

**Exhibit C – PSC Hearing Transcript Pages 233 - 234**

1           A.    We literally do not believe there would be  
2           any along our pipeline route.  However, I have  
3           worked in -- had some work in North Dakota before,  
4           and in eastern North Dakota we have run into some  
5           boulders as big as a car and things.  Now, we can  
6           excavate those out and get them out versus the  
7           blasting to it, but I guess when we go -- none of  
8           us can see underground and when you excavate a  
9           trench, you may run into situations like that and  
10          we just like to be able to deal with it the normal  
11          way we do.

12                 The comment concerning PSC approval is  
13          more of a logistics issue for us.  And I don't have  
14          an understanding of how quickly Commission staff  
15          could respond to a request of that approval, but in  
16          my testimony in July I spoke of we move a mile, a  
17          mile and a half a day, we move very rapidly.  For  
18          efficiency of our operations, it's costly for us to  
19          skip areas and come back, and seeking approval on  
20          that type of dynamics is something we would prefer  
21          to avoid.  However, if it's a mandate through the  
22          conditions, we will comply with it.

23                 Q.    What type of a time frame, I guess, would  
24          you request or would you need so you wouldn't have  
25          to skip and come back?

1           A.    I would suggest to you probably within a  
2           few days.  I'd say two to three days.

3           Q.    There was a question about Mr.  
4           Wittenberg's property that was still within the  
5           500-foot avoidance area, I think 425 feet away from  
6           the pipeline.  Do you know whether Keystone has  
7           attempted to obtain a waiver from Mr. Wittenberg?

8           A.    We did attempt to acquire a waiver from  
9           him, and he did not want to sign the waiver.

10          Q.    There were concerns raised by some of the  
11          people testifying at the July hearings about the  
12          treatment of the landowners by some land agents.  
13          Have you done anything -- any investigation or  
14          looked into complaints concerning landowners'  
15          complaints?

16          A.    Yes.  And certainly I was present at both  
17          of the hearings in North Dakota and I know -- I  
18          actually had made notes relative to the landowners'  
19          names.  I didn't bring those notes with me today,  
20          but I did note each of those.  The land group for  
21          the U.S. team ultimately reports to me, and as Mr.  
22          Cowling said, the company's policy, as well as our  
23          own policies are to treat landowners with dignity  
24          and respect.  The assertions that were made I took  
25          back to our office in Kansas City, contacted the