

IN THE IOWA DISTRICT COURT FOR POLK COUNTY

<p>LINDA K. JUCKETTE, Petitioner, v. IOWA UTILITIES BOARD, Respondent.</p>	<p>Case No. CVCV061580</p> <p>INTERVENOR MIDAMERICAN ENERGY COMPANY'S RESPONSE TO PETITIONER'S MOTION FOR EXTENSION OF TIME TO FILE REPLY BRIEF</p>
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Intervenor MidAmerican Energy Company ("MidAmerican") submits the following response to Petitioner's August 13, 2021 motion for extension of time to file a reply brief:

1. On August 13, 2021, Petitioner filed a request for an extension of time from August 20, 2021 to September 2, 2021 to file a reply brief.
2. Petitioner's justification for the extension was that Intervenor MidAmerican and the Office of Consumer Advocate, *amici curiae* Iowa Utilities Association and the Iowa Association of Electric Cooperatives, and potential *amicus curiae* ITC Midwest LLC were not part of the proceeding until after the April 12, 2021 scheduling order.
3. MidAmerican notes that MidAmerican and the Office of Consumer Advocate were parties at the agency level and that the scheduling conference was held before the 45-day intervention deadline. Specifically, MidAmerican is the party who initiated the proceeding at the Iowa Utilities Board and is the owner of the franchise right that Petitioner is challenging in this docket.
4. Further, the Court admitted all parties and *amici curiae*, with the exception of ITC Midwest, to this proceeding as of June 3, 2021. Accordingly, before Petitioner filed

her motion for an extension of time, all participants have known for approximately 10 weeks that a minimum of five briefs would be filed in this matter.

5. MidAmerican does not object to Petitioner's motion for an extension of time, but suggests a deadline of August 31, 2021. This proposed deadline more than doubles the time Petitioner would have to prepare a reply brief, while providing participants and the Court four business days to review the brief before oral argument, as contemplated by the Court's April 12, 2021 order.
6. Regardless of how the Court chooses to address Petitioner's motion, MidAmerican resists any request to further delay the oral argument, which has already been moved back. MidAmerican's customers need electric service, and an expeditious review and conclusion of this matter is of the utmost importance to MidAmerican and its customers. Should the Court determine more time between briefing and oral argument is necessary, MidAmerican requests that the time be reflected in Petitioner's reply deadline and not in a second extension of the oral argument date.

MidAmerican respectfully states that it does not resist the extension of the reply briefing deadline, but requests that the Court maintain at least the same number of business days between briefing and hearing, and specifically requests that the Court not continue the hearing date for a second time.

By /s/ Andrew L. Magner  
Andrew L. Magner, AT0012739  
666 Grand Avenue, Suite 500  
Des Moines, Iowa 50309  
Telephone: (515) 281-2376  
E-mail: andrew.magner@midamerican.com

ATTORNEY FOR MIDAMERICAN  
ENERGY COMPANY

**CERTIFICATE OF SERVICE**

The undersigned certifies the foregoing document was electronically filed with the Clerk of Court using the Electronic Document Management System on August 16, 2021, which will send a notice of the electronic filing to all registered parties.

*/s/ Lynn Wingert* \_\_\_\_\_

Lynn Wingert, Paralegal  
MidAmerican Energy Company  
666 Grand Avenue, Suite 500  
P.O. Box 657  
Des Moines, Iowa 50306