

STATE OF INDIANA

INDIANA UTILITY REGULATORY COMMISSION

PETITION OF DUKE ENERGY INDIANA, LLC )  
PURSUANT TO IND. CODE §§ 8-1-2-42.7 AND 8-1-2-61, FOR )  
(1) AUTHORITY TO MODIFY ITS RATES AND CHARGES )  
FOR ELECTRIC UTILITY SERVICE THROUGH A STEP- )  
IN OF NEW RATES AND CHARGES USING A )  
FORECASTED TEST PERIOD; (2) APPROVAL OF NEW )  
SCHEDULES OF RATES AND CHARGES, GENERAL )  
RULES AND REGULATIONS, AND RIDERS; (3) ) CAUSE NO. 45253  
APPROVAL OF A FEDERAL MANDATE CERTIFICATE )  
UNDER IND. CODE § 8-1-8.4-1; (4) APPROVAL OF )  
REVISED ELECTRIC DEPRECIATION RATES )  
APPLICABLE TO ITS ELECTRIC PLANT IN SERVICE; (5) )  
APPROVAL OF NECESSARY AND APPROPRIATE )  
ACCOUNTING DEFERRAL RELIEF; AND (6) APPROVAL )  
OF A REVENUE DECOUPLING MECHANISM FOR )  
CERTAIN CUSTOMER CLASSES )

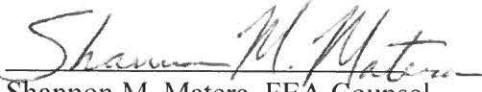
APPEARANCE OF SHANNON M. MATERA

Pursuant to 170 IAC 1-1.1-7, Shannon M. Matera, as additional counsel on behalf of Intervenor the Department of the Navy ("DON") and the Federal Executive Agencies ("FEA"), hereby enters an appearance in this cause and submits a copy of the Verified Petition for Temporary Admission filed by Shannon M. Matera with the Clerk of the Indiana Supreme Court as well as a copy of the Order issued by the Indiana Supreme Court granting temporary admission in this proceeding to Shannon M. Matera.


Dated: October 17, 2019

Respectfully submitted,

By Counsel,

  
Shannon M. Matera, FEA Counsel  
California State Bar No. 249440  
Department of the Navy  
1220 Pacific Highway, Building 127  
San Diego, CA 92132

By Co-Counsel,

  
Cheryl Stone, FEA Co-Counsel  
Indiana State Bar No. 17574-49  
Department of the Navy  
300 Highway 361, Code 00L, Building 2  
Crane, IN 47522

195-MG-540  
STATE OF INDIANA  
INDIANA UTILITY REGULATORY COMMISSION

COPY



CAUSE NO. 45253

PETITION OF DUKE ENERGY INDIANA, LLC )  
PURSUANT TO IND. CODE §§ 8-1-2-42.7 AND 8-1-2-61, )  
FOR (1) AUTHORITY TO MODIFY ITS RATES AND )  
CHARGES FOR ELECTRIC UTILITY SERVICE )  
THROUGH A STEP-IN OF NEW RATES AND CHARGES )  
USING A FORECASTED TEST PERIOD; (2) APPROVAL )  
OF NEW SCHEDULES OF RATES AND CHARGES, )  
GENERAL RULES AND REGULATIONS, AND RIDERS; )  
(3) APPROVAL OF A FEDERAL MANDATE )  
CERTIFICATE UNDER IND. CODE § 8-1-8.4-1; (4) )  
APPROVAL OF REVISED ELECTRIC DEPRECIATION )  
RATES APPLICABLE TO ITS ELECTRIC PLANT IN )  
SERVICE; (5) APPROVAL OF NECESSARY AND )  
APPROPRIATE ACCOUNTING DEFERRAL RELIEF; )  
AND (6) APPROVAL OF A REVENUE DECOUPLING )  
MECHANISM FOR CERTAIN CUSTOMER CLASSES )

**VERIFIED PETITION OF SHANNON M. MATERA**  
**FOR TEMPORARY ADMISSION**

I, Shannon M. Matera, being duly sworn according to law and in support of my Verified  
Petition for Temporary Admission, state as follows:

1. I hereby respectfully request permission for temporary admission pursuant to Rule  
3(2) of the Indiana Rules for Admission to the Bar and the Discipline of Attorneys to appear as  
counsel *pro hac vice* for proposed Intervenor, Department of the Navy ("DON") on behalf of the  
Federal Executive Agencies ("FEA"), in the following administrative proceeding now pending  
before the Indiana Utility Regulatory Commission ("Commission") in Cause No. 45253, entitled:  
"PETITION OF DUKE ENERGY INDIANA, LLC PURSUANT TO IND. CODE §§ 8-1-2-42.7  
AND 8-1-2-61, FOR (1) AUTHORITY TO MODIFY ITS RATES AND CHARGES FOR  
ELECTRIC UTILITY SERVICE THROUGH A STEP-IN OF NEW RATES AND CHARGES  
USING A FORECASTED TEST PERIOD; (2) APPROVAL OF NEW SCHEDULES OF RATES

AND CHARGES, GENERAL RULES AND REGULATIONS, AND RIDERS; (3) APPROVAL OF A FEDERAL MANDATE CERTIFICATE UNDER IND. CODE § 8-1-8.4-1; (4) APPROVAL OF REVISED ELECTRIC DEPRECIATION RATES APPLICABLE TO ITS ELECTRIC PLANT IN SERVICE; (5) APPROVAL OF NECESSARY AND APPROPRIATE ACCOUNTING DEFERRAL RELIEF; AND (6) APPROVAL OF A REVENUE DECOUPLING MECHANISM FOR CERTAIN CUSTOMER CLASSES.”

2. DON attorney, Ms. Cheryl Ann Stone, is an active member in good standing of the State Bar of Indiana (#17574-49). Ms. Stone has appeared and agreed to act as co-counsel before the Commission in Cause No. 45253.

3. I, Shannon M. Matera, am not a resident of the state of Indiana, regularly employed in the state of Indiana, or regularly engaged in business or professional activities in the state of Indiana. Rather, I am a resident of, and employed as an attorney in, the state of California.

4. In compliance with subdivision (a)(3) of Rule 3 of the Rules for Admission to the Bar and the Discipline of Attorneys, I made payment to the Clerk of the Supreme Court an annual registration fee of one hundred eighty dollars (\$180.00), the amount set forth in Admission and Discipline Rule 2(b), accompanied by a copy of my proposed Verified Petition for Temporary Admission. The receipt for this payment is attached to this Petition.

5. My residential address is 2920 W. Evans Rd., San Diego, California 92016.

6. My employer, office address, office telephone number, and electronic mail address are as follows: Department of the Navy, Naval Facilities Engineering Command Southwest, 1220 Pacific Hwy., Building 127, San Diego, California 92132; 619-532-2316; Shannon.matera@navy.mil.

7. The states in which I have ever been licensed to practice law, including the dates of admission to practice and any attorney registration numbers are as follows: (1) New Jersey (#031462003): admitted on December 16, 2003; (2) Pennsylvania (#91183): admitted on October 27, 2003; (3) New York (#4380663): admitted on January 9, 2006; and (4) California (#249440): admitted on June 1, 2007.

8. As reflected in Exhibit A, I am an active member in good standing in the state of California. I am registered as Retired from the State Bar of Pennsylvania, having assumed said status on May 13, 2016. I Resigned Without Prejudice from the State Bar of New Jersey, in good standing, pursuant to Rule 1:20-22, effective March 14, 2014. My registration status in New York is "Currently registered": I registered as retired on March 30, 2018 and requested Non-disciplinary Resignation status on September 9, 2019 pursuant to 22 NYCRR §1240.22(a). My request for Non-disciplinary Resignation status in New York is pending with the Supreme Court of the State of New York Appellate Division, First Department.

9. I have never been suspended, disbarred or resigned as a result of a disciplinary charge, investigation, or proceeding from the practice of law in any jurisdiction. I do not have any prior acts of misconduct concerning the practice of law in any jurisdiction.

10. No disciplinary proceeding is presently pending against me in any jurisdiction. I understand that I have a continuing obligation during the period of temporary admission promptly to advise the court of any disciplinary proceedings.

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11. I have not appeared in any court or administrative agency of the state of Indiana during the last five (5) years by temporary admission.

12. Good cause exists for my appearance before the Commission in Cause No. 45253 for DON, on behalf of FEA, as the Cause involves a complex field of law in which the DON has special expertise and DON does not have local DON attorneys with adequate expertise in the field involved. As I am an associate counsel with DON, I have a close attorney-client relationship with DON. Duke Energy Indiana, LLC ("Duke") instituted a rate case, Cause No. 45253, including seeking authority to modify its rates and charges. The purpose of this case includes Duke's request for approval to increase its rates and charges, among other matters. As a large customer of Duke with a strategic and vital interest in securing reliable, affordable electricity, FEA has a justiciable interest that may be substantially impacted by the relief requested by Duke and adversely affected by the outcome of this Cause. Thus, there is good cause to grant temporary admission of the DON's counsel of choice, Shannon M. Matera.

13. I have read and will be bound by the Rules of Professional Conduct adopted by the Supreme Court, and I consent to the jurisdiction of the State of Indiana, the Indiana Supreme Court, and the Indiana Supreme Court Disciplinary Commission to resolve any disciplinary matter that might arise as a result of the representation.

14. Upon the granting of my petition for temporary admission to appear before the Commission in Cause No. 45253, I will file a Notice of Temporary Admission with the Clerk of the Indiana Supreme Court within thirty (30) days after the Court's entry in compliance with Rule 3(2)(b) of the Indiana Rules for Admission to the Bar and Discipline of Attorneys.

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15. I affirm under the penalties for perjury that the forgoing representations are true and accurate to the best of my knowledge and belief.

Respectfully submitted,



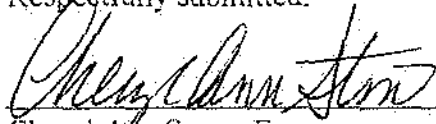
Date: 9/23/2019

Shannon M. Matera, Esq.  
Office of Counsel  
NAVFAC Southwest, Department of the Navy  
1220 Pacific Highway, Building 127  
San Diego, CA 92132  
619-532-2316  
Shannon.Matera@navy.mil

Based on the foregoing Verified Petition of Shannon M. Matera for Temporary Admission,

I hereby join in the foregoing petition as required by Indiana Admission and Discipline Rule 3(2)(4).

Respectfully submitted,



Cheryl Ann Stone, Esq.

Office of Counsel

NSWC Crane, Department of the Navy

300 Highway 361

Code 00L, Building 2

Crane, IN 47522

812-854-1353

Cheryl.Stone1@navy.mil

Date: 9/23/2019

**EXHIBIT A**  
**TO VERIFIED PETITION OF SHANNON M. MATERA**  
**FOR TEMPORARY ADMISSION**





# Supreme Court of California

JORGE E. NAVARRETE  
*Clerk and Executive Officer of the Supreme Court*

## CERTIFICATE OF THE CLERK OF THE SUPREME COURT OF THE STATE OF CALIFORNIA

### SHANNON McKENNA MATERA

*I, JORGE E. NAVARRETE, Clerk/Executive Officer of the Supreme Court of the State of California, do hereby certify that SHANNON McKENNA MATERA, #249440, was on the 1st day of June 2007, duly admitted to practice as an attorney and counselor at law in all the courts of this state, and is now listed on the Roll of Attorneys as a member of the bar of this state in good standing.*

*Witness my hand and the seal of the court  
on the 26th day of August 2019.*

JORGE E. NAVARRETE  
*Clerk/Executive Officer of the Supreme Court*

By:   
C. Wong, Senior Deputy Clerk

# In the Indiana Supreme Court

In the Matter of: Shannon M. Matera,  
Petitioner

Supreme Court Case No.  
19S-MS-540



## Order

Attorney Cheryl Ann Stone petitions for the temporary admission of attorney Shannon M. Matera, an attorney employed by the Department of the Navy, to represent the Department of the Navy before the Indiana Utility Regulatory Commission in Duke Energy Indiana, LLC's petition to modify rates and charges under Cause No. 45253. The petition states that Shannon M. Matera is an attorney and an active member in good standing of the bar of the state of California and an inactive member in good standing of the bars of the states of New Jersey, Pennsylvania, and New York. Our records reflect that she has received temporary admission attorney number 7074-95-TA from the Clerk of this Court. The petition provides the information required by Admission and Discipline Rule 3, Section 2(a), and attorney Cheryl Ann Stone, Indiana bar number 17574-49, has agreed to act as co-counsel.

Being duly advised, the Court GRANTS temporary admission to Shannon M. Matera, who is directed to comply with the requirements of Admission and Discipline Rule 3, Sections 2(b) and 2(c). **You must file a "Notice of Temporary Admission" with the Clerk of the Supreme Court within thirty days of this order. If you do not, you will be automatically excluded from the practice of law in this State and any further legal practice in any case in this State will constitute the unauthorized practice of law.** See Admis. Disc. R. 3, sec. 2(b), (e), and (f). The Notice of Temporary Admission should be sent to: Roll of Attorneys Administrator, c/o Clerk of the Supreme Court, 402 West Washington Street, Room W062, Indianapolis, Indiana 46204. **Together with your Notice of Temporary Admission, you must also file a copy of any order of the administrative body granting you leave to appear and of any formal notice of appearance you file, to the extent the body requires such leave or formal notice.** Co-counsel is directed to comply with Admission and Discipline Rule 3, Section 2(d), including the requirement that all documents filed in this case be signed by a member of the bar of the State of Indiana.

Done at Indianapolis, Indiana, on 10/7/2019.

Loretta H. Rush  
Chief Justice of Indiana

## **CERTIFICATE OF SERVICE**

The undersigned hereby certifies that the foregoing was served by electronic mail this  
17th day of October, 2019, to the following:

### **Duke Energy**

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Melanie D. Price  
Elizabeth A. Herriman  
Andrew J. Wells  
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Respectfully submitted,



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