

IOWA UTILITIES BOARD

IN RE:

SUMMIT CARBON SOLUTIONS, LLC

DOCKET NO. HLP-2021-0001

**MOTION TO STRIKE FILINGS AND
PROHIBIT FUTURE FILINGS OF ANNA RYON**

COMES NOW the Office of Consumer Advocate (OCA) and files this Motion to Strike Filings and Prohibit Future Filings of Anna Ryon.

Board rule 199-7.4(8)(b) requires, “[a]ll persons appearing in proceedings before the board or a presiding officer shall conform to the standard of ethical conduct required of attorneys before the courts of Iowa.” Ms. Ryon filed an appearance in this docket on July 10, 2023, stating she had “requested authorization from the Department of Justice to represent Mr. King pursuant to Iowa Court Rule 32:1.11¹.” Thereafter, without gaining informed consent from the Department of Justice, Ms. Ryon continued to file pleadings in this docket. Ms. Ryon does not and will not have informed consent from the Department of Justice to appear in this docket.

At the July 10, 2023 status conference, OCA raised its objection to Ms. Ryon’s participation in this docket due to her employment at OCA and her involvement in this docket representing OCA. OCA renews this objection. Ms. Ryon has a conflict of interest.

¹ Iowa Court Rule 32:1.11 identifies special conflicts of interest for former and current government officers and employees. In relevant part it provides, “Except as law may otherwise expressly permit, a lawyer who has formerly served as a public officer or employee of the government: . . . *shall not* otherwise represent a client in connection with a matter in which the lawyer participated personally and substantially as a public officer or employee, unless the appropriate government agency gives its informed consent, confirmed in writing, to the representation.”

Additionally, if Ms. Ryon has received any compensation, she may also be in violation of Iowa Code § 68B.7.²

OCA does not have a position on the filings that Ms. Ryon has filed. It solely has issue with Ms. Ryon participating in this matter due to her conflict of interest under the Iowa Rules of Professional Conduct and her continuing legal obligations required by the Government Ethics chapter of the Iowa Code.

For the reasons stated above, OCA respectfully requests that the Board strike all filings of Anna Ryon and prohibit any future filings.

Respectfully submitted,

/s/ Lanny L. Zieman

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OFFICE OF CONSUMER ADVOCATE

² Iowa Code § 68B.7 is within the Government Ethics and Lobbying chapter. It provides, “Prohibited use of influence. A person who has served as an official, state employee of a state agency, member of the general assembly, or legislative employee *shall not* within a period of two years after the termination of such service or employment receive compensation for any services rendered on behalf of any person, firm, corporation, or association in relation to any case, proceeding, or application with respect to which the person was directly concerned and personally participated during the period of service or employment.”