

STATE OF IOWA
DEPARTMENT OF COMMERCE
UTILITIES BOARD

IN RE: ENVIRONMENTAL RECLAMATION & RECYCLING, L.L.C.	DOCKET NO. DRU-07-1
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ORDER ALLOWING ADDITIONAL COMMENTS

(Issued July 3, 2007)

On June 8, 2007, Environmental Reclamation & Recycling, L.L.C. (Environmental Reclamation), filed with the Utilities Board (Board) a petition for a declaratory order related to the definition of an "eligible renewable energy facility" as defined in Iowa Code chapter 476C and whether certain refuse conversion facilities meet the definition. Environmental Reclamation filed additional information related to its petition on June 27, 2007.

On June 27, 2007, the Consumer Advocate Division of the Department of Justice (Consumer Advocate) filed a response to the petition for declaratory order that included Consumer Advocate's comments on the issues raised in the petition. Pursuant to 199 IAC 4.3(1), Consumer Advocate qualifies as an intervenor in this proceeding.

Pursuant to Iowa Code § 17A.9(5), the Board will provide Environmental Reclamation, Consumer Advocate, and any other interested persons an opportunity to file any additional comments that will allow the Board to issue, or decline to issue,

a declaratory order within the 60-day time limit provided by Iowa Code § 17A.9(8).

Any additional comments are to be filed on or before July 18, 2007.

IT IS THEREFORE ORDERED:

Environmental Reclamation & Recycling, L.L.C., the Consumer Advocate Division of the Department of Justice, and other interested persons may file any additional comments or arguments on or before July 18, 2007.

UTILITIES BOARD

/s/ John R. Norris

/s/ Curtis W. Stamp

ATTEST:

/s/ Margaret Munson
Executive Secretary, Deputy

/s/ Krista K. Tanner

Dated at Des Moines, Iowa, this 3rd day of July, 2007.