

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

Dakota Prairie Refining, LLC
Amend Cert. No. 151, Permit No. 162 & 163
Siting Application

Case No. PU-20-263

AFFIDAVIT OF SERVICE BY REGULAR AND ELECTRONIC MAIL

STATE OF NORTH DAKOTA
COUNTY OF BURLEIGH

Geralyn R. Schmaltz deposes and says that:

she is over the age of 18 years and not a party to this action and, on the **9th day of July 2020**, she deposited in the United States Mail, Bismarck, North Dakota, **3** envelopes by first class mail, fully prepaid, securely sealed each containing a photocopy of:

- **Notice of Opportunity for Hearing**

The envelopes were addressed as follows:

See attached list.

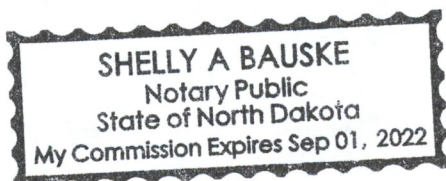
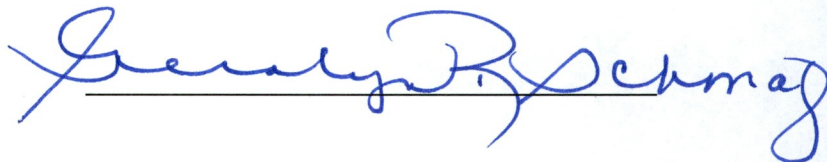
Geralyn R. Schmaltz further deposes and says that on the **9th day of July 2020**, she sent an electronic message to **41** addressees, each including an electronic copy in portable document format of the same document.

The electronic mails were addressed as follows:


See attached list

The addresses shown are the respective addressee's last reasonably ascertainable post office and electronic mail addresses.

Subscribed and sworn to before me
this **9th day of July 2020**.



SEAL



Notary Public

Federal Aviation Administration
2301 University Avenue Building 23B
Bismarck ND 58504

County Commission
Stark County
PO Box 130
Dickinson ND 58602-0130

Kay Haag
Stark County Auditor
PO Box 130
Dickinson ND 58602-0130

cenwo-de@usace.army.mil
District Engineer
US Army Engineer District Omaha
1616 Capitol Ave
Omaha NE 68102

ndaero@nd.gov
Gaye Niemiller
Aeronautics Commission
PO Box 5020
Bismarck ND 58502-5020

masagsve@nd.gov
Matt Sagsveen
Attorney General's Office

dhseo@nd.gov
Department of Human Services

energyimpact@nd.gov
Energy Infrastructure and Impact Office

sjdavis@nd.gov
Scott Davis
Indian Affairs Commission
State Capitol - 1st Floor J Wing INSIDE
Bismarck ND 58505

joey.specht@us.af.mil
Joey Specht
Minot AFB

Minot ND

trev.albright@us.af.mil
Trev Albright
Minot AFB

Minot ND

gheiser@nd.gov
Gerald Heiser
N D Water Commission
900 E Boulevard
Bismarck ND 58505

ndascd@lincolnnoakes.com

ND Assoc of Soil Conservation Dist
3310 University Drive
Bismarck ND 58504-7564

mdockter@nd.gov
Monte Dockter
ND Department of Transportation
State Highway Building
Bismarck ND 58505

goehring@nd.gov
Doug Goehring
Agriculture Department
State Capitol
Bismarck ND 58505

todd.j.lindquist@usace.army.mil
Todd Lindquist
Corp of Engineers
PO Box 527
Riverdale ND 58565-0527

cte@nd.gov
Dept of Career and Technical Education
State Capitol
Bismarck ND 58505

governor@nd.gov
Doug Burgum
Governor's Office
State Capitol
Bismarck ND 58505

bruce.johnson.25@us.af.mil
Bruce Johnson
Minot AFB

Minot ND

lauren.kinker@us.af.mil
Lauren Kinker
Minot AFB

Minot ND

stevebest@nd.gov
Steve Best
N D Water Commission
900 E Boulevard
Bismarck ND 58505

christi.fisher@nd.usda.gov
Christi Fisher
NATURAL RESOURCE CONSERVATION SVC
PO BOX 1458
BISMARCK ND 58502-1458

ksonsalla@nd.gov
Kevin Sonsalla
ND Department of Commerce

tsteinwa@nd.gov
Terry Steinwand
ND GAME & FISH DEPT
INSIDE MAIL

caboyd@nd.gov
Clint Boyd
ND Geological Survey

emurphy@nd.gov
MR ED MURPHY
ND GEOLOGICAL SURVEY

mkommer@nd.gov
Michelle Kommer
ND Job Service
P.O. Box 5507 INSIDE MAIL
Bismarck ND 58506-5507

labor@nd.gov
ND Labor Department

mhumann@nd.gov
Mike Humann
ND Land Department

jjkringstad@ndpipelines.com
ND Pipeline Authority

ndicinfo@nd.gov
North Dakota Industrial Commission

rjgardner@nd.gov
Ryan Gardner
North Dakota Parks & Rec
1600 E Century Ave, Ste. 3 INSIDE MAIL
Bismarck ND 58503-0649

TylerHamman@lignite.com
Tyler Hamman
North Dakota Transmission Authority

thomas.claeys@ndsus.edu
Thomas Claeys
NSDU North Dakota State Forest Service

pwax@nd.gov
Peter Wax
State Health Department

dglatt@nd.gov
Dave Glatt
State Health Department

krockema@nd.gov
Karl Rockeman
State Health Department

lbmeidinger@nd.gov
Lorna Meidinger
State Historical Society

lsimons@nd.gov
Luke Simons
State Representative
11509 27th Street SW
Dickinson ND

mischatz@nd.gov
MIKE SCHATZ
STATE REPRESENTATIVE
400 9TH ST E
NEW ENGLAND ND 58647-7528

jayelkin@nd.gov
Jay Elkin
State Senator

wendy ross@nps.gov
Wendy Ross
Theodore Roosevelt Nat'l Park
PO Box 7
Medora ND 58645

sschwenke@fs.fed.us
Sherri Schwenke
U S Forest Service
240 W Century Ave
Bismarck ND 58501-1494

gjwiche@usgs.gov
District Chief
U S Geological Survey
821 E Interstate Ave
Bismarck ND 58501

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

Dakota Prairie Refining, LLC
Amend Cert No. 151, Permit No. 162 and 163
Siting Application

Case No. PU-20-263

NOTICE OF OPPORTUNITY FOR HEARING

July 8, 2020

On December 30, 2013, in Case No. PU-13-799, the Commission issued to Dakota Prairie Refining, LLC (Dakota Prairie) and Lario Shipping, LLC, Certificate of Corridor Compatibility No. 151, Route Permit No. 162 and Route Permit No. 163, designating a corridor and routes for the construction, operation, and maintenance of a 6-inch pipeline for the transport of naphtha and an 8-inch pipeline for the transport of atmospheric tower bottoms from the Dakota Prairie Refinery to the Lario Shipping, LLC rail hub (now known as the Dickinson Rail Terminal), all in Stark County, North Dakota.

On June 11, 2020, in Case No. PU-20-263, Dakota Prairie filed with the Commission an application to amend the December 30, 2013 Findings of Fact, Conclusions of Law and Order in Case No. PU-13-799 in order to use the 8-inch pipeline for the transport of liquid soy product from the Dickinson Rail Terminal to the Dakota Prairie Refinery, and to use the 6-inch pipeline for the transport of renewable diesel fuel from the Dakota Prairie Refinery to the Dickinson Rail Terminal.

On June 11, 2020, Dakota Prairie filed with the Commission a request to waive any hearing requirements and proceed by virtue of its notice of opportunity for hearing procedure in consideration of the application.

The issues in the application for waiver of procedures and time schedules are:

1. Are the proposed facilities of such length, design, location, or purpose that they will produce minimal adverse effects and that adherence to applicable procedures and time schedules may be waived?
2. Is it appropriate for the Commission to waive any procedures and time schedules as requested in the application?

The issues in the consolidated application for an amended certificate of corridor compatibility and an amended route permit are:

1. Will the location and operation of the proposed facility produce minimal adverse effects on the environment and upon the welfare of the citizens of North Dakota?

2. Is the proposed facility compatible with the environmental preservation and the efficient use of resources?
3. Will the proposed facility location minimize adverse human and environmental impact while ensuring continuing system reliability and integrity and ensuring that energy needs are met and fulfilled in an orderly and timely fashion?

Comments and requests for hearing on the matters must be received by August 10, 2020. Persons or parties desiring a hearing must file a written request identifying their interest in the proceeding and the reasons for requesting a hearing. If deemed appropriate, the Commission can determine the matter without a hearing.

For more information contact the Public Service Commission, State Capitol, Bismarck, North Dakota 58505, 701-328-2400 or Relay North Dakota 1-800-366-6888 TTY. If you require any auxiliary aids or services, such as readers, signers, or Braille materials, please notify the Commission 24 hours in advance.

PUBLIC SERVICE COMMISSION

		
Julie Fedorchak Commissioner	Brian Kroshus Chairman	Randy Christmann Commissioner