

IN THE IOWA DISTRICT COURT FOR POLK COUNTY

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LS POWER MIDCONTINENT, LLC, and	)	CASE NO. CVCV060840
SOUTHWEST TRANSMISSION, LLC,	)	
	)	
Plaintiffs,	)	
	)	
vs.	)	
	)	
THE STATE OF IOWA, IOWA UTILITIES	)	<b>PLAINTIFFS' UNOPPOSED</b>
BOARD, GERI D. HUSER, GLEN	)	<b>REQUEST FOR EXTENSION TO</b>
DICKINSON and LESLIE HICKEY,	)	<b>REPLY TO MOTION FOR</b>
	)	<b>TEMPORARY INJUNCTION</b>
Defendants.	)	

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Plaintiffs LS Power Midcontinent, LLC and Southwest Transmission, LLC, by and through the undersigned, hereby move for an extension to reply to the Motion for Temporary Injunction, stating as follows:

1. On October 17, 2020, Plaintiffs filed their Petition for Declaratory and Injunctive relief in the above-captioned litigation.
2. On November 13, 2020, Plaintiffs filed their Motion for Temporary Injunction and Brief in support.
3. On November 23, 2020, Defendants resisted Plaintiffs' Motion.
4. Under the Iowa Rules of Civil Procedure 1.431, 1.443 and 16.317, Plaintiffs' deadline to respond to Defendants' Resistance to Plaintiffs' Motion for Temporary Injunction is December 3, 2020.
5. Plaintiffs' time to respond to Defendants' Resistance spanned over the Thanksgiving holiday, as well as overlapped with several other deadlines for briefing in this matter, including the Resistance to Motion to Dismiss deadline (November 30, 2020) and the Resistance to Applications to Intervene deadline (November 30, 2020).

6. In addition, senior partner Michael Reck has been out of office for a surgery occurring on November 16, 2020. Upon his return, he was exposed to COVID-19. He is now currently in quarantine.

7. Thus, Plaintiffs seek a short, one-week extension, to allow adequate time for briefing in this matter.

8. No trial date has currently been set in this matter.

9. On December 4, 2020, the Court has scheduled a hearing to discuss a hearing date on the Plaintiffs' Motion for Temporary Injunction.

10. The extension of this deadline will not affect any other pending deadlines in this matter.

11. This is Plaintiffs' first motion to extend deadlines in this matter.

12. Plaintiffs have conferred with Defendants' counsel, and Defendants' counsel has no objection to the requested extension.

13. The one-week extension of Plaintiffs' reply deadline will not prejudice any party in this matter. Although Plaintiffs' Motion for Temporary Injunction seeks emergency relief, the substance of Plaintiffs' position is currently on file in other documents before the Court and only additional points need be addressed on reply.

WHEREFORE, Plaintiffs respectfully request that this Court grant their requested one-week extension, set the deadline for Plaintiffs' reply to the Motion for Temporary Injunction to Thursday, December 10, 2020, and for such other relief as the Court deems equitable and proper under the circumstances.

Respectfully submitted,

BELIN McCORMICK, P.C.

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ATTORNEYS FOR PLAINTIFFS

CERTIFICATE OF SERVICE

I hereby certify on December 2, 2020, I electronically filed the foregoing with the Clerk of Court using the Iowa Electronic Document Management System which will send a notice of electronic filing to the following:

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