

IN THE IOWA DISTRICT COURT FOR POLK COUNTY

WOLF CARBON SOLUTIONS US LLC,)
)
Petitioner,) No. EQCE088016
)
vs.)
) MOTION TO ALLOW LATE FILING OF
IOWA UTILITIES BOARD,) REPLY
)
Respondent.)

Comes now Sierra Club Iowa Chapter and in support of this Motion to Allow Late Filing of Reply, states to the Court as follows:

1. Wolf Carbon Solutions filed its Resistance to Sierra Club’s Motion to Intervene on November 15, 2022.

2. Sierra Club’s attorney is not on the EDMS system in this case, apparently because the Court has not yet granted intervention. So Sierra Club’s attorney did not receive notice that Wolf’s Resistance had been filed. However, Sierra Club’s attorney has been periodically monitoring the electronic docket, but the Clerk of this Court does not always docket filings the same day they are submitted.

3. Based upon the filing date of the Resistance and pursuant to Iowa Rule of Civil Procedure 1.431(5), a reply is due seven days after a resistance to a motion is filed, or November 22, 2022. Sierra Club’s Reply is being filed on November 23, 2022.

4. A filing delay of one day will not prejudice the parties when the hearing on the Motion to Intervene is not scheduled until December 20, 2022, almost a month away.

WHEREFORE, Sierra Club Iowa Chapter requests that the Court allow Sierra Club to file its Reply to the Resistance to Sierra Club’s Motion to Intervene on November 23, 2022.

/s/ *Wallace L. Taylor*

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