: 0085402
(Home Jurisdiction)

Mailing Address: Boehm, Kurtz & Lowry
36 E. Seventh St., Suite 1510
Cincinnati, Ohio 45202

Phone: 513.421.2255
FAX: 513.421.2764
Email: jkylercohn@bkllawfirm.com

Acknowledgment of Receipt

As Director of Regulatory Services of the Oregon State Bar, I acknowledge receipt from the above-named out-of-state attorney of the Certificate of Compliance for Pro Hac Vice Admission and attachments, and the \$500 fee for pro hac vice appearance in the above-referenced Oregon action or proceeding. The fee is for a period of twelve months from the date of this acknowledgment.

Dated this _____ day of _____, 20 ____.

SEE MATERIALS ATTACHED:

Dawn Evans, Director of Regulatory Services

The Supreme Court of Ohio

CERTIFICATE OF GOOD STANDING

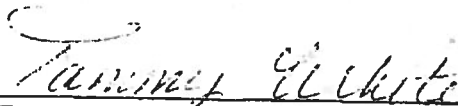
I, GINA WHITE PALMER, Director of the Attorney Services Division of the Supreme Court of Ohio, do hereby certify that I am the custodian of the records of the Office of Attorney Services of the Supreme Court and that the Attorney Services Division is responsible for reviewing Court records to determine the status of Ohio attorneys. I further certify that, having fulfilled all of the requirements for admission to the practice of law in Ohio,

Jody Michelle Kyler Cohn
Attorney Registration No. 0085402

was admitted to the practice of law in Ohio on November 9, 2009; has registered as an active attorney pursuant to the Supreme Court Rules for the Government of the Bar of Ohio; is in good standing with the Supreme Court of Ohio; and is entitled to practice law in this state.

IN TESTIMONY WHEREOF, I have
subscribed my name and affixed the seal of the
Supreme Court, this 13th day of March, 2018.

GINA WHITE PALMER
Director, Attorney Services Division


Tammy White
Attorney Services Manager

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W. Fletcher Schrock

Gary J. Sergent

Bobby Simpson

Van F. Sims

John Vincent

THIS IS TO CERTIFY THAT

JODY MICHELLE KYLER COHN

Boehm Kurtz & Lowry

36 East Seventh Street, Suite 1510

Cincinnati, Ohio 45202-4454

Membership No. 94725

is an active member in good standing with the Kentucky Bar Association as required by the Rules of the Supreme Court of Kentucky. Dated this 12th day of March, 2018.

JOHN D. MEYERS

REGISTRAR



By:

Michele Pogrotsky

Michele M. Pogrotsky, Deputy Registrar

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

UE 335

In The Matter Of
PORTLAND GENERAL ELECTRIC COMPANY

Request for a General Rate Revision

AFFIDAVIT OF JODY KYLER COHN, COUNSEL
FOR FRED MEYER STORES, INC., A
SUBSIDIARY OF THE KROGER CO. AND
QUALITY FOOD CENTERS, A DIVISION OF
THE FRED MEYER STORES, INC.

STATE OF OHIO)
) SS
COUNTY OF HAMILTON)

Jody Kyler Cohn, Esq., being duly sworn, deposes and states that the following is true to her personal knowledge and belief:

1. Jody Kyler Cohn, Esq., counsel for The Kroger Co. certifies that she is not subject to pending disciplinary proceedings in any other jurisdiction.

2. Jody Kyler Cohn will associate with Ian V. Ford. Mr. Ford, an attorney licensed to practice law in the State of Oregon, will participate meaningfully in the above-referenced matter. Mr. Ford's contact information is below and he should be added to the Commission's Certificate of Service.

Ian V. Ford, Esq. (OSB 960638)
Corporate Counsel
Fred Meyer Stores, Inc. / The Kroger Co.
3800 SE 22nd Avenue
Portland OR 97202
Ph: 503.797.3524 Fax: 503.797.5623
ian.ford@kroger.com

3. Jody Kyler Cohn, Esq. will comply with all applicable statutes, law and procedural rules of the State of Oregon.
4. Counsel will notify the trial court or administrative body promptly of any changes in insurance or status.

Respectfully submitted,



Jody Kyler Cohn, Esq.

BOEHM, KURTZ & LOWRY

36 E. Seventh St., Suite 1510

Cincinnati, Ohio 45202

Ph: 513.421.2255 Fax: 513.421.2764

jkylercohn@bklawfirm.com

Sworn to and subscribed before me on this
7 day of March, 2018.



Notary Public



Kimberly Walton
Notary Public, State of Ohio
My Commission Expires 08-28-2019



Regulatory Office
 505 Eagleview Blvd. Suite 100
 Dept: Regulatory
 Exton, PA 19341-0636
 800-688-1840

COMPANY PROVIDING COVERAGE:
 Greenwich Insurance Company

LAWYERS PROFESSIONAL LIABILITY DECLARATIONS

**THIS IS BOTH A CLAIMS MADE AND REPORTED INSURANCE POLICY.
 PLEASE READ IT CAREFULLY.**

COMPANY: Greenwich Insurance Company POLICY NUMBER: LPP003228507
 PRODUCER: Stephen D. Jonson, LTD RENEWAL OF: LPP003228506
 1251 Sweetwater Drive
 Cincinnati, OH 45215

PRODUCER #: 03775

THIS IS A CLAIMS MADE AND REPORTED POLICY. THIS POLICY APPLIES ONLY TO CLAIMS FIRST MADE AGAINST THE INSURED DURING THE POLICY PERIOD. THE CLAIM MUST BE REPORTED IN WRITING TO THE COMPANY DURING THE POLICY PERIOD OR WITHIN 30 DAYS AFTER THE END OF THE POLICY PERIOD SHOWN IN THE DECLARATIONS UNLESS AN EXTENDED CLAIMS REPORTING PERIOD APPLIES. DEFENSE EXPENSES ARE WITHIN AND REDUCE THE LIMIT OF LIABILITY. PLEASE REVIEW THIS POLICY CAREFULLY.

Item 1. **NAMED INSURED:**
 BOEHM, KURTZ & LOWRY

Item 2. **ADDRESS:**
 36 EAST SEVENTH STREET
 SUITE 1510
 CINCINNATI, OH 45202

Item 3. **POLICY PERIOD: FROM** July 1, 2017 **TO** July 1, 2018

12:01 AM Standard Time at the address of the **Named Insured** as stated herein.

Item 4. **LIMITS OF LIABILITY (Inclusive of defense expenses):**
 \$ 5,000,000 Each Claim
 \$ 5,000,000 Each Policy Period Aggregate

Item 5. **DEDUCTIBLE** (Inclusive of defense expenses):
\$ 25,000 Each Claim
\$ N/A Annual Aggregate

Item 6. **PREMIUM:** [REDACTED]

Item 7. **RETROACTIVE DATE:** June 1, 1990

Item 8. **NOTICES TO BE SENT TO:**

Report a Claim	All Other Notices
XL Insurance	XL Insurance
XL Select Professional Claims	XL Select Professional
14643 Dallas Parkway, Suite 770	14643 Dallas Parkway, Suite 770
Dallas, TX 75254	Dallas, TX 75254


Item 9. **ENDORSEMENTS ATTACHED AT POLICY EFFECTIVE DATE:**

Endorsement Number	Endorsement Form	Endorsement Title
	PN CW 02 1015	Privacy Policy
	PN CW 05 0914	U.S. Treasury Department's Office of Foreign Assets Control ("OFAC")
	PN CW 01 0915	Notice To Policyholders - Fraud Notice
	NTD 014 0116	Identifying and Addressing Potential Conflicts of Interest
	XLSP-LPLPPF (09/08)	Lawyers Professional Liability
	IL MP 9104 0314 GIC	In Witness - Greenwich Insurance Company
Endorsement No. 001	XLSP-LPL-OH-1 (09/08)	Ohio Changes

ANDO 07/05/2017
TOB1 0005182481

CERTIFICATE OF SERVICE

I hereby certify that true copy of the foregoing was served via electronic mail, unless otherwise noted, this 16th day of March, 2018.


Kurt J. Boehm, Esq.
Jody Kyler Cohn, Esq.

STEPHANIE S ANDRUS
PUC STAFF--DEPARTMENT
OF JUSTICE BUSINESS ACTIVITIES SECTION
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SALEM OR 97301-4096
stephanie.andrus@state.or.us

SOMMER MOSER
PUC STAFF - DEPARTMENT
OF JUSTICE 1162 COURT ST NE
SALEM OR 97301
sommer.moser@doj.state.or.us

CALPINE SOLUTIONS

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SALT LAKE CITY UT 84111-2322
khiggins@energystrat.com

INDUSTRIAL CUSTOMERS OF NORTHWEST UTILITIES

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OREGON CITIZENS UTILITY BOARD

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MATTHEW MCVEE
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PORTLAND OR 97232
matthew.mcvee@pacificorp.com

PORTLAND GENERAL ELECTRIC

PGE RATES & REGULATORY AFFAIRS PORTLAND GENERAL ELECTRIC COMPANY
121 SW SALMON STREET,
1WTC0306
PORTLAND OR 97204
pge.opuc.filings@pgn.com

STEFAN BROWN (C)
PORTLAND GENERAL ELECTRIC 121 SW SALMON ST, 1WTC0306
PORTLAND OR 97204
stefan.brown@pgn.com;
pge.opuc.filings@pgn.com

DOUGLAS C TINGEY (C)
PORTLAND GENERAL ELECTRIC 121 SW SALMON 1WTC1301
PORTLAND OR 97204
doug.tingey@pgn.com

STAFF

MARIANNE GARDNER (C)
PUBLIC UTILITY COMMISSION OF OREGON PO BOX 1088
SALEM OR 97308-1088
marianne.gardner@state.or.us

WALMART

VICKI M BALDWIN (C)
PARSONS BEHLE & LATIMER 201 S MAIN ST STE 1800
SALT LAKE CITY UT 84111
vbaldwin@parsonsbehle.com

STEVE W CHRISS (C)
WAL-MART STORES, INC. 2001 SE 10TH ST
BENTONVILLE AR 72716-0550
stephen.chriss@wal-mart.com