

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF IOWA
CENTRAL DIVISION**

<p>HW PREMIUM CBD, LLC, <i>et al.</i>,</p> <p style="text-align: center;"><i>Plaintiffs,</i></p> <p>v.</p> <p>KIM REYNOLDS, Governor of Iowa in her official capacity, <i>et al.</i>,</p> <p style="text-align: center;"><i>Defendants.</i></p>	<p style="text-align: center;">Case No. 4:24-cv-00210-SMR-SBJ</p> <p style="text-align: center;">UNOPPOSED MOTION FOR LEAVE TO FILE OVERLENGTH RESPONSE IN OPPOSITION TO PLAINTIFFS’ MOTION FOR A PRELIMINARY INJUNCTION</p>
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Defendants Governor Kim Reynolds, Director of Iowa Department of Health and Human Services Kelly Garcia, Commissioner of the Iowa Department of Public Safety Stephan Bayens, and Iowa Secretary of Agriculture Mike Naig (“Defendants”), seek leave of Court to file an overlength Response in opposition to Plaintiffs’ motion for a preliminary injunction.

On June 25, 2024, Plaintiffs filed suit and moved for preliminary injunction of House File 2605 and House File 2641, which were enacted May 17, 2024. Dkts. 1, 11. Plaintiffs challenge multiple provisions of each law, arguing that they are preempted by federal law and in violation of the Due Process Clause, Commerce Clause, and Takings Clause of the United States Constitution.

Under Local Rules 7(d) and 7(h), Defendants’ opposition to Plaintiffs’ motion for a preliminary injunction must not exceed 20 pages in length.

Plaintiffs were granted leave to file an overlength, 31-page brief in support of their motion. Dkts. 3, 7.

Defendants now request leave to file an overlength brief to adequately detail the legal background of this case and address each legal issue Plaintiffs raise. Plaintiffs seek to enjoin duly

enacted state laws. But their claims fall short in several key respects. Defendants request additional pages to sufficiently describe each pitfall.

An overlength brief is necessary to fully respond to Plaintiffs' claims. Defendants' brief is 31 pages long, exclusive of the caption, table of contents, table of authorities, and signature blocks, and is attached as Exhibit 1.

Plaintiffs do not oppose Defendants' request.

WHEREFORE, Defendants respectfully request leave of Court to file their overlength, 31-page Response in opposition to Plaintiffs' motion for a preliminary injunction.

July 5, 2024

Respectfully submitted,

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Attorney General of Iowa

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*Original filed electronically.
Copy electronically served on all parties of record.*

PROOF OF SERVICE	
The undersigned certifies that the foregoing instrument was served on counsel for all parties of record by delivery in the following manner on July 5, 2024:	
<input type="checkbox"/> U.S. Mail	<input type="checkbox"/> FAX
<input type="checkbox"/> Hand Delivery	<input type="checkbox"/> Overnight Courier
<input type="checkbox"/> Federal Express	<input type="checkbox"/> Other
<input checked="" type="checkbox"/> CM/ECF	
Signature: <u>/s/ Patrick C. Valencia</u>	