

Polk County District Court Case No. CVCV060840 / Appeal Case No. 21-0696

Proceeding: LS Power Midcontinent and Southwest Transmission v. State of Iowa, Iowa Utilities Board, Erik Helland, et al.

Subject: Challenge to adoption of Iowa Code § 478.16, granting right of first refusal to build transmission lines.

Pleadings: Petition for Declaratory and Injunctive Relief filed October 14, 2020. Order on Motion to Dismiss and Motion for Temporary Injunction. **Dismissed by District Court on 3/25/21.** Appeal filed 5/20/21. **Order Affirming District Court Ruling on 7/08/22.**

Current Status: The Supreme Court reversed and remanded to the District Court on the merits. Defendants' Motion to Extend Briefing Schedule 6/15. Intervenor's Joinders in Motion 6/16. Plaintiff LS Power's Resistance 6/19. Hearing set for 7/14.

Polk County District Court Case No. CVCV061580 / Appeal Case No. 21-1788

Proceeding: Linda Juckette v. Iowa Utilities Board

Subject: Judicial review of the granting of a franchise in Docket No. E-22417

Pleadings: Petition for Judicial Review of Agency Action filed March 24, 2021. **District Court Order Denying and Dismissing Petition for Judicial Review 11/7/21.** Notice of Appeal. Final Order Affirming Decision filed 6/16/23.

Current Status: Supreme Court Opinion affirming district court order, which affirmed District Court's decision. Board Order 6/16/2023.

Polk County District Court Case No. CVCV061992 / Appeal Case No. 22-0385

Proceeding: Environmental Law & Policy Center, Iowa Environmental Council, and Sierra Club v. IUB

Subject: Judicial Review of Order approving MidAmerican EPB in Docket No. EPB-2020-0156.

Pleadings: Petition for Judicial Review filed June 11, 2021. **Ruling on - Petition for Judicial Review 12/7/21.** Order Confirmed by Three-Justice Panel 9/13/22. Opinion Reversed and Remanded w/Instructions. Bill of cost. Procedendo. Correction Notice.

Current Status: Supreme Court opinion reversing district court-with direction to remand to the Board 4/27/2023.

Polk County District Court Case No. CVCV062900 / Appeal Case No. 22-1444

Proceeding: Summit Carbon Solutions, LLC, v. Iowa Utilities Board

Subject: Request for an injunction barring the disclosure of landowner mailing lists. This is a public records request case.

Pleadings: **Order Denying Motion for Permanent Injunction issued 8/12/22.** Petitioner's Notice of Appeal. Order Withdrawal of Counsel Grante. Summit's Unopposed Motion to Extend Deadline for Reply Brief. Order Granting Summit's Motion to Enlarge Time. Summit's Appendix. Summit's Proof Reply Brief. Sierra Club Final Brief.

Current Status: District Court denied Motion for Permanent Injunction on 8/12/2022. Notice of Appeal filed on 9/2/2022. Sierra Club Proof Brief filed 5/19/2023. OCA Proof Brief and Designation of Appendix due 6/5. Summit Reply Brief and Appendix due 6/12. Summit's Proof Brief and Designation of Appendix filed 6/26.

Polk County District Court Case No. CVCV063439 and CVCV064019

Proceeding: ITC Midwest v. Iowa Utilities Board

Subject: Judicial reviews of Order Requiring Amendment of Electric Franchise issued in Docket NO. E-21340.

Pleadings: Civil Original Notice filed 4/7/22. Petition. Order Granting Motion to Extend Stay. Order Setting Hearing. Revised administrative rules effective 6/21/23. Motion to Dismiss anticipated 6/26/23. ITC Notice of Voluntary Dismissal filed 6/28/23. Statement of Costs filed 6/28/23.

Current Status: Voluntary Dismissal 6/28.

Polk County District Court Case No. EQCE088016

Proceeding: Wolf Carbon Solutions US, LLC v. Iowa Utilities Board

Subject: Request for an injunction barring the disclosure of landowner mailing lists. This is a public records request case.

Pleadings: Civil Original Notice. Petitioner's Brief in Support of Petition. Order Granting Motion to Stay.

Current Status: Motion for stay (enjoining distribution of mailing list) granted 9/23. Non-jury trial set for 1/16-1/17, 2024. Sierra Club's Motion to Intervene denied & Wolf's Motion to Strike denied 1/17. Wolf's motion to stay proceeding pending outcome of *Summit* case granted 2/1/2023.

Polk County District Court Case No. EQCE088409

Proceeding: Wolf Carbon Solutions US, LLC v. Iowa Utilities Board

Subject: Request for an injunction barring the disclosure of landowner mailing list #2. This is a public records request case.

Pleadings: Civil Original Notice. Petition for Temporary and Permanent Injunctive Relief. Order Setting Status Conference.

Current Status: Motion for temporary stay granted 1/18. Wolf's motion to stay proceeding pending outcome of *Summit* case granted 2/1 with status conference set 10/3/2023.

Polk County District Court Case No. EQCE088024

Proceeding: Navigator Heartland Greenway, LLC v. Iowa Utilities Board

Subject: Request for an injunction barring the disclosure of landowner mailing lists. This is a public records request case.

Pleadings: Plaintiff's Motion for Temporary Injunction. Order Granting Navigator's Unopposed Motion to Stay.

Current Status: Motion to Stay (temporary enjoining distribution of list) granted. Status conference is set for 9/1/23. Non-jury trial set for 12/6-12/7, 2023. Navigator's Motion to Stay proceeding pending outcome of *Summit* case granted 12/28/2022.

Polk County District Court Case No. CVCV065011

Proceeding: Interstate Power and Light Company. v. Iowa Utilities Board

Subject: Judicial review of Board orders in RPU-2021-0003 regarding Board's denial of advance ratemaking principles for the 200 MW of solar and the battery energy storage system.

Pleadings: Civil Original Notice. Petition. IPL's Unresisted and Joint Motion to Remand to the IUB. Order on Motion to Remand to the IUB and Stay Proceedings.

Current Status: Order granting Joint Unresisted Motion for Remand to Board 6/20.