



KNOLL LEIBEL^{LLP}
ATTORNEYS AT LAW

July 7, 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. Response to Emmons County's Petition to Intervene;
2. Declaration of Service.

This Response is being filed with the North Dakota Public Service Commission (hereinafter "NDPSC") on behalf and at the request of Intervenors represented by Knoll Leibel LLP. Intervenors have 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

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SJL: rmo

Enclosures

352 PU-22-391 Filed 07/06/2023 Pages: 4
Response to Emmons County's Petition to Intervene
Knoll Leibel, LLP, on behalf and at the request of Intervenors
Steven Leibel, Attorney

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

**RESPONSE TO EMMONS
COUNTY'S PETITION TO
INTERVENE**

Intervenors ¹ represented by the undersigned counsel (hereinafter "Intervenors"), hereby respectfully submits this Response to Emmon's County Petition to Intervene (Doc. 350). Intervenors agree Emmons County should be allowed by the PSC to intervene in this matter.

Respectfully submitted this 6th day of July, 2023.



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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
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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. Response to Emmons County's Petition to Intervene; and
2. Declaration of Service.

[2] On July 6, 2023, by sending a true and correct copy thereof by electronic means only to the following email addresses, to wit:

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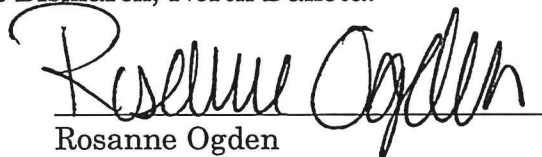
[3] and by sending the originals and seven (7) copies of said documents via U.S. Mail, at Bismarck, North Dakota with postage prepaid, to the following:

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 6th day of July 2023 at Bismarck, North Dakota.


Rosanne Ogden