

STATE OF IOWA
DEPARTMENT OF COMMERCE
UTILITIES BOARD

<p>IN RE:</p> <p>MIDWEST RENEWABLE ENERGY PROJECTS LLC, Petitioner,</p> <p> v.</p> <p>INTERSTATE POWER AND LIGHT COMPANY, Respondent.</p>	<p>DOCKET NO. AEP-05-1</p>
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ORDER SHORTENING TIME FOR RESPONSE

(Issued January 31, 2005)

On January 12, 2005, Midwest Renewable Energy Projects LLC (Midwest Renewable) filed with the Utilities Board (Board), pursuant to 199 IAC 15.4 and 15.5, a petition to determine specific rates to be paid by Interstate Power and Light Company (IPL) for purchases of qualifying energy and/or capacity for a certain qualifying small power production facility. The petition also asked that the Board order IPL to purchase such energy and/or capacity from the facility pursuant to a long-term agreement that may, but need not, convey to IPL any emission credits, alternate energy credits, or similar tradable certificates. On January 21, 2005, the Board issued an order that, among other things, assigned the docket to the

undersigned administrative law judge (ALJ). Pursuant to that order, the ALJ convened a scheduling conference on January 25, 2005. All parties participated in the scheduling conference.

On January 28, 2005, Midwest Renewable filed a motion asking that: (1) the Board preside at the reception of evidence in this proceeding; (2) the time for discovery responses be shortened to five days after service; (3) an expedited procedural schedule be set, and; (4) all pleadings, discovery requests and responses, and other documents be served on the parties by regular mail and electronic mail or facsimile. Midwest Renewable also asked that the time to respond to this motion be shortened from the normal 14 days to February 3, 2005. Midwest Renewable stated that the Consumer Advocate Division of the Department of Justice (Consumer Advocate) had no objection to the motion. Midwest Renewable further stated that a copy of the motion had been sent by electronic mail to counsel for IPL but that no reply had been received.

Midwest Renewable's motion was a topic at the scheduling conference and all parties were aware that such a motion would likely be filed. Therefore, the time for responses to the motion will be shortened as requested by Midwest Renewable. Responses to the motion will be required to be filed on or before February 3, 2005. The Board will then rule on the merits of the motion.

IT IS THEREFORE ORDERED:

Responses to the Motion for Procedural Order filed by Midwest Renewable Energy Projects LLC on January 28, 2005, shall be filed on or before February 3, 2005.

UTILITIES BOARD

/s/ Amy L. Christensen
Amy L. Christensen
Administrative Law Judge

ATTEST:

/s/ Judi K. Cooper
Executive Secretary

Dated at Des Moines, Iowa, this 31st day of January, 2005.