

IN THE IOWA DISTRICT COURT POLK COUNTY

ALEXANDRA “SONDRA” WILSON,)	
)	CASE NO. 05771 LA CL157953
<i>Petitioner,</i>)	
)	PLAINTIFF ALEXANDRA WILSON'S
v.)	(I) MOTION TO RECONSIDER ORDER
)	OF DISMISSAL FOR LACK OF
KIM REYNOLDS FOR IOWA and)	PROSECUTION and (II) NOTICE THAT
STATE OF IOWA)	PAYMENT OF COURT FEES HAS BEEN
)	REMITTED and (III) NOTICE THAT
<i>Respondents</i>)	TRANSCRIPT FOR AUG 9 HEARING
)	OF COURT FEES HAS BEEN ORDERED
)	

Pursuant to Iowa R. Civ. P. 1.904(2) I file this motion to reconsider order of dismissal for lack of prosecution (D0039).

After KIM REYNOLDS FOR IOWA failed to respond within the 20 day time limit set forth by Iowa R. Civ. P. 1.303(4), pursuant to Iowa R. Civ. P. 1.972, I mailed a *Notice of Intent to File Written Application for Default* (Rule 1.1901 – Form 10) to the registered Candidate (Kim Reynolds), Committee Chairperson (Linda Juckette), and Treasurer (Angie Hughes) on 8/20/2024.

Responding to the Notice of payment due for hearing costs, I sent payment to the Polk County Clerk of Court in the amount of \$80 to cover costs of both hearings.

Following my Application to Defer Filing Fees filed on 8/14/24, wherein I indicated to the Court I was unable to afford the transcript for the Aug. 9 hearing, I received a donation from a concerned Iowan, and was thankfully able to afford the transcript. I remitted payment to Court Reporter Lindsay Beni yesterday.

Introduction

1. On June 19 Her Honorable Judge Samantha Gronewald ordered, “Petitioner shall have until August 1, 2024 to serve Kim Reynolds for Iowa.” (D0021)

2. On July 1, pursuant to Iowa R. Civ. P. 1.310, I filed a Notice of Necessity to Serve Defendant by Publication (D0022 ¶ 2), notifying the court that I had attempted service, without response from the Defendant, in eight different manners, including:

- Delivery of Original Notice to the only physical address on file within the Secretary of State's Office or the Iowa Ethics and Campaign Disclosure Board for KIM REYNOLDS FOR IOWA (Angie Hughes, 983 S 50th Pl., West Des Moines).
- Service via the Secretary of State's Office, as directed by Her Honorable Judge Gronewald during the June 14 hearing.

Here is a list of the numerous ways I attempted service prior to serving by publication:

- On May 6 I paid the Polk County Sheriff's Department to serve Original Notice to the Defendants.
 - Deputy Adamovics and I were unsure about how to serve Kim Reynolds for Iowa. We had at least two conversations about this over the phone. He and I were both perplexed. I mentioned to him that there is usually someone who answers her office door in the capitol building, but I was not sure if anyone was there now that the legislative session was over. We concurred that the Attorney General's Office would surely be able to locate Governor Reynolds and provide service. Deputy Adamovics sounded very helpful and determined to do his best with the knowledge we had.
 - On May 8 2024 Deputy Adamovics submitted two Return of Service Notices to the court, writing the following in his submissions:
 - “Service was rejected by the Attorney General's Office as service must be to the individual and not the campaign which appears to be the case with this service.” (D0003, D0004)
 - “I spoke with legal staff for the Governor over the phone and they advise that they do not accept service on behalf of Kim Reynolds for Iowa (Campaign). Any services for the Governor need to be served on the Attorney General on the Governor's behalf.” (D0005)

- On May 13 Judge Gronewald issued an Order (D0007) which contained the following:
 - “In the event the Plaintiff has not served the Defendants within the ninety (90) days of filing of the Petition, or otherwise cannot file a Return of Service or similar document evidencing timely service, the Plaintiff or Plaintiff's attorney shall file a motion with supporting affidavit stating the good cause for Plaintiff's failure to timely serve the Defendants or inability to file a Return of Service or similar document, and requesting the Court to direct an alternate manner of service, or to extend the time for an appropriate period of service, or filing of the return. A copy of the motion shall be delivered to the assigned Judge.”
- On May 24 I called Iowa's Secretary of State to request the address for Kim Reynolds for Iowa. I was provided the following:

Kim Reynolds for Iowa
PO Box 1775
Des Moines 50305

- Unsure what to do with the above address, on June 5 I called the Iowa Secretary of State's Office to request an address for serving legal documents. I was directed to contact the Iowa Ethics and Campaign Disclosure Board, who provided me with Kim Reynolds for Iowa's DR1 form, “Statement of Organization”. The only physical address on the form was for the campaign committee's Treasurer:

Angie Hughes
983 S 50th Pl.
West Des Moines

- Also on June 5, I arranged with fellow DMACC Honors Alumni, [Katoya] Jepson, who agreed to attempt service via the above address. I prepared the service documents.
- On June 10 I emailed Angie Hughes at hughes.angiem@gmail.com, requesting a good time and place for her to accept service. I never received a response. See [Attachment A – email to Angie Hughes](#).
- On June 13, per Judge Gronewald's May 13 order, I requested the court to direct an alternative manner of service, and included a supporting affidavit indicating that service had not been possible to date (D0018).
- Also on June 13 Katoya Jepson filed a Return of Service with the court, stating that a minor answered the door and informed her that Angie [Hughes] doesn't live there

anymore (D0019).

- On both June 14 and July 2 I emailed info@ReynoldsGregg.com because it is the email address for both the Committee Chairperson, Linda Juckette, and the Candidate, Kim Reynolds. I requested a good time and place to provide service. I never received a response. See **Attachment B – emails to KIM REYNOLDS FOR IOWA**.
- Per Judge Gronewald's May 13 offer followed by my June 13 request, on June 14 Judge Gronewald directed me to look into serving KIM REYNODLDS FOR IOWA via the Secretary of State's Office.
 - Following multiple emails and phone conversations with various SOS employees, on June 29 Eric Gookin from the Secretary of State's Office wrote, “I and another attorney in the office were unable to find any legal grounds for using the Office of Secretary of State as a substitute for service on a campaign.” – see **attachment C – letter from SOS Office re: unable to serve**.
- On June 19 I called Linda Juckette, the registered Committee Chairperson for Kim Reynolds for Iowa, however she sounded:
 - (a) Unaware that she was the registered Committee Chairperson for Kim Reynolds for Iowa, or
 - (b) Guarded about providing details due to the fact that I filed a lawsuit against the campaign committee.
- On June 21 the Des Moines Register sent me a quote for Service by Publication. I have arranged to pay for this service today.

3. Responding to the notice I received today via D0040, I mailed a payment to the Clerk of Court in the amount of \$80.

4. Following my Application to Defer Filing Fees filed on 8/14/24, wherein I indicated to the Court I was unable to afford the transcript for the Aug. 9 hearing, I received a donation from a concerned Iowan, and was thankfully able to afford the transcript. I remitted payment to Court Reporter Lindsay Beni yesterday.

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5. From within the above timeline, key excerpts evidence the following:

- After being unable to serve KIM REYNOLDS FOR IOWA, On May 13 Judge Gronewald kindly offered to direct an alternative manner of service, writing, “In the event the Plaintiff has not served the Defendants within the ninety (90) days of filing of the Petition, or otherwise cannot file a Return of Service or similar document evidencing timely service, the Plaintiff... shall file a motion with supporting affidavit stating the good cause for Plaintiff’s failure to timely serve the Defendants or inability to file a Return of Service or similar document, and requesting the Court to direct an alternate manner of service.... A copy of the motion shall be delivered to the assigned Judge.”
- At the June 14 hearing, per my filing of a motion with supporting affidavit stating good cause for failure to serve and requesting the Court to direct an alternate manner of service, Judge Gronewald directed me to attempt service via the Secretary of State's Office.
- Following multiple emails and phone conversations with various SOS employees, on June 29 Eric Gookin from the Secretary of State's Office wrote, “I and another attorney in the office were unable to find any legal grounds for using the Office of Secretary of State as a substitute for service on a campaign.” – see **Attachment C – letter from SOS Office re: service not possible.**

6. Due to the fact that service was not possible, including via the manner in which Judge Gronewald directed, on July 12 I notified the court (D0026 ¶ 6) that, pursuant to Iowa R. Civ. P. 1.310, “Notice by publication to KIM REYNOLDS FOR IOWA is scheduled to be published via The Des Moines Register on 7/12, 7/19, and 7/26.” (D0026 ¶ 6). On July 26 I received an AFFIDAVIT OF PUBLICATION from Notary Public Kathleen Allen that service by publication was made on three consecutive weeks, as required by Rule 3.10, via the Des Moines Register and Tribune Company. See **Attachment D – AFFIDAVIT OF PUBLICATION.**

7. After KIM REYNOLDS FOR IOWA failed to respond within the 20 day time limit set forth by Iowa R. Civ. P. 1.972, I mailed a Notice of Intent to File Written Application for Default (Rule 1.1901 – Form 10) to the registered Candidate (Kim Reynolds, P.O. Box 1775, Des Moines, IA 50305), Committee Chairperson (Linda Juckette, PO Box 40, Cumming, IA 50061),

and Treasurer (Angie Hughes, 983 S 50th Pl, West Des Moines, IA 50265).

8. I have attempted service in every manner I have found possible. I respectfully request the Court to reconsider the order of dismissal for lack of prosecution (D0039). In the alternative, if the court sees fit to direct an alternate manner of service I have not yet pursued, I would oblige.

9. Please note, Your Honor, I would have preferred an alternate manner have been provided following my July 1 filing and affidavit, “Notice of Necessity to Serve by Publication” (D0022 ¶ 15). This communication error issue appears to have been complicated via the transfer of this case from Judge Gronewald to you, so I do not fault you for the order you issued this morning. I hope this filing helps clear things up, and that I may have included something here which may have been overlooked, or which I may have failed to communicate clearly. I have done my best in good faith to follow the Iowa R. Civ. P. to the best of my ability. Although your order this morning stated that I did not file an application for extension of time, I have not found an Iowa R. Civ. P. which requires me to file such an application, and Rule 1.310 does not specify that an application is necessary. That is why my July 1 motion and affidavit was written in the form of a “Notice of Necessity to Serve by Publication” instead of in the form of an application.

Thank you for your consideration with regard to this urgent matter, Your Honor.

Notice that payment of court fees has been remitted

10. Responding to the notice I received today via D0040, I mailed a payment to the Clerk of Court in the amount of \$80.

Notice that transcript for Aug. 9 hearing was ordered

11. Following my Application to Defer Filing Fees filed on 8/14/24, wherein I indicated to the Court I was unable to afford the transcript for the Aug. 9 hearing, I received a donation from a concerned Iowan, and was thankfully able to afford the transcript. I remitted payment to Court Reporter Lindsay Beni yesterday. I wanted the Court to know that I was not being dishonest within my 8/14 filing.

Dated: 8/21/2024

 /s/ Sondra Wilson

Ms. Alexandra “Sondra” Wilson
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Kim Reynolds for Iowa
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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true copy of this document will be served upon the persons listed on this document at the addresses indicated on EDMS by transmitting a copy via USPS or by email asap. I declare under penalty of perjury that the foregoing is true and correct.

 /s/ Sondra Wilson

