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IN THE IDAHO SUPREME COURT OF APPEALS

Sherry Cole)	Case No.	51148-2103
Petitioner, Appellant)	Intrelocary Appeal	
Vs.)	of Denial of motion to Answer and	
Idaho Public Utilities Commission)	Remove IPUC as a defendant	
Pacific Corp , dba Rocky Mountain Power)		
Respondents)		

Perhaps someone can explain to me how IPUC, an Idaho State administrative agency, can join with a private Corporation in a private suit where the private company initiated an action that caused the plaintiff to be overcharged for her electric bill. This is NOT a matter of administrative rules having some force of effect on a private right matter and they had made their final determination. In this matter the plaintiff has sued the private corporation simply to recover monies owed to her however, if the State is going to defend alongside Rocky Mountain power, then why shouldn't plaintiff now consider this

private/public merger hostile to private rights and seek a private right defense instead? Maybe something along the lines of Barron v Mayor of Baltimore? Hasn't selective incorporation made the 5th Amendment applicable against the states unlike the Barron outcome? I'm pretty sure this is now standard American jurisprudence yes?

It is plaintiffs position that allowing IPUC to defend in this matter creates serious constitutional derivations. Perhaps the SCOTUS should know this is the manner in which the State of Idaho seeks to protect and shield private corporations from suit. I'm fairly certain the high court would slam the door on such activity judging by its recent body of work. Here, plaintiff seeks an interlocutory appeal to the court's decision on this matter.

 12-06-2023

Sherry Cole

12/06-/2023

CERTIFICATE OF SERVICE

I certify that on the 6th day of December 2023, I served true and accurate copies of the foregoing document on the following persons, either by deposit in the U.S. Mail, addressed as follows and with the correct first-class postage affixed thereto, or be deposit in the designated courthouse mailbox, or by hand-delivery, as indicated below:

Name: Dallas, Joseph attorney for Rocky Mountain Bode

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Name: Dawal, Micheal , attorney for IPUC

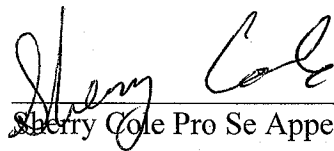
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Sherry Cole Pro Se Appellant