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ALSO ADMITTED IN MINNESOTA AND MONTANA

August 31, 2021

Via hand-delivery

Public Service Commission
State of North Dakota
600 East Boulevard Ave, Dept. 408
Bismarck, ND 58505

Re: Basin Transload LLC
ND PSC Case No. PU-12-675
ND PSC Case No. PU-12-775



Public Service Commission:

Enclosed for filing with the North Dakota Public Service Commission are:

1. Original and ten copies of Basin Transload LLC's Response to the North Dakota Public Service Commission's Notices of Noncompliance in Case No. PU-12-625;
2. Original and ten copies of Basin Transload LLC's Response to the North Dakota Public Service Commission's Notices of Noncompliance in Case No. PU-12-775.

Sincerely,

Timothy Q. Purdon

Enclosure

- 83 PU-12-775 Filed 08/31/2021 Pages:3
Response to Notice of Noncompliance
Basin Transload, LLC
Timothy Purdon, Robins, Kaplan, LLP
- 82 PU-12-675 Filed 08/31/2021 Pages: 3
Response to Notice of Noncompliance
Basin Transload, LLC
Timothy Purdon, Robins, Kaplan, LLP

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August 31, 2021

Steve Kahl
Executive Director NDPSC
600 E. Boulevard Ave., Dept. 408
Bismarck, ND 58505-0480

*Re: North Dakota Public Service Commission Notices of Noncompliance to Basin
Transload LLC in NDPSC Case Nos. PU-12-675 and PU-12-775*

Mr. Kahl:

As you know, I have been retained to represent Basin Transload LLC in connection with two Notices of Noncompliance issued in June by the North Dakota Public Service Commission (“NDPSC”) in files PU-12-675 and PU-12-775. The Notices of Noncompliance contained a thirty day deadline for response, but by agreement with the NDPSC Staff, this deadline was extended to Tuesday, August 31, 2021. I write now with the Response of Basin Transload LLC.

Background Timeline

A. Beulah Tie-In Pipeline (NDPSC Case No. PU-12-675)

The Beulah Tie-In Pipeline is located in Mercer County, North Dakota and connects the Tesoro High Plains Pipeline to a tank at the Beulah Rail Facility.

- August 8, 2012: Certificate of Corridor Compatibility and Route Permit sought from NDPSC by Basin Transload LLC. (PU-12-675, Dk. 1).
- September 25, 2013: Certificate of Corridor Compatibility and Route Permit granted by NDPSC. (PU-12-675, Dk. 42).
- December 17, 2014: Certificate of Corridor Compatibility and Route Permit transferred to Tesoro High Plains Pipeline Company LLC. (NDPSC Case No. PU-13-872, Dk. 15).

B. Stampede Tie-In Pipeline (NDPSC Case No. PU-12-775)

The Stampede Tie-In Pipeline is located in Burke County, North Dakota and connects the Tesoro High Plains Pipeline to a tank at the Stampede Rail Facility.

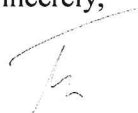
- September 17, 2012: Certificate of Corridor Compatibility and Route Permit sought from NDPSC by Basin Transload LLC. (PU-12-775, Dk. 1).
- January 16, 2013: Certificate of Corridor Compatibility and Route Permit granted by NDPSC. (PU-12-775, Dk. 43).
- May 6, 2014: Certificate of Corridor Compatibility and Route Permit transferred to Tesoro High Plains Pipeline Company LLC. (PU-13-734, Dk. 20).

Given that the Certificates of Corridor Compatibility and Route Permits for these pipelines were transferred by the NDPSC to Tesoro High Plains Pipeline Company LLC (“THPPC”) in 2014, it is Basin Transload LLC’s position that THPPC (or its successor) is the party properly subject to the pending NDPSC’s Notices of Noncompliance.

That said, in an effort to facilitate resolution of these matters, Basin Transload LLC has been in communication with counsel for THPPC and expects THPPC (or its successor) to respond directly to the NDPSC in regard to the substantive matters raised in these pending Notices of Noncompliance.

If Basin Transload LLC can be of further assistance to the NDPSC in the matter, we are available to discuss with NDPSC Staff.

Sincerely,



Timothy Q. Purdon