



**KNOLL LEIBEL** <sup>LLP</sup>  
ATTORNEYS AT LAW

May 1, 2023

VIA U.S. MAIL & E-MAIL: [ndpsc@nd.gov](mailto:ndpsc@nd.gov)

Steve Kahl  
Executive Secretary  
North Dakota Public Service Commission  
State Capitol  
600 E Boulevard Ave, Dept 408  
Bismarck, ND 58505-0480

RE: In the Matter of the Application of SCS Carbon Transport LLC for  
Certificate of Corridor Compatibility and Route Permit for the Midwest  
Carbon Express  
Case No.: PU-22-391

Dear Mr. Kahl:

Enclosed for filing please find the following original documents:

1. Joinder to Intervenor John H. Warford, Jr. as Trustee of the John H. Warford, Jr. Revocable Trust's Objection to Application of SCS Carbon Transport LLC to Protect Information;
2. Declaration of Service.

This Joinder Objection is being filed with the North Dakota Public Service Commission (hereinafter "NDPSC") on behalf and at the request of Intervenor represented by Knoll Leibel LLP. Intervenor has a direct and substantial interest in these proceedings, as well as legal property rights which may be substantially affected by NDPSC's findings and conclusions.

Sincerely,

KNOLL LEIBEL LLP

David M. Knoll  
[david@bismarck-attorneys.com](mailto:david@bismarck-attorneys.com)

SJL: rmo  
Enclosures

203 PU-22-391 Filed 05/01/2023 Pages: 5  
Objection to Application to Protect Information  
Knoll Leibel, LLP, on behalf and at the request of Intervenor  
David Knoll, Knoll Leibel, LLP

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David M. Knoll, Partner

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**STATE OF NORTH DAKOTA  
PUBLIC SERVICE COMMISSION**

IN THE MATTER OF THE APPLICATION  
OF SCS CARBON TRANSPORT LLC FOR  
A CERTIFICATE OF CORRIDOR  
COMPATIBILITY AND ROUTE PERMIT  
FOR THE MIDWEST CARBON EXPRESS  
PROJECT IN BURLEIGH, CASS, DICKEY,  
EMMONS, LOGAN, MCINTOSH,  
MORTON, OLIVER, RICHLAND AND  
SARGENT COUNTIES, NORTH DAKOTA

Case No. PU-22-391

**JOINDER TO INTERVENOR  
JOHN H. WARFORD, JR. AS  
TRUSTEE OF THE JOHN H.  
WARFORD, JR. REVOCABLE  
TRUST'S OBJECTION TO  
APPLICATION OF SCS  
CARBON TRANSPORT LLC TO  
PROTECT INFORMATION**

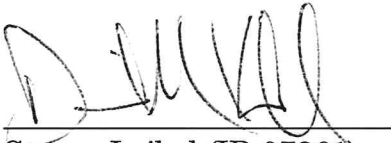
Intervenors<sup>1</sup> represented by the undersigned counsel, hereby join in the Objection filed by Intervenor John H. Warford, Jr. regarding disclosure of the dispersion modeling. Said Intervenors further contend that all North Dakota residents and business owners, not only those located in North Bismarck, should be able to assess the risks and dangers of the proposed hazardous pipeline on the people and livestock near the proposed route, as well as the risks and considerations relative to the orderly development of the properties directly and indirectly affected by this highly-pressurized hazardous CO<sub>2</sub> pipeline.

**[THIS SPACE INTENTIONALLY LEFT BLANK]**

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<sup>1</sup> See Order Granting Petition to Intervene (Doc. 82, 83, 159, 168) and pending Petition to Intervene (Doc. 197).

Dated this 1<sup>ST</sup> day of May, 2023.



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David Knoll (ID 06167)  
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*Landowner/Intervenor Lawyers*

**STATE OF NORTH DAKOTA  
PUBLIC SERVICE COMMISSION**

IN THE MATTER OF THE APPLICATION  
OF SCS CARBON TRANSPORT LLC FOR  
A CERTIFICATE OF CORRIDOR  
COMPATIBILITY AND ROUTE PERMIT  
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EMMONS, LOGAN, MCINTOSH,  
MORTON, OLIVER, RICHLAND AND  
SARGENT COUNTIES, NORTH DAKOTA

Case No. PU-22-391

**DECLARATION OF SERVICE**

[1] Rosanne Ogden declares that I am of legal age and not a party to this action, and that I served the following document(s):

- 1. Joinder To Intervenor John H. Warford, Jr. As Trustee of the  
John H. Warford, Jr. Revocable Trust's Objection To Application  
Of SCS Carbon Transport Llc To Protect Information; and**
- 2. Declaration of Service.**

[2] On May 1, 2023, by sending a true and correct copy thereof by electronic means only to the following email addresses, to wit:

John Maurice Schuh Bar ID 08138  
Special Assistant Attorney General  
North Dakota Public Service  
Commission  
600 E. Boulevard Ave, Dept. 408  
Bismarck, ND 58505-0480  
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Lawrence Bender Bar ID 03908  
Fredrikson & Byron, P.A.  
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Hope Lisa Hogan Bar ID 05982  
Administrative Law Judge  
Office Of Administrative Hearings  
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Zachary Evan Pelham Bar ID 05904  
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North Dakota Public Service

Commission

[ndpsc@nd.gov](mailto:ndpsc@nd.gov)

[3] and by sending the originals and seven (7) copies of said documents via U.S. Mail, at Bismarck, North Dakota with postage prepaid, to the following:

Steve Kahl

Executive Secretary

North Dakota Public Service Commission

State Capitol

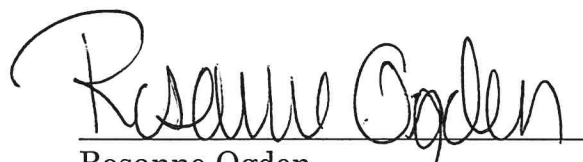
600 E Boulevard Ave, Dept 408

Bismarck, ND 58505-0480

[4] The addresses of each party served are the last reasonably ascertainable e-mail address and post office address of such party.

[5] I declare, under penalty of perjury under the law of North Dakota, that the foregoing is true and correct.

Signed on the 1st day of May 2023 at Bismarck, North Dakota.

  
Rosanne Ogden