

LATE-FILED EXHIBIT NO. 1

**STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION**

**Plains Terminals North Dakota LLC
Johnsons Corner to Dakota Access Pipeline
Project – McKenzie County
Siting Application**

Case No. PU-16-140

AFFIDAVIT OF TUCKER E. GORDON

STATE OF WYOMING)
) ss.
COUNTY OF NATRONA)

Tucker E. Gordon, being first duly sworn upon oath, states and alleges as follows:

1. I am a Project Engineer for Plains All American Pipeline, L.P. Plains Terminals North Dakota LLC (“Plains”), a subsidiary of Plains All American Pipeline, L.P., proposes to construct and own the Johnsons Corner to Dakota Access Pipeline Project (“Project”), which is the subject of the above-captioned matter.

2. I was advised as to perjury, placed under oath, and testified on behalf of Plains at the June 27, 2016, public hearing on Plains’s Application for a Certificate of Corridor Compatibility and Route Permit (“Application”) for the Project.

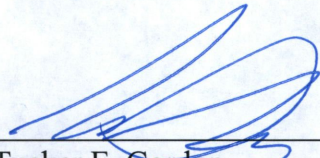
3. In this Affidavit, I understand that I am still under oath and I am providing sworn testimony as part of the public hearing record, as authorized by and on behalf of Plains.

4. At the June 27, 2016, public hearing on Plains’s Application, Plains requested that the North Dakota Public Service Commission (“Commission”) issue a Certificate of Corridor Compatibility and a Route Permit designating the Project corridor and route, as depicted in Hearing Exhibit No. 2.

5. During the public hearing on Plains's Application, Plains was granted the opportunity to submit a late-filed exhibit providing the spill history for Plains Terminals North Dakota LLC.

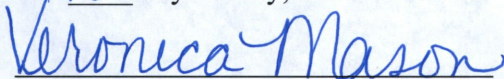
6. Plains Terminals North Dakota LLC was formed in 2013. Plains Terminals North Dakota LLC has had no releases or spills.

FURTHER AFFIANT SAYETH NOT.

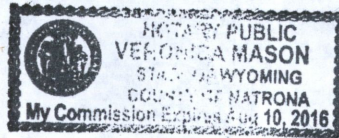


Tucker E. Gordon

Subscribed and sworn to before me
this 13th day of July, 2016.



Notary Public



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