



KNOLL LEIBEL ^{LLP}
ATTORNEYS AT LAW

May 19, 2023

VIA U.S. & E-MAIL ONLY: 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 documents:

1. Joinder to Intervenor John H. Warford, Jr. as Trustee of the John H. Warford, Jr. Revocable Trust's Response to SCS Carbon Transport LLC's Motion to Set Time Limits on Testimony;
2. Declaration of Service.

This Joinder Response 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

Steven J. Leibel

steve@bismarck-attorneys.com

SJL: rmo
Enclosures

234 PU-22-391 Filed 05/19/2023 Pages: 4

Joinder to Intervenor John H. Warford, Jr.'s Response to Motion to Set Time Limits on Testimony
Knoll Leibel, LLP, on behalf of and at the request of Intervenor Rose Dotzenrod
Steven J. Leibel

Steven J. Leibel, 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 RESPONSE TO SCS
CARBON TRANSPORT LLC'S
MOTION TO SET TIME LIMITS
ON TESTIMONY**

Intervenors ¹ represented by the undersigned counsel (hereinafter "Intervenors"), hereby join in the Response filed by Intervenor John H. Warford, Jr. (hereinafter "Warford") regarding limiting Intervenors testimony at the June 2, 2023 public hearing in Bismarck. Intervenors object and oppose SCS Carbon Transport LLC's Motion to Set Time Limits on Testimony dated May 11, 2023 and request that it be denied.

Dated this 19th day of May, 2023.



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David Knoll (ID 06167)
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¹ See Order Granting Petition for Intervention (Doc. 82, 83, 168, 204) and Amended Order Granting Petition for Intervention (Doc. 159).

**STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION**

IN THE MATTER OF THE APPLICATION
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A CERTIFICATE OF CORRIDOR
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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 Response to SCS Carbon Transport LLC's Motion to Set Time Limits on Testimony; and
2. Declaration of Service.

[2] On May 19, 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
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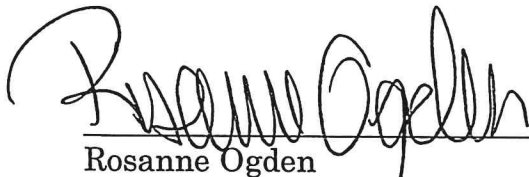
[3] and by sending the originals and seven (7) copies of said documents via U.S. Mail, at Bismarck, North Dakota with postage prepaid, to the following:

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 19th day of May 2023 at Bismarck, North Dakota.


Rosanne Ogden