

## IN THE IOWA DISTRICT COURT FOR POLK COUNTY

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<b>CARL OLSEN,</b> Petitioner,  v.  STATE OF IOWA Respondent.	No. CVCV068508  <b><i>BRIEF IN SUPPORT OF  MOTION FOR RECONSIDERATION  OF RULING ON MOTIONS  FOR SUMMARY JUDGMENT</i></b>
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Petitioner Carl Olsen respectfully submits the follow in addition to the Motion for Reconsideration filed with the Court today. The Petitioner is pro se and asks the Court to construe his pleadings liberally.

The Petitioner wants to appeal from the Court's December 15, 2025, Ruling on the Motions for Summary Judgment, but after looking at the Ruled of Civil Procedure, a Motion to Reconsider makes more sense:

**1.904(2) Motion to reconsider, enlarge, or amend.** On motion joined with or filed within the time allowed for a motion for new trial, the findings and conclusions may be reconsidered, enlarged, or amended and the judgment or decree modified accordingly or a different judgment or decree substituted. Resistances to such motions and replies may be filed and supporting briefs may be served as provided in rules 1.431(4) and 1.431(5).

**1.904(3) Motions to reconsider, enlarge, or amend other court orders, rulings, judgments, or decrees; time for filing.** In addition to proceedings encompassed by rule 1.904(1), a rule 1.904(2) motion to reconsider, enlarge, or amend another court order, ruling, judgment, or decree will be considered timely if filed within 15 days after the filing of the order, judgment, or decree to which it is directed.

A Notice of Appeal must be filed within 30 days of the order being appealed from.

**6.101(1) Time for filing notice of appeal from final orders and judgments.**

*b. All other cases.* A notice of appeal must be filed in the district court and an informational copy with the supreme court within 30 days after the filing of the final order or judgment. However, if a motion is timely filed under Iowa Rule of Civil Procedure 1.904(2) or 1.1007, the notice of appeal must be filed within 30 days after the filing of the ruling on such motion.

*c. Timely filing of motion defined.* For purposes of rule 6.101(1)(a)–(b), a motion is considered timely if it is filed by the applicable deadline and the motion asks the court to reconsider, enlarge, or amend the court’s order, ruling, judgment, or decree. Whether a motion is proper or not does not affect its timeliness. However, a motion will not be considered timely if the same party has previously filed a motion to reconsider, enlarge, or amend the court’s order, ruling, judgment, or decree, unless the court has modified its order, ruling, judgment, or decree and the subsequent motion is directed only at the modification.

A motion to reconsider is better than an appeal, because it supplements the record with missing information that would be beneficial on an appeal.

The Petitioner assumes that the time for an appeal would run from the date of the Court’s ruling on the Motion to Reconsider.

Dated December 22, 2025.

Respectfully submitted.

CARL OLSEN

/s/ Carl Olsen

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