

## IN THE IOWA DISTRICT COURT FOR POLK COUNTY

<p>LINDA JUCKETTE,</p> <p>Petitioner,</p> <p>v.</p> <p>IOWA UTILITIES BOARD,</p> <p>Respondent.</p>	<p>Case No. CVCV061580</p> <p><b>ORDER GRANTING MOTIONS TO INTERVENE AND APPEAR BY OFFICE OF CONSUMER ADVOCATE AND MIDAMERICAN ENERGY CO., AND GRANTING AMICUS CURIAE STATUS TO THE IOWA ASSOCIATION OF ELECTRIC COOPERATIVES AND THE IOWA UTILITY ASSOCIATION</b></p>
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This instant matter is a judicial review proceeding under Iowa Code chapter 17A in which Petitioner Linda Juckette contests a final decision by Respondent the Iowa Utilities Board (IUB) permitting placement of an electric line on Petitioner's property absent an easement. Telephonic oral argument on Motions to Intervene and Appear (the Motions) pursuant to Iowa Code section 17A.19(2), filed by the Office of Consumer Advocate (OCA), MidAmerican Energy Co. (MidAmerican), the Iowa Association of Electric Cooperatives (IAEC), and the Iowa Utility Association (IUA) respectively was held on May 21, 2021. The Motions filed by OCA and MidAmerican are unopposed. Petitioner resists (the Resistances) the Motions filed by the IAEC and IUA.

Appearing for Petitioner was attorney Will Reasoner. Appearing for IUB was attorney Matt Oetker. Appearing for OCA was attorney Jeffrey Cook. Appearing for MidAmerican was attorney Andrew Magner. Appearing for the IAEC was attorney Amanda James. Appearing for IUA was attorney Stan Thompson. Oral argument was reported.

Upon review of the Motions, the Resistances and the court file in light of the relevant law, and after considering the respective statements of counsel for Petitioner, IAEC, and IUA, the court finds and concludes that the unopposed Motions of OCA and MidAmerican are supported by good

cause and should be granted. The court further finds and concludes that the contested Motions of IAEC and the IUA are not supported by good cause and should be denied. However, the court believes these entities' alternative requests for amicus curiae status are reasonable under the circumstances and are within the court's discretion to grant.

### **ORDER**

**IT IS THEREFORE ORDERED, ADJUDGED AND DECREED** that the unopposed Motions of OCA and MidAmerican for intervenor status are granted.

**IT IS FURTHER ORDERED, ADJUDGED AND DECREED** that the contested Motions of IAEC and IUA for intervenor status are denied.

**IT IS FURTHER ORDERED, ADJUDGED AND DECREED** that the court in its discretion grants IAEC and IUA amicus curiae status in this matter. As such, they may file amicus briefs and participate in oral argument under the Order entered April 12, 2021, establishing a briefing schedule. They shall file their amicus briefs on or before August 13, 2021.



State of Iowa Courts

**Case Number**  
CVCV061580  
**Type:**

**Case Title**  
LINDA JUCKETTE V IOWA UTILITIES BOARD  
OTHER ORDER

So Ordered

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Jeanie Vaudt, District Court Judge,  
Fifth Judicial District of Iowa

Electronically signed on 2021-06-03 09:29:50