

IN THE IOWA DISTRICT COURT FOR POLK COUNTY

SUMMIT CARBON SOLUTIONS LLC)	
)	
Petitioner,)	No. CVCV062900
)	
vs.)	
)	
IOWA UTILITIES BOARD,)	STATEMENT OF UNCONTESTED
)	FACTS IN SUPPORT OF SIERRA
Respondent,)	CLUB’S MOTION FOR SUMMARY
)	JUDGMENT
and)	
)	
SIERRA CLUB IOWA CHAPTER and)	
OFFICE OF CONSUMER ADVOCATE,)	
)	
Intervenors.)	

Comes now Sierra Club Iowa Chapter and hereby submits the following Statement of Uncontested Facts in support of its Motion for Summary Judgment:

1. Summit Carbon Solutions submitted to the Iowa Utilities Board (IUB) a list of landowners who may be impacted by the construction and operation of a carbon dioxide pipeline Summit proposes to construct (Summit Motion for Temporary Injunction).

2. The Court herein issued an Order granting a Temporary Injunction on February 11, 2022, in which the Court identified that only factual issue for trial was whether the IUB has a procedure requiring landowner lists to be provided to the IUB (Order issued on February 11, 2022).

3. The IUB submitted Answers to Interrogatories confirming that the IUB has had a routine procedure at least since 2019 for applicants for permits from the IUB to submit landowner lists to the IUB (Interrogatory Answers, App. p. 7).

4. The IUB issued an Order on December 16, 2021, stating that the IUB requires pipeline companies to file a landowner list for each county where the pipeline is proposed to be located (App. p. 2).

/s/ *Wallace L. Taylor*

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