

OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

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

Case No. PU-22-391

AFFIDAVIT OF SERVICE BY CERTIFIED MAIL

**STATE OF NORTH DAKOTA
COUNTY OF BURLEIGH**

Geralyn S. Schmaltz deposes and says that:

she is over the age of 18 years and not a party to this action and, on the **29th day of November 2023**, she deposited in the United States Mail, at Bismarck, North Dakota, **twelve** envelopes with certified postage, return receipt requested, fully prepaid, securely sealed and containing a photocopy of:

- **Notice of Hearing on Motion**

The envelopes were addressed as follows:

Lawrence Bender
Fredrikson & Byron, P.A.
1133 College Drive Suite 1000
Bismarck, ND 58501-1215
Cert. No. 9589 0710 5270 1582 7537 56

Brant M. Leonard
Fredrikson & Byron, P. A.
111 E Grand Avenue, Suite 301
Des Moines, IA 50309-1884
Cert. No. 9589 0710 5270 1582 7537 63

Randall J. Bakke
Bradley N. Wiederholt
Bakke Grinolds Wiederholt
PO Box 4247
Bismarck, ND 58502-4247
Cert. No. 9589 0710 5270 1582 7537 70

Steven Leibel
David Knoll
Knoll Leibel LLP
PO Box 858
Bismarck, ND 58502-0858
Cert. No. 9589 0710 5270 1582 7537 87

Brian E. Jorde
Domina Law Group
2425 S. 144th St.
Omaha, NE 68144
Cert. No. 9589 0710 5270 1582 7537 94

Kevin Pranis
LIUNA Minnesota & North Dakota
81 E. Little Canada Road
St. Paul, MN 55117
Cert. No. 9589 0710 5270 1582 7538 00

Bret Dublinske
Fredrikson & Byron, P.A.
111 E Grand Avenue, Suite 301
Des Moines, IA 50309-1884
Cert. No. 9589 0710 5270 1582 7538 17

James Curry
Babst, Calland, Clements & Zomnir, P.C.
505 9th Street NW Suite 602
Washington D.C. 20004
Cert. No. 9589 0710 5270 1582 7538 24

Derek Braaten
Braaten Law Firm
109 N 4th Street, Suite 100
Bismarck, ND 58501
Cert. No. 9589 0710 5270 1582 7538 31

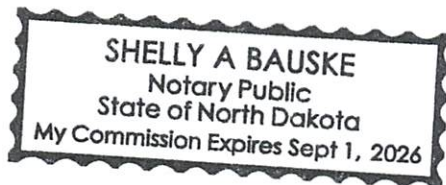
Julie Lawyer
Burleigh County States' Attorney
514 E Thayer Avenue
Bismarck, ND 58501
Cert. No. 9589 0710 5270 1582 7538 48

Patrick Zomer
Moss & Barnett
150 S 5th Street, Suite 1200
Minneapolis, MN 55402
Cert. No. 7022 3330 0000 1007 9744

Jannelle Combs
City of Bismarck
221 North 5th Street
Bismarck, ND 58501
Cert. No. 7022 3330 0000 1007 9751

The addresses shown are the respective addressee's last reasonably ascertainable post office address.

Subscribed and sworn to before me
this **29th day of November 2023**.



SEAL


Notary Public

**STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION**

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

Case No. PU-22-391

NOTICE OF HEARING ON MOTION

On September 29, 2023, SCS Carbon Transport LLC renewed its motion to declare Burleigh and Emmons County Ordinances superseded and preempted. On October 5, 2023, the Commission received a request for oral argument.

The hearing is scheduled for **December 21, 2023, at 2:00 p.m. central time in the Pioneer Room, State Capitol Judicial Wing, Ground Floor, Bismarck, North Dakota 58505.**

The issue to be considered and argued is the application of North Dakota Century Code Section 49-22.1-13 to local land use or zoning regulations.

For more information contact the Public Service Commission, State Capitol, Bismarck, North Dakota 58505, 701-328-2400; or Relay North Dakota 1-800-366-6888 TTY. If you require any auxiliary aids or services, such as readers, signers, or Braille materials please notify the Commission.

**Issued: November 28, 2023
PUBLIC SERVICE COMMISSION**



**Steve Kahl
Executive Secretary**