

December 19, 2018

HAND DELIVERED

Mr. Darrell Nitschke
North Dakota Public Service Commission
600 E. Boulevard, Dept. 408
Bismarck, ND 58505-0480

**RE: Settlement Agreement
Dakota Access, LLC
Case No. PU-14-842**

Dear Mr. Nitschke:

Dakota Access, LLC (“Dakota Access”) and the North Dakota Public Service Commission (“Commission”) entered into that certain Settlement Agreement dated September 20, 2017 in Case No. PU-14-842 before the Commission (the “Agreement”). Dakota Access submits the following in compliance with Section 10.d. of the Agreement:

1. Enclosed herewith and marked as Exhibit A, please find an original and ten (10) copies of the Energy Transmission Facility Handbook, an industry reference manual for managing unanticipated discoveries and route changes during construction. The handbook will be distributed to registered pipeline companies in the State of North Dakota in accordance with Section 10.b. of the Agreement.
2. Lawrence Bender, on behalf of Dakota Access, conducted training on unanticipated discoveries and the Commission’s route change process at the 2018 Williston Basin Petroleum Conference on May 22, 2018, in accordance with Section 10.b. of the Agreement. An original and ten (10) copies of the informational flyer which was distributed prior to and displayed at the conference are enclosed herewith and marked as Exhibit B.
3. Lawrence Bender, on behalf of Dakota Access, conducted training on unanticipated discoveries and the Commission’s route change process at the 2018 Annual Meeting of the North Dakota Petroleum Council on September 25, 2018, in accordance with Section 10.b. of the Agreement. An original and ten (10) copies of the informational flyer which was distributed prior to the meeting are enclosed herewith and marked as Exhibit C.

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Settlement Agreement Compliance Filing

Dakota Access, LLC

Lawrence Bender, Fredrikson&Byron, P.A.

4. Although not required by the terms of the Agreement, Lawrence Bender, on behalf of Dakota Access, conducted one (1) additional training event on unanticipated discoveries and the Commission's route change process at the 24th Annual Meeting of the Colorado Oil & Gas Association on November 13, 2018. This training was not part of the scheduled programming for the meeting, but was presented to invited members of the Colorado Oil & Gas Association as a separate, additional learning opportunity. An original and ten (10) copies of the informational flyer which was distributed prior to the training are enclosed herewith and marked as Exhibit D.

5. Enclosed herewith and marked as Exhibit E, please find an original and ten (10) copies of the PowerPoint® presentation utilized by Lawrence Bender during the training events described in paragraphs 2 through 4, above.

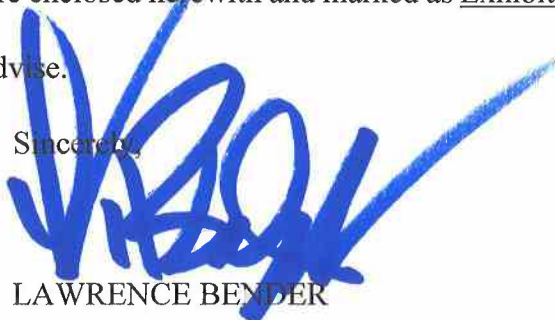
6. Lawrence Bender, on behalf of Dakota Access, and in coordination with the National Preservation Institute, hosted Luke J. Pecoraro, Ph.D., to present to employees of the North Dakota State Historic Preservation Office ("SHPO") on December 5, 2018, in accordance with Section 10.c. of the Agreement. The seminar, entitled Emerging Technologies for Cultural Resources, was selected by employees of SHPO and presented over the course of one (1) day at a SHPO training office. An original and ten (10) copies of the materials distributed at the seminar are enclosed herewith and marked as Exhibit F. The electronic invitation and informational flyer for the seminar are enclosed herewith and marked as Exhibit G.

Dakota Access submits the following in compliance with Section 11.b. and Section 11.c. of the Agreement:

1. An original and ten (10) copies of a summary of the 2018 tree replacement effort submitted by Mr. Jonathan Fredland, Environmental Project Manager for Perennial Environmental Services, are enclosed herewith and marked as Exhibit H.

Should have any questions, please advise.

Sincerely,



LAWRENCE BENDER

Enclosure(s)