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### Payment Information

Confirmation Number: **64453538**  
 Total Court Fees: **\$620.00**  
 LexisNexis Service Fee: **\$13.64**  
 Total Transaction Amount: **\$633.64**  
 Payment Method: **Credit Card**  
 Payment Date: **02/03/2017 4:17PM**  
 Payment By: **REID & RIEGE PC (049362)**

### Document Summary

Confirmation Number: **64453538**  
 Docket Number: **[HHB-CV-17-6036406S](#)**  
[To receive an email when there is activity on this case, click here.](#)  
 Case Name: **BERMAN, JOSHUA ARIES v. IN RE: PRO HAC VICE APPLICATION**  
 Type of Transaction: **E-File New Case**  
 Court Fee: **\$620.00**  
 Date Filed: **FEB-3-2017**  
 Filed By: **REID & RIEGE PC Juris# 049362**  
 Document Filed: **APPLICATION FOR PERMISSION FOR ATTORNEY TO APPEAR PRO HAC VICE PB 2-16 AFFIDAVIT OF ATTORNEY RE PRO HAC VICE APPLICATION PB 2-16**  
 Date and Time of Transaction: **Friday, February 03, 2017 4:18:23 PM**

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**APPLICATION FOR PERMISSION FOR ATTORNEY TO APPEAR PRO HAC VICE BEFORE A MUNICIPAL OR STATE AGENCY, COMMISSION, BOARD OR TRIBUNAL**

JD-CL-142 New 1-17  
P.B. 2-16

STATE OF CONNECTICUT  
**SUPERIOR COURT**  
www.jud.ct.gov



**Instructions**

1. Complete this Application and attach completed Affidavit of Attorney Seeking Permission to Appear Pro Hac Vice (JD-CL-143).
2. File as new case using Case Type M 88 and pay pro hac vice fee electronically.
3. Enter the Out-of-State Attorney's name as the plaintiff and "In Re: Pro Hac Vice Application" as the defendant (select person and use last name field).

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|   |  |
|---|--|
| Judicial district<br><b>New Britain</b> | Address of court<br><b>20 Franklin Square, New Britain, CT 06051</b> |
|---|--|

Name of Out-of-State attorney  
**Joshua Aries Berman In Re Pro Hac Vice Application**

|  |                               |
|--|-------------------------------|
| Name of agency, commission, board or tribunal<br><b>Connecticut Siting Council</b> | Case number<br>Docket No. 470 |
|--|-------------------------------|

Pursuant to Section 2-16 of the Practice Book, the undersigned, a member in good standing of the Connecticut bar, moves this Court to permit Out-of-State Attorney Applicant **Joshua Aries Berman**, an attorney who is not a member of the bar of the State of Connecticut, to appear *pro hac vice* on behalf of (client name) **Sierra Club** in a proceeding before (name of agency, commission, board, or tribunal) **Connecticut Siting Council**

In support of this motion, the undersigned represents the following:

The undersigned is a Connecticut attorney with a law office located at: **Reid and Riege, P.C., One Financial Plaza, Hartford, CT**

The Out-of-State Attorney Applicant has a law office located at: **50 F St. NW, 8th Floor, Washington, DC 20001**

The Out-of-State Attorney Applicant is a member in good standing of the bar(s) of: **District of Columbia, California**

Good cause exists to permit the Out-of-State Attorney Applicant to represent the client named above in the proceeding before (name of agency, commission, board, or tribunal) **Connecticut Siting Council** because:

**Mr. Berman is employed as an attorney at the Sierra Club, is intimately familiar with the Sierra Club's policies and practices, and this proceeding involves issues of environmental and energy law, areas in which Mr. Berman is a specialist.**

The undersigned represents that s/he will, unless excused by the judicial authority,

- a. Be present at all proceedings, including depositions,
- b. Sign all pleadings, briefs or other papers filed with the court.
- c. Assume full responsibility for any such filings and for the conduct of the cause or proceeding and of the attorney to whom such privilege is accorded.

**Certification** (Required for all matters currently pending before any agency, commission, board, or tribunal)

I certify that a copy of this document was or will immediately be mailed or delivered electronically or non-electronically on (date) **2/3/17** to all agencies, commissions, boards, tribunals, attorneys and self-represented parties of record and that written consent for electronic delivery was received from all entities, attorneys and self-represented parties receiving electronic delivery.

Name and address of each party and attorney that copy was mailed or delivered to\*

**See attached service list**

\*If necessary, attach additional sheet or sheets with name and address which the copy was mailed or delivered to.

|  |   |   |
|--|---|---|
| Signed (Signature of filer)<br>  | Print or type name of person signing<br><b>John R. Bashaw</b> | Date signed<br><b>2/3/17</b>              |
| Mailing address (Number, street, town, state and zip code)<br><b>Reid and Riege, p.c., One Financial Plaza, Hartford, CT 06103</b> |   | Telephone number<br><b>(860) 240-1053</b> |

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**LIST OF PARTIES AND INTERVENORS**  
**SERVICE LIST**

| Status Granted  | Document Service                           | Status Holder<br>(name, address & phone number) | Representative<br>(name, address & phone number)  |
|---|--|---|---|
| <b>Applicant</b>  | <input checked="" type="checkbox"/> E-mail | NTE Connecticut LLC                             | <p>Kenneth C. Baldwin, Esq.<br/>Earl W. Phillips, Jr., Esq.<br/>Robinson &amp; Cole LLP<br/>280 Trumbull Street<br/>Hartford, CT 06103-3597<br/>(860) 275-8200<br/><a href="mailto:kbaldwin@rc.com">kbaldwin@rc.com</a><br/><a href="mailto:ephillips@rc.com">ephillips@rc.com</a></p> <p>Mark Mirabito, Vice President<br/>NTE Connecticut, LLC<br/>24 Cathedral Place, Ste. 300<br/>St. Augustine, FL 32804<br/><a href="mailto:mmirabito@nteenergy.com">mmirabito@nteenergy.com</a><br/><a href="mailto:kec.notices@nteenergy.com">kec.notices@nteenergy.com</a></p> <p>Chris Rega, Senior Vice President<br/>Engineering &amp; Construction<br/>NTE Energy, LLC<br/>800 South Street, Ste. 620<br/>Waltham, MA 02453<br/><a href="mailto:crega@nteenergy.com">crega@nteenergy.com</a></p> |
| <b>Party &amp; CEPA<br/>Intervenor<br/>(Approved<br/>9/29/16)</b>   | <input checked="" type="checkbox"/> E-mail | Not Another Power Plant                         | <p>John Bashaw, Esq.<br/>Mary Mintel Miller, Esq.<br/>Reid and Riege, P.C.<br/>One Financial Plaza, 21<sup>st</sup> Floor<br/>Hartford, CT 06103<br/><a href="mailto:jbashaw@rrlawpc.com">jbashaw@rrlawpc.com</a><br/><a href="mailto:mmiller@rrlawpc.com">mmiller@rrlawpc.com</a></p>  |
| <b>Party<br/>(Approved<br/>9/29/16)</b>                             | <input checked="" type="checkbox"/> E-mail | Town of Killingly                               | <p>Sean Hendricks<br/>Town Manager<br/>Town of Killingly<br/>172 Main Street<br/>Killingly, CT 06239<br/><a href="mailto:shendricks@killinglyct.org">shendricks@killinglyct.org</a></p>   |
| <b>Party &amp; CEPA<br/>Intervenor r<br/>(Approved<br/>11/3/16)</b> | <input checked="" type="checkbox"/> E-mail | Sierra Club                                     | <p>Joshua Berman<br/>Staff Attorney<br/>Sierra Club<br/>50 F Street NW., 8<sup>th</sup> Floor<br/>Washington, DC 20001<br/><a href="mailto:josh.berman@sierraclub.org">josh.berman@sierraclub.org</a></p>   |

| Status Granted  | Document Service   | Status Holder<br>(name, address & phone number) | Representative<br>(name, address & phone number)  |
|---|--|---|---|
| <p align="center"><b>Party<br/>(Approved<br/>11/3/16)</b></p>                           | <p align="center"><input checked="" type="checkbox"/> E-mail</p> | <p>Connecticut Fund for the Environment</p>     | <p>John Looney, Esq.<br/>Roger Reynolds, Esq.<br/>Connecticut Fund for the Environment<br/>900 Chapel Street, Upper Mezzanine<br/>New Haven, CT 06510<br/><a href="mailto:jlooney@ctenvironment.org">jlooney@ctenvironment.org</a><br/><a href="mailto:rreynolds@ctenvironment.org">rreynolds@ctenvironment.org</a></p> |
| <p align="center"><b>Party &amp; CEPA<br/>Intervenor<br/>(Approved<br/>11/3/16)</b></p> | <p align="center"><input checked="" type="checkbox"/> E-mail</p> | <p>Wyndham Land Trust, Inc.</p>                 | <p>John Bashaw, Esq.<br/>Mary Mintel Miller, Esq.<br/>Reid and Riege, P.C.<br/>One Financial Plaza, 21<sup>st</sup> Floor<br/>Hartford, CT 06103<br/><a href="mailto:jbashaw@rrlawpc.com">jbashaw@rrlawpc.com</a><br/><a href="mailto:mmiller@rrlawpc.com">mmiller@rrlawpc.com</a></p>                                  |

**AFFIDAVIT OF ATTORNEY SEEKING  
PERMISSION TO APPEAR PRO HAC VICE**  
JD-CL-143 New 1-17  
P.B. 2-16

STATE OF CONNECTICUT  
SUPERIOR COURT  
www.jud.ct.gov



**Instructions**

Complete Affidavit and deliver to Connecticut attorney making application on your behalf

**Court Information:**

|   |  |
|---|--|
| Judicial district<br><b>New Britain</b> | Address of court<br><b>20 Franklin Square, New Britain, CT 06051</b> |
|---|--|

**If Application is for a Court Case:**

|              |               |
|--------------|---------------|
| Name of case | Docket number |
|--------------|---------------|

**If Application is for a proceeding before a State or Municipal Agency, Commission, Board, or Tribunal:**

|  |                               |
|--|-------------------------------|
| Name of out-of-state attorney<br><b>Joshua Aries Berman In Re Pro Hac Vice Application</b> | Case number<br>Docket No. 470 |
| Name of agency, commission, board or tribunal<br><b>Connecticut Siting Council</b>         |                               |

**Affidavit:**

I, Joshua Aries Berman, being duly sworn, do depose and say:

I am over the age of 18 and believe in the duties and obligations of an oath

I make this Affidavit in support of an Application to appear *pro hac vice* before (name of court, agency, commission, board, or tribunal) Connecticut Siting Council

for a proceeding regarding (client name) Sierra Club

I have a law office located at: 50 F St. NW, 8th Floor, Washington, DC 20001

I am a member in good standing of the bar(s) of: District of Columbia, California

I certify that:  There is no grievance pending against me in any jurisdiction, nor have I ever been reprimanded, suspended, placed on inactive status, disbarred or otherwise disciplined, nor have I ever resigned from the practice of law in any jurisdiction.

There is a grievance pending against me, or I have been disciplined as follows (explain):

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

I have paid the Client Security Fund Fee due for June of 2017, the calendar year in which the application is made.

I hereby designate the Chief Clerk for the Judicial District of New Britain as my agent upon whom process and service of notice may be served.

I agree to register with the Statewide Grievance Committee in accordance with the provisions of Chapter 2 of the Connecticut Rules of Practice while appearing in the matter in this State and for two years after the completion of the matter in which I have appeared *pro hac vice* and will notify the Statewide Grievance Committee of the expiration of the two year period.

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I have appeared 0 times *pro hac vice* in the superior court or in any other proceedings in the State of Connecticut since I first appeared *pro hac vice* in this state; the case names and docket numbers of those proceedings are:

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I have previously been assigned Juris Number n/a as a *pro hac vice* attorney in Connecticut.

I understand that, unless excused by the judicial authority, Connecticut Attorney John Bashaw who submitted the Application on my behalf, must be present at all proceedings, including depositions in a proceeding, and must sign all pleadings, briefs and other papers filed with the court, agency, commission, board, or tribunal named above, and assume full responsibility for them and for the conduct of the cause or proceeding and of this Affiant.

Good Cause exists to permit me to represent the client named in this Affidavit in the proceeding before the above named court, agency, commission, board, or tribunal.

(Describe the facts or circumstances affecting the personal or financial welfare of the client that establish "good cause"):

I have an existing, long-standing relationship with the Sierra Club as an attorney employed at that organization. I am intimately familiar with the organization's policies and practices, and the proceeding in which I seek admission involves issues of environmental and energy law, fields of law in which I am a specialist.

|  |   |                                |
|--|---|--------------------------------|
| Signed (Out-of-State Attorney/Affiant)<br><i>Joshua Arles Berman</i> | Print name<br><b>Joshua Arles Berman</b>  | Date signed<br><b>2/1/17</b>   |
| Subscribed and sworn to before me:                                   | Signed (Commissioner of Superior Court/Notary Public)<br><i>Katherine A. Clements</i> | Date signed<br><b>2.1.2017</b> |



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**KATHERINE A. CLEMENTS**  
NOTARY PUBLIC DISTRICT OF COLUMBIA  
My Commission Expires January 1, 2022