

STATE OF NORTH DAKOTA

DISTRICT COURT

COUNTY OF BURLEIGH

SOUTH CENTRAL JUDICIAL DISTRICT

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,

v.

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.

**RESPONSE TO MOTION FOR
EXTENSION TO FILE
APPELLANT BURLEIGH
COUNTY'S REPLY BRIEF**

Case No. 08-2024-CV-03622

COMES NOW Appellants by and through their attorneys KNOLL LEIBEL
LLP (Steven J. Leibel and David M. Knoll) and hereby submits their response to the
Motion for Extension to File Appellant Burleigh County's Reply Brief filed on April
2, 2026, and states that Appellants do not object to Burleigh County's request for an
extension to submit its reply brief in this matter.

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Dated this 2nd day of April, 2026.

Respectfully submitted,

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/s/ Steven J. Leibel

Steven J. Leibel (ID 07361)