

Petition to Intervene in the Application by SCS Carbon Transport LLC for the Midwest Carbon Express CO2 Pipeline Project Siting Application

March 2, 2023

Hon. Hope Hogan
Administrative Law Judge
Office of Administrative Hearings
2911 North 14th Street - Suite 303
Bismarck, North Dakota 58503

Dear Judge Hogan:

Pursuant to North Dakota Administrative Code 69-02-02-05, the Laborers District Council of Minnesota and North Dakota ("LIUNA") herewith submits its Petition to Intervene in the above referenced docket. If you have any questions, please feel free to contact me at 612.224.6464 or kpranis@liunagroc.com.

Sincerely,



Kevin Pranis
Marketing Manager
LIUNA Minnesota & North Dakota
(612) 224-6464
kpranis@liunagroc.com

In the Matter of the Application by SCS
Carbon Transport LLC for the Midwest
Carbon Express CO2 Pipeline Project
Siting Application

ND PSC Docket No. PU-22-391

OAH File No. 20230002

CERTIFICATE OF SERVICE

I, Kevin Pranis, hereby certify that I have this day served a copy of the foregoing Petition to Intervene Petition to Intervene in the Application for a Certificate of Site Compatibility for Badger Wind Project on the attached list of persons by personal service to the addresses listed below

Dated this 2nd day of March, 2022



Kevin Pranis

Steve Kahl, Executive Secretary
John Schuh, General Counsel
North Dakota Public Service Commission
600 East Boulevard Avenue, Dept. 408
Bismarck, ND 58505

Hope Hogan, Administrative Law Judge
Office of Administrative Hearings
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NORTH DAKOTA PUBLIC SERVICE COMMISSION

<p>In the Matter of the Application by SCS Carbon Transport LLC for the Midwest Carbon Express CO2 Pipeline Project Siting Application</p> <p>ND PSC Docket No. PU-22-391 OAH File No. 20230002</p>	<p>Petition for Intervention Laborers District Council of Minnesota and North Dakota</p>
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The Laborers District Council of Minnesota and North Dakota (“LIUNA Minnesota & North Dakota” or “LIUNA”) hereby petition for intervention as a party in the above-captioned docket for a Certificate of Corridor Compatibility and Route Permit for a 320-mile carbon dioxide pipeline project (the “Project”) that is proposed to be constructed by SCS Carbon Transport LLC (“Applicant”) pursuant to NDAC 69-02-02-05.

Petitioner is a democratic labor organization that, together with its five affiliated local unions, represents more than 13,000 construction workers and public employees in Minnesota and North Dakota. Petitioner is also affiliated with the Laborers International Union of North America (LIUNA), which represents roughly half a million construction workers and public employees across the United States and Canada. Petitioner’s principal place of business is located at 81 East Little Canada Road in Little Canada, Minnesota.

Petitioner and its affiliated Local Unions represent our members in many capacities, including, but not limited to, referring members for construction employment; bargaining with union employers over wages, benefits and working conditions; representing members in disputes with employers; encouraging construction owners and contractors to use union labor; advocating for public policies that protect the rights and livelihood of workers; providing health, retirement, training, and vacation savings benefits through joint labor-management funds; and educating our members about issues that affect their jobs and lives.

Petitioner’s legal rights, duties, or privileges may be affected by the outcome of this contested case for the following reasons:

- The union members represented by Petitioner, together with their families and communities, have an interest in hundreds of union pipeline and related facilities

construction jobs that could be created in Minnesota and North Dakota based on the Commission's decision in this proceeding.

- The union members represented by Petitioner, together with their families and communities, have an interest in the development of carbon capture, storage and sequestration infrastructure that could create direct job opportunities and extend the life of power plants, ethanol plants, refineries, and manufacturing facilities that provide ongoing work opportunities that could be directly affected by the Commission's decision in this proceeding.
- The union members represented by Petitioner, together with their families and communities, have an interest in proper pipeline siting, construction, maintenance, and operations practices which help to maintain public confidence in, and support for, pipeline infrastructure. For this reason, our union seeks to be an active stakeholder in public decision-making regarding pipeline infrastructure at both policy and the project levels.
- The union members represented by Petitioner have an interest in the safety of energy infrastructure construction workers, and in efforts to ensure that projects such as the proposed Project are built safely by skilled workforce.

LIUNA seeks to intervene in support of the Project in order to protect the rights and welfare of our members, families and communities, and to ensure that the project can proceed in a manner that benefits both skilled construction workers, the general public, and North Dakota's energy industry.

Petitioner seeks party status in order to share our perspective and our expertise with the North Dakota Public Service Commission and the other parties to this case in order to:

- Explain how the Project will affect our members, including members who could be employed to build the Project in Minnesota and North Dakota, as well as members who could be indirectly affected by successful construction of the Project through their work at power plants, ethanol plants, refineries, and manufacturing plants that could benefit from access to the project.
- Explain best practices in routing and construction of CO2 pipelines that we believe can safeguard the integrity of the assets, maximize efficient use of resources, and minimize disturbance to the environment and landowners, with a focus on the role played by skilled workers and experienced contractors.

- Ensure that the revised proposal will minimize adverse impacts, contribute to meeting energy needs in an orderly fashion, and support beneficial use of North Dakota's energy resources.

No other party to the proceedings can adequately represent the interests of our union and our members, or provide our unique insights on the proposed project as set forth above.

Petitioner has reviewed the requirements of NDAC 69-02-02 and is prepared to participate in the process as required by the Administrative Law Judge. Our organization has participated successfully as an intervenor in several routing and siting proceedings before the Commission and is familiar with the process.

Dated: March 2, 2023

Respectfully Submitted,

LIUNA Minnesota & North Dakota



By: Kevin Pranis, Marketing Manager
81 East Little Canada Road
St. Paul, MN 55117