

STATE OF IOWA
DEPARTMENT OF COMMERCE
UTILITIES BOARD

<p>IN RE:</p> <p>MIDWEST RENEWABLE ENERGY PROJECTS LLC,</p> <p style="padding-left: 40px;">Petitioner,</p> <p style="text-align:center">v.</p> <p>INTERSTATE POWER AND LIGHT COMPANY,</p> <p style="padding-left: 40px;">Respondent.</p>	<p>DOCKET NOS. AEP-05-2 AEP-05-3 AEP-05-4</p>
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SECOND ORDER AMENDING PROCEDURAL SCHEDULE AND HEARING DATE

(Issued May 16, 2008)

On February 15, 2008, the undersigned administrative law judge issued an "Order Amending Procedural Schedule and Hearing Date." Among other things, the order required Midwest Renewable Energy Projects II, LLC (MREP) to file its surrebuttal testimony, exhibits, and optional rebuttal brief by May 19, and set the hearing for the week beginning June 2, 2008.

On May 13, 2008, MREP filed a motion for an extension of the deadline to file its surrebuttal testimony and exhibits and its rebuttal brief, and for a modification of the procedural schedule and hearing date. MREP states it needs additional time to review the considerable volume of discovery and information recently received from the other parties and to prepare its filings. MREP requests that its filing deadline be

extended to June 13, that the deadline for the parties to file a joint statement of the issues be moved to June 19, and that the hearing date be set for the week of June 30, 2008. MREP states that Interstate Power and Light Company (IPL) and the Consumer Advocate Division of the Department of Justice (Consumer Advocate) do not object to the grant of the motion.

The motion for extension and modification is reasonable and should be granted. However, the requested hearing date cannot be granted due to a scheduling conflict.

IT IS THEREFORE ORDERED:

1. In the event the parties are unable to settle this case, the following procedural schedule is established:

a. On or before June 13, 2008, MREP shall file prepared surrebuttal testimony and exhibits. MREP shall file an updated index of exhibits on the same date. If MREP chooses to file a prehearing rebuttal brief, it must be filed on or before June 13, 2008.

b. The parties shall file a joint statement of the issues on or before June 19, 2008.

c. A public hearing for the presentation of evidence and the cross-examination of witnesses shall be held beginning at 9:00 a.m. on Tuesday, July 8 and Wednesday, July 9, 2008. The hearing will be held in the Board's Hearing Room, 350 Maple Street, Des Moines, Iowa 50319. Each party must

provide a copy of its prepared testimony and its exhibits to the court reporter at the hearing or make arrangements for such provision. Persons with disabilities who will require assistive services or devices to observe this hearing or participate in it should contact the Utilities Board at 515-281-5256 at least five days prior to the hearing to request that appropriate arrangements be made.

d. A briefing schedule will be established at the conclusion of the hearing.

2. All provisions of the "Order Regarding Motions and Setting Procedural Schedule and Hearing Date" issued on January 24, 2008, and of the "Order Amending Procedural Schedule and Hearing Date" issued on February 15, 2008, remain in effect unless specifically modified in this order.

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 16th day of May, 2008.