

IN THE IOWA DISTRICT COURT FOR FLOYD COUNTY

**KERRY HIRTH, HENNINGS JOINT TRUST, VAN DIEST FAMILY LLC, CHARLES CITY AREA DEVELOPMENT CORPORATION, RLIJ, FREE SOIL FOUNDATION, KING INTERVENORS
PETITIONERS,**

V.

**IOWA UTILITIES COMMISSION, SARAH MARTZ, ERIK HELLAND, AND JOSHUA BYRNES (not personally but in their capacity as a commissioner of the Iowa Utilities Commission), SUMMIT CARBON SOLUTIONS, LLC,
RESPONDENT.**

CASE NO. CVCV032240

ORIGINAL NOTICE

TO THE ABOVE-NAMED DEFENDANT(S):

You are notified that a petition has been filed in the office of the clerk of this court naming you as the defendant(s) in this action. A copy of the petition (and any documents filed with it) is attached to this notice. The name and address of the attorney for the plaintiff(s) is Jefferson Fink of the Law Office of Jefferson Fink, 3616 University Ave., Suite 11, Des Moines, Iowa 50311. The attorney's phone number is 515-720-9892.

You are further notified that the above case has been filed in a county that utilizes electronic filing. Unless, within 20 days after service of this original notice upon you, you serve, and within a reasonable time thereafter file a motion or answer, in the Iowa District Court for Floyd County, at the courthouse in Charles City, Iowa, judgment by default will be rendered against you for the relief demanded in the petition. Please see Iowa Court Rules Chapter 16 for information on electronic filing and Iowa Court Rules Chapter 16, division VI regarding the protection of personal information in court filings.

If you require the assistance of auxiliary aids or services to participate in court because of a disability, immediately call your district ADA coordinator at (641) 421-0990. (If you are hearing impaired, call Relay Iowa TTY at 1-800-735-2942)

IMPORTANT: YOU ARE ADVISED TO SEEK LEGAL ADVICE AT ONCE TO PROTECT YOUR INTERESTS

Iowa Judicial Branch

Case No. **CVCV032240**
County **Floyd**

Case Title **KERRY HIRTH ET AL V IOWA UTILITIES COMMISSION ET AL**

You must file your Appearance and Answer on the Iowa Judicial Branch eFile System, unless the attached Petition and Original Notice contains a hearing date for your appearance, or unless the court has excused you from filing electronically (see Iowa Court Rule 16.302).

Register for the eFile System at www.iowacourts.state.ia.us/Efile to file and view documents in your case and to receive notices from the court.

For general rules and information on electronic filing, refer to the Iowa Rules of Electronic Procedure in chapter 16 of the Iowa Court Rules at www.legis.iowa.gov/docs/ACO/CourtRulesChapter/16.pdf.

Court filings are public documents and may contain personal information that should always be kept confidential. For the rules on protecting personal information, refer to Division VI of chapter 16 of the Iowa Court Rules and to the Iowa Judicial Branch website at www.iowacourts.gov/for-the-public/representing-yourself/protect-personal-information/.

Scheduled Hearing:

If you need assistance to participate in court due to a disability, call the disability access coordinator at **(515) 576-6336** . Persons who are hearing or speech impaired may call Relay Iowa TTY (1-800-735-2942). For more information, see www.iowacourts.gov/for-the-public/ada/. **Disability access coordinators cannot provide legal advice.**

Date Issued **09/16/2024 10:31:36 AM**



District Clerk of Court or/by Clerk's Designee of Floyd
/s/ Austin Henning

County