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SCS Carbon Transport LLC
Midwest Carbon Express CO2 Pipeline Project
Siting Application

Case No: PU-22-391
OAH File No: 20230002

**INTERVENOR JOHN H. WARD, JR. AS TRUSTEE OF THE JOHN H.
WARFORD, JR. REVOCABLE TRUST'S INTERROGATORIES AND REQUESTS
FOR PRODUCTION OF DOCUMENTS TO SCS CARBON TRANSPORT LLC**

Intervenor John H. Warford, Jr. as Trustee of the John H. Warford, Jr. Revocable Trust (hereinafter "Warford"), by and through his attorneys, serves the following interrogatories and requests for production of documents on SCS Carbon Transport LLC ("Summit").

DEFINITIONS

Model Output is defined to include any "dispersion model" or "plume study" conducted by any person, company or entity that refers or relates to the carbon dioxide pipeline referenced in the pending application of Summit in this action before the PSC.

Summit Pipeline is defined as the carbon dioxide pipeline that Summit seeks to construct through various counties in the State of North Dakota, as well as other counties and states as referenced in the pending application in this action before the PSC.

INTERROGATORIES

INTERROGATORY NO. 1: Please provide the following information in relation to each entity, consultant and/or person(s) involved in conducting any Model Outputs study, analysis or testing in relation to the Summit Pipeline:

- a. Name of each entity, consultant and/or person(s);
- b. Address of each entity, consultant and/or person(s);
- c. Dates of any and all Model Outputs studies conducted;

- d. Name and job title of each person from Summit that communicated with each entity, consultant and/or person in regard to the Model Outputs;
- e. Fees and/or costs charges by each entity, consultant and/or person(s) for conducting the Model Outputs;
- f. The exact location where the Model Output testing and/or study was conducted;
- g. Describe in detail and not in summary fashion how the Model Output testing and/or study was conducted; and
- h. Describe in detail and not in summary fashion the outcome and/or results of the Model Output testing and/or study that was conducted.

INTERROGATORY NO. 2: Please provide the following information in relation to each entity, consultant and/or person(s) involved in conducting any Risk Assessment testing and/or study in relation to the Summit Pipeline:

- a. Name of each entity, consultant and/or person(s);
- b. Address of each entity, consultant and/or person(s);
- c. Dates of any and all Risk Assessment studies conducted;
- d. Name and job title of each person from Summit that communicated with each entity, consultant and/or person in regard to the Risk Assessment;
- e. Fees and/or costs charges by each entity, consultant and/or person(s) for conducting the Risk Assessment;
- f. The exact location where the Risk Assessment testing and/or study was conducted;
- g. Describe in detail and not in summary fashion how the Risk Assessment testing and/or study was conducted; and
- h. Describe in detail and not in summary fashion the outcome and/or results of the Risk Assessment testing and/or study that was conducted.

INTERROGATORY NO. 3: In relation to each investor in Summit or any related business entity, please provide the following information:

- a. The identity, including contact information, for each investor;

- b. The monetary and/or non-monetary contribution to Summit from each investor;
- c.
- d. The date of each monetary and/or non-monetary contribution made to Summit from each investor; and
- e. Identify and provide all details regarding any communications by and between Summit regarding the financial or any other benefit to any investor related to an investment in Summit.

INTERROGATORY NO. 4: Please state whether Summit or any third party on behalf of Summit has performed an analysis and/or study at any time in regards to relocating the current proposed route of the Summit Pipeline further away from the extra territorial boundaries of Bismarck? If so, please state the following:

- a. Name of each entity, and/or third party;
- b. Address of each entity, and/or third party;
- c. Dates of any relocation analysis and/or study conducted;
- d. Name and job title of each person from Summit that communicated with each entity, and/or third party in regard to any relocation analysis and/or study;
- e. Fees and/or costs charges by each entity and/or third party for conducting any relocation analysis and/or study;
- f. Describe in detail and not in summary fashion how the relocation analysis and/or study was conducted; and
- g. Describe in detail and not in summary fashion the outcome and/or results of the relocation analysis and/or study that was conducted.

REQUESTS FOR PRODUCTION OF DOCUMENTS

REQUEST NO. 1: Please produce copies of any and all documents related to any Model Output study and/or testing including but not limited to records, data, graphs, photographs, audio and visual presentations, video, schematic diagrams, surveys, recommendations, communications to and from Summit and any person or consultant, consultations, and any reports.

REQUEST NO. 2: Please produce copies of any and all documents related to any Risk Assessment including but not limited to records, data, graphs, photographs, audio and visual

presentations, video, schematic diagrams, surveys, recommendations, communications to and from Summit and any person or consultant, consultations, and any reports.

REQUEST NO. 3: Please produce copies of any and all documents pertaining to any communications involving the investors referenced in your answer to Interrogatory No. 3 above, including but not limited to documentation regarding monetary and non-monetary contributions from any investors.

REQUEST NO. 4: Please produce copies of any and all documents and communications exchanged between Summit and any investor referenced in your answer to Interrogatory No. 3 above, including but not limited to the financial or any other benefit that any investor received or will receive as a result of any investment in Summit.

REQUEST NO. 5: Please produce copies of any emails, notes, memos, correspondence, analysis and/or studies or study performed by Summit or any third parties at any time in regard to relocating the current proposed route of the Summit Pipeline further away from the extra territorial boundaries of Bismarck.

REQUEST NO. 6: Please produce copies of any cost analysis or study performed by Summit or any third parties as to the costs associated with moving the Summit Pipeline location further away from the extra territorial boundaries of Bismarck.

REQUEST NO. 7: Please produce copies of any emails, notes, memos, correspondence, or any documentation regarding communications between Summit and the U.S. Army Corps of Engineers at any time in regard to obtaining a permit to locate and/or relocate the Summit Pipeline under the Missouri River.

REQUEST NO. 8: Please provide a copy of any Class VI Underground Injection Control permit obtained and/or applied for by Summit from the U.S. Environmental Protection Agency, allowing Summit to store carbon dioxide underground.

Dated 3rd day of May, 2023.

BAKKE GRINOLDS WIEDERHOLT

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as Trustee of the John H. Warford, Jr.
Revocable Trust

CERTIFICATE OF SERVICE

I hereby certify that on May 3, 2023, a true and correct copy of **INTERVENOR JOHN H. WARD, JR. AS TRUSTEE OF THE JOHN H. WARFORD, JR. REVOCABLE TRUST'S INTERROGATORIES AND REQUESTS FOR PRODUCTION OF DOCUMENTS TO SCS CARBON TRANSPORT LLC** were mailed via U.S. Mail and emailed to the following:

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