

STATE OF NORTH DAKOTA

IN DISTRICT COURT

COUNTY OF BURLEIGH

SOUTH CENTRAL JUDICIAL DISTRICT

CIVIL NO. 08-2024-CV-03622

APH Farms, Arden Hagerott, Jonathan Hagerott, Janel Olson, Valera Hayen, Kari Curran, Scott Irmen, Mary Jo Irmen, Leon Mallberg, Staroba Revocable Living Trust, Loren Staroba, Diane Staroba, James Tiegs,

Appellants,

vs.

North Dakota Public Service Commission, SCS Carbon Transport LLC, John H. Warford, Jr. Revocable Trust, Chad Wachter, Chad Moldenhauer, City of Bismarck, Laborers District Council of Minnesota and North Dakota, Emmons County, and Burleigh County,

Appellees.

NOTICE OF MOTION FOR EXTENSION TO FILE APPELLANT BURLEIGH COUNTY'S REPLY BRIEF

TO ALL PARTIES AND THEIR COUNSEL:

(1.) PLEASE TAKE NOTICE that Burleigh County, by and through its counsel has submitted the attached *Motion for Extension to File Appellant Burleigh County's Reply Brief* pursuant to Rule 6(b) of the North Dakota Rules of Civil Procedure and Rule 3.2 of the North Dakota Rules of Court, and other applicable law and rules.

(2.) PLEASE TAKE FURTHER NOTICE that Burleigh County does not request oral argument on this motion. The motion will be decided on briefs unless a hearing is timely requested.

Dated this 2nd day of April, 2026.

BAKKE GRINOLDS WIEDERHOLT

By: /s/ Randall J. Bakke
Randall J. Bakke (#03989)

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1 APPEAL - Notice of Motion for Extension to File Appellant Burleigh County's Reply Brief
Bakke Grinolds Wiederholt for Appellants Burleigh County
Randall J. Bakke, Attorney

Bradley N. Wiederholt (#06354)
Special Assistant State's Attorneys for
Burleigh County
300 West Century Avenue
P.O. Box 4247
Bismarck, ND 58502-4247
(701) 751-8188
rbakke@bgwattorneys.com
bwiederholt@bgwattorneys.com

Attorneys for Burleigh County