

Matilda Sanders

From: Hayes, Annisha [AnnishaHayes@andrewskurth.com]
Sent: Friday, May 06, 2005 1:31 PM
To: Filings@psc.state.fl.us
Cc: Sundback, Mark F.; Wiseman, Kenneth L.; Halstead, Gloria J.; Humphrey, George
Subject: Motion for Admission Pro Hac Vice

Attachments: Motion for Admission Pro Hac Vice.PDF



Motion for Admission Pro Hac Vice

<<Motion for Admission Pro Hac Vice.PDF>>

Electronic Filing

a. Person Responsible for this filing
George E. Humphrey
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b. Docket No. 050045-EI
In re: Petition for rate increase by Florida Power & Light Company.

c. Motion for Admission Pro Hac Vice of Mark F. Sundback and Kenneth L. Wiseman to appear on behalf of South Florida Hospital and Healthcare Association (SFHHA).

d. There are a total of 7 pages.

e. The document attached for electronic filing is Motion for Admission Pro Hac Vice of Mark F. Sundback and Kenneth L. Wiseman.

(See attached file: Motion for Admission Pro Hac Vice.PDF)

Regards.
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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for rate increase by Florida
Power & Light Company

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Docket No.: 050045-EI
Filed: May 6, 2005

MOTION FOR ADMISSION *PRO HAC VICE*
OF
MARK F. SUNDBACK AND KENNETH L. WISEMAN

George E. Humphrey, an attorney duly admitted and in good standing with the Bar in the State of Florida, hereby moves the admission of Mark F. Sundback, Esquire and Kenneth L. Wiseman, Esquire of the law firm of Andrews Kurth LLP *pro hac vice*, as counsel for the Hospitals, as that term is defined in the petition to intervene filed concurrently with this motion.

In accordance with Rule 2.061 of the Florida Rules of Judicial Administration, George E. Humphrey provides the following information with respect to Attorneys Sundback and Wiseman.

(1) Both Attorneys Sundback and Wiseman are members in good standing of the Bar of the District of Columbia and admitted to practice before the District of Columbia Court of Appeals, the highest court in the District's judicial system. In addition, Attorney Sundback is admitted to practice before the U.S. Court of Appeals for the 5th, 10th and District of Columbia Circuits as well as the United States District Court for the District of Columbia. Attorney Wiseman is also admitted to practice before the U.S. Court of Appeals for the 1st, 5th, 9th, and District of Columbia Circuits as well as the United States District Court for the District of Columbia. Each is experienced in the matters involved in public utility regulation and has practiced extensively before agencies engaged in such regulation as reflected in the attached certifications.

(2) Both Attorneys Sundback and Wiseman sought and received *pro hac vice* admission to represent the Hospitals in the following matters in the State of Florida:

(a) Before the Florida Public Service Commission in Docket No. 001148-EI pursuant to motion *pro hac vice* filed on May 2, 2001;

(b) Before the Florida Supreme Court in *South Florida Hospital and Health Care Assoc. v. Jabar* (Docket No. SC02-1023) pursuant to motion *pro hac vice* filed on May 13, 2003.

(3) Neither Attorney Sundback nor Wiseman has been disciplined in any manner, and neither has any pending disciplinary proceeding.

(4) Attorneys Sundback and Wiseman's representation of Hospitals in the matter at issue here commenced on May 2, 2005.

(5) See attached statements by Attorneys Sundback and Wiseman that each has read the applicable provisions of the Florida Rules of Judicial Administration and the Rules Regulating The Florida Bar, and that this verified motion complies with those rules.

(6) George E. Humphrey of 600 Travis, Suite 4200, Houston, Texas 77002, an active member of the Florida Bar, is associated with Attorneys Sundback and Wiseman for purposes of the representation at issue.

(7) See attached Certificate of Service of this Motion upon all counsel of record in the matter at issue, Docket No.: 050045-EI, In re: Petition for rate increase by Florida Power & Light Company.

(8) See attached verifications by Attorneys Sundback and Wiseman seeking to appear pursuant to Rule 2.061 of the Florida Rules of Judicial Administration.

Respectfully submitted,

ANDREWS KURTH LLP

George E. Humphrey (gjh w/permission)

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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

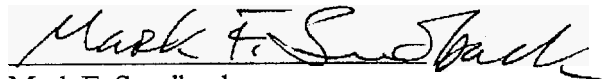
**In re: Petition for rate increase by Florida
Power & Light Company**

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Docket No.: 050045-EI

CERTIFICATION

I, Mark F. Sundback, hereby certify, pursuant to Rule 2.061 of the Florida Rules of Judicial Administration, that I am an attorney in good standing of the Bar of the District of Columbia, that I am experienced in the matters involved in public utility regulation, that I have practiced extensively before agencies engaged in such regulation, and that I have read the applicable provisions of the Florida Rules of Judicial Administration and the Rules Regulating The Florida Bar, and that this verified motion complies with those rules.



Mark F. Sundback
District of Columbia Bar No. 358922

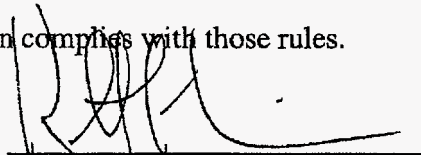
BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for rate increase by Florida §
Power & Light Company §
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Docket No.: 050045-EI

CERTIFICATION

I, Kenneth L. Wiseman, hereby certify, pursuant to Rule 2.061 of the Florida Rules of Judicial Administration, that I am an attorney in good standing of the Bar of the District of Columbia, that I am experienced in the matters involved in public utility regulation, that I have practiced extensively before agencies engaged in such regulation, and that I have read the applicable provisions of the Florida Rules of Judicial Administration and the Rules Regulating The Florida Bar, and that this verified motion complies with those rules.



Kenneth L. Wiseman
District of Columbia Bar No. 943092

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by Federal Express to the following parties of record and interested parties, this 6th day of May, 2005.

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George E. Humphrey