

July 16, 2021

VIA HAND DELIVERY

Mr. Steve Kahl
Executive Admin Secretary/Director
North Dakota Public Service Commission
600 E. Boulevard, Dept. 408
Bismarck, ND 58505-0480

**RE: NOTICE OF NONCOMPLIANCE
CASE NO. PU-10-637**

Dear Mr. Kahl:

On June 16, 2021, Patrick Fahn, Director of the Public Utilities Division for the North Dakota Public Service Commission (“Commission”), submitted a Notice of Noncompliance (“Notice”) alleging noncompliance by Crestwood Dakota Pipelines, LLC, f/k/a Inergy Dakota Pipeline, LLC and Rangeland Pipeline, LLC (“Crestwood”), of the Certification Relating to Order Provisions Transmission Facility Siting and the Tree and Shrub Mitigation Specifications, each attached to and made part of the Commission’s September 29, 2011 Findings of Fact, Conclusions of Law and Order entered in Case No. PU-10-637.

The mapping documents and data requested in Item 1 of the Commission’s Notice were submitted to the Commission by BARR Engineering and Environmental Consultants (“BARR”) on December 30, 2011 and are located at Docket No. 101 in Case No. PU-10-637. The mapping documents and data requested in Item 2 of the Commission’s Notice were submitted to the Commission by BARR on February 13, 2013 and are located at Docket No. 164 in Case No. PU-10-637.

With respect to Item 3 of the Commission’s Notice, Crestwood elects to be governed by the Commission’s March 13, 2019 simplified version of the Tree and Shrub Mitigation Specifications. As correctly stated in the Commission’s Notice, Crestwood has undertaken

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Response to 16 June 2021 Notice of Noncompliance

Rangeland Pipeline, LLC

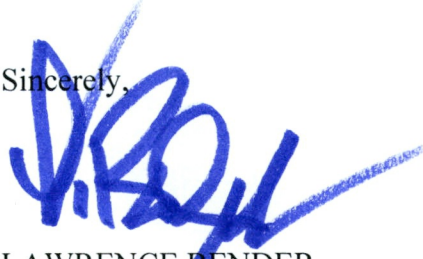
Lawrence Bender, Fredrikson & Byron, P.A.

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efforts to comply with the Commission's Tree and Shrub Mitigation Specifications; however, the replacement trees and shrubs ultimately expired, and Crestwood's efforts to contact landowners regarding replacement preferences were unsuccessful. Accordingly, Crestwood intends to reinitiate its compliance efforts and will work with Commission staff and landowners on developing a tree and shrub replacement plan to be implemented in the spring of 2022.

Should you have any questions, please advise.

Sincerely,



LAWRENCE BENDER

LB/tjg

Cc: Mr. Patrick Fahn (via e-mail)
Mr. Daubs Thompson (via e-mail)

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