

**BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MISSOURI**

In the Matter of Evergy Missouri West, Inc.	)	
d/b/a Evergy Missouri West's Request for	)	
Authority to Implement a General Rate	)	Case No. ER-2022-0130
Increase for Electric Service	)	

**MOTION TO APPEAR AND PARTICIPATE *PRO HAC VICE***

Peter J. Mattheis and Michael K. Lavanga, pursuant to 4 CSR 240-2.040(3)(C) and Missouri Supreme Court Rules 6.01(m) and 9.03, hereby petition the Missouri Public Service Commission (the "Commission") for leave to be permitted to appear and participate in the above-captioned proceeding. In support of this Motion to Appear and Participate *Pro Hac Vice*, Mr. Mattheis and Mr. Lavanga respectfully state as follows:

1. Mr. Mattheis and Mr. Lavanga are attorneys with the firm of Stone Mattheis Xenopoulos & Brew, PC, located at 1025 Thomas Jefferson Street, NW, 8<sup>th</sup> Floor, West Tower, Washington, D.C. 20007. Mr. Mattheis and Mr. Lavanga wish to represent Nucor Steel Sedalia, LLC *pro hac vice* in this matter.

2. Peter J. Mattheis is not admitted to practice in Missouri, but is a member in good standing of the District of Columbia Bar and the Virginia State Bar. Mr. Mattheis is also admitted to practice before the United States Court of Appeals for the Fourth Circuit, and the United States District Court for the Eastern District of Virginia. Mr. Mattheis has never been subject to disciplinary proceedings of any kind.

3. Michael K. Lavanga is not admitted to practice in Missouri, but is a member in good standing of the District of Columbia Bar and the Virginia State Bar. Mr. Lavanga has never been subject to disciplinary proceedings of any kind.

4. Neither Mr. Mattheis nor Mr. Lavanga, nor any member of Stone Mattheis Xenopoulos & Brew, PC, is under suspension or disbarment, nor is any member of Stone Mattheis Xenopoulos & Brew, PC disqualified to appear before the Missouri Public Service Commission or any other court.

5. Pursuant to Supreme Court Rule 6.01(m), a fee of \$820 has been paid to the Clerk of the Missouri Supreme Court, and the certificate attached as Exhibit A hereto was issued on February 9, 2022 by the Clerk of the Supreme Court.

6. Mr. Mattheis and Mr. Lavanga are associated in this matter with Marc H. Ellinger, with the law firm of Ellinger & Associates, LLC, 308 East High Street, Suite 300, Jefferson City, MO 65101. Mr. Ellinger is a member in good standing of the Missouri Bar and is qualified to practice before this Commission pursuant to 4 CSR 240-2.040(3)(A). Mr. Mattheis and Mr. Lavanga respectfully designate Mr. Ellinger as associate counsel. Mr. Ellinger has entered his appearance on behalf of Nucor Steel Sedalia, LLC in this proceeding by filing an Application to Intervene.

7. If this application to appear *pro hac vice* is granted, Mr. Mattheis and Mr. Lavanga agree to abide by the Rules of the Commission, including all disciplinary rules, and notify the Commission immediately of any matter affecting their standing at the bar of any court.

WHEREFORE, Peter J. Mattheis and Michael K. Lavanga respectfully request that this motion for admission *pro hac vice* be granted.

Respectfully Submitted,

/s/ Michael K. Lavanga

Peter J. Mattheis

Michael K. Lavanga

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Attorneys for Nucor Steel Sedalia, LLC

### **CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing was served upon all of the parties of record or their counsel, pursuant to the Service List maintained by the Data Center of the Missouri Public Service Commission on this 11<sup>th</sup> day of February, 2022.

/s/ Marc H. Ellinger

Marc H. Ellinger