

**BEFORE THE PUBLIC SERVICE COMMISSION  
STATE OF NORTH DAKOTA**

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

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**DIRECT TESTIMONY OF**

**JAMES POWELL**

**ON BEHALF OF**

**SCS CARBON TRANSPORT LLC**

**June 1, 2023**

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1 **Q. PLEASE STATE YOUR NAME, PRESENT POSITION AND BUSINESS**  
2 **ADDRESS FOR THE RECORD.**

3 A. My name is James Powell. I am the Chief Operating Officer for Summit Carbon Solutions,  
4 LLC ("Summit"). My business address is 2321 N. Loop Drive, Suite 221, Ames, IA 50010.

5 **Q. HAVE YOU TESTIFIED IN THIS MATTER PREVIOUSLY?**

6 A. Yes.

7 **Q. HAVE YOU DESCRIBED FOR THE NORTH DAKOTA PUBLIC SERVICE**  
8 **COMMISSION ("COMMISSION") YOUR EDUCATIONAL BACKGROUND**  
9 **AND WORK EXPERIENCE?**

10 A. Yes.

11 **Q. HAVE YOU DESCRIBED YOUR DUTIES WITH RESPECT TO THIS PROJECT**  
12 **FOR THE COMMISSION?**

13 A. Yes.

14 **Q. HAVE YOU SUMMARIZED FOR THE COMMISSION THE PROJECT AT THE**  
15 **BISMARCK HEARING, THE GWINNER HEARING, THE WAHPETON**  
16 **HEARING, AND THE LINTON HEARING?**

17 A. Yes.

18 **Q. WHAT IS THE PURPOSE OF THIS ADDITIONAL TESTIMONY?**

19 A. The purpose of my testimony is to provide the Commission with additional information  
20 concerning the measures Summit has or will implement to accommodate landowner  
21 requests and to generally increase awareness of the Project in North Dakota and to support  
22 local communities.

1   **Q.     PLEASE PROVIDE AN OVERVIEW OF ACTIONS THAT SUMMIT HAS TAKEN**  
2       **TO ACCOMMODATE LANDOWNERS ALONG THE PROPOSED ROUTE OF**  
3       **THE PROJECT.**

4    A.    As I have previously testified to, Summit's goal is to come to voluntary agreements with  
5           100% of the landowners along the Project route. Accordingly, Summit has been working  
6           with landowners to accommodate their specific requests. Those requests that may include  
7           depth of the pipeline, location of the pipeline, ensuring travel locations for livestock,  
8           fencing requirements, rock removal, drain tile repair, seed mixture, etc., are addressed in  
9           each easement agreement and are specific to each landowner. Regarding pipeline location,  
10          SCS has engaged in discussions with landowners to change the proposed location of the  
11          pipeline for more than one-hundred North Dakota landowners. As mentioned in previous  
12          testimony, Summit has also provided landowners with access to pipeline construction  
13          experts and one of the most reputable drain tile contractors in the region to ensure a  
14          landowner has detailed information that may help them make a more informed decision.

15       **PLEASE PROVIDE AN OVERVIEW OF ACTIONS SUMMIT HAS TAKEN IN**  
16       **THE STATE OF NORTH DAKOTA TO SUPPORT LOCAL COMMUNITIES.**

17   A.    Summit has supported a wide range of community activities, organizations and needs  
18          within North Dakota through donations, sponsorships, outreach, and education. We have  
19          focused on organizations and activities that support emergency services, education,  
20          community activities, and community involvement. We have donated to organizations such  
21          as the Richland 44 Foundation, Zeeland Public School Foundation, Oliver County Fair  
22          Board, Logan and McIntosh K-9 Program, Sargent County District Health Unit,  
23          Forman/Havana Fire Department, Mandan Park Board, Ashley Public School, and Farm

1 Rescue. Summit Carbon Solutions has sponsored community activities including: fairs in  
2 Mercer, Morton, and Oliver Counties; the Minot Rodeo; the Golden Valley Shootout; the  
3 Sargent County 4-H; the Oliver County Science Club; and the Wahpeton Bull Bash.  
4 Summit Carbon Solutions has developed a CO<sub>2</sub> Sequestration education curriculum and  
5 presented to local schools along the footprint of our project to educate students on carbon  
6 capture and storage. The schools involved include the Zeeland Public School, the Wilton  
7 Public School, the Center-Stanton High School, the Washburn Public School, the Bismarck  
8 High School, and the Wishek Public School. Additionally, we have hosted numerous  
9 landowner and/or community outreach events where we presented our project and carbon  
10 capture and storage. We have had the privilege to present to the Emmons County Weed  
11 Board, the Garrison Chamber, the Beulah Chamber, the ND Farm Bureau, and the  
12 Center/Stanton School Board. We have been present at conferences such as the Energy  
13 Process Innovative Conference, the North Dakota Safety Council Conference, the Northern  
14 Corn and Soybean Expo, the Agri-International, the Annual EMS Conference, NDAA Ag  
15 Expo, the Midwest Energy Summit, and the Western Dakota Energy Association Annual  
16 Conference.

17 **Q. DOES THIS CONCLUDE YOUR TESTIMONY?**

18 A. Yes.

19 **Dated this 1<sup>st</sup> day of June 2023.**

20  
21  
22 /s/ James Powell

23 **James Powell**

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