

IN THE IOWA DISTRICT COURT FOR POLK COUNTY

<p>SUMMIT CARBON SOLUTIONS, LLC, Petitioner, v. IOWA UTILITIES BOARD, A DIVISION OF THE DEPARTMENT OF COMMERCE, STATE OF IOWA, Respondent.</p>	<p>Case No. CVCV062900</p> <p>UNOPPOSED MOTION TO CONTINUE TRIAL SCHEDULING CONFERENCE</p> <p><i>Expedited Relief Requested</i></p>
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On February 4, 2022, the parties argued the pending motion for temporary injunction. At this time, a scheduling conference for the permanent injunction portion of this case is set for February 16, 2022. Counsel for Summit will be out of town on long-planned travel from February 9-17, 2022. Counsel have conferred and no party objects to continuing the scheduling conference until after Mr. Dublinske returns. The parties anticipate requesting a schedule that allows the ruling on the temporary injunction to be issued prior to further steps in the case in any event.

Accordingly, Summit Carbon Solutions respectfully requests the scheduling conference set for February 16, 2022 in this matter be continued to a time convenient for the Court but **no sooner than February 23, 2022**, to allow the parties to work on a scheduling and discovery plan after Mr. Dublinske returns. Counsel for Summit Carbon Solutions represents that he has conferred with counsel of record for the Iowa Utilities Board, Office of Consumer Advocate and Sierra Club, Iowa Chapter and none of the parties object to this request.

Filed this 9th day of February, 2022.

/s/ Bret A. Dublinske

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ATTORNEYS FOR
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CERTIFICATE OF SERVICE

The undersigned certifies the foregoing document was electronically filed with the Clerk of Court using the Electronic Document Management System (EDMS) on February 9, 2022, which will send a notice of electronic filing to all registered parties.

/s/ Sarah McCray