

January 30, 2024

**HAND DELIVERED**

Mr. Steve Kahl  
Executive Secretary Director  
North Dakota Public Service Commission  
600 E. Boulevard, Dept. 408  
Bismarck, ND 58505-0480

**RE: Case No. PU-22-391  
SCS Carbon Transport LLC  
Midwest Carbon Express Project  
Response to Supplemental Filings 3.1.4**

Dear Mr. Kahl:

On October 17, 2023, the North Dakota Public Service Commission (“Commission”) submitted certain supplemental filings (“Supplemental Filings”) and data requests (“Data Requests”) to SCS Carbon Transport LLC (“Summit”) in the above-referenced case. *See* Docket No. 409. Summit timely filed its response to the Data Requests on October 31, 2023. *See* Docket No. 411. The Commission requested Summit to provide the Supplemental Filings “at such time that it believes it has sufficient data and supporting documentation to adequately address the requested filings.” *See* Docket No. 409.

Summit believes it has sufficient data and supporting documentation in response to Supplemental Filing 3.1.4 which requests:

3.1.4 A review of all areas prone to landslide or geologic instability discussed by the North Dakota Geological Survey and a demonstration that no landslide prone areas identified by the North Dakota Geological Survey are within the project corridor.

Summit’s response to Supplemental Filing 3.1.4 includes a *Phase I Geohazards Assessment* and the following supporting reports:

1. Phase I Hydrotechnical Assessment Report
2. Bois de Sioux River HDD Hydrotechnical Assessment Memo
3. James River HDD Hydrotechnical Assessment Memo
4. Missouri River HDD Hydrotechnical Assessment Memo
5. Sheyenne River HDD Hydrotechnical Assessment Memo

Summit directs the Commission’s attention to Table A-3 of the *Phase I Geohazards Assessment* (pdf page 259) which provides a detailed summary of the landslide locations that were evaluated. Table A-4 of the *Phase I Geohazards Assessment* (pdf pages 260-262) provides a detailed description of the landslide sites and the mitigation strategy for each of said sites.

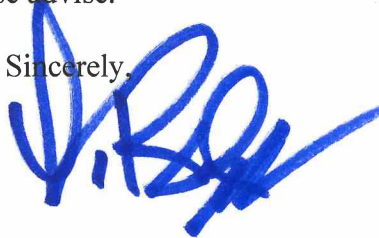
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The aforementioned supporting reports provide the background assessment that was completed to develop the *Phase I Geohazards Assessment* and are referenced on page 20 (pdf page 24) of said assessment.

Accordingly, enclosed herewith, please find an original and seven (7) copies of Summit's response to Supplemental Filing 3.1.4. Summit's response to Supplemental Filing 3.1.4 was filed electronically by e-mailing the same to [ndpsc@nd.gov](mailto:ndpsc@nd.gov).

Should you have any questions, please advise.

Sincerely,

A handwritten signature in blue ink, appearing to read 'L. Bender', with a stylized flourish extending from the end.

LAWRENCE BENDER

LB/tjg  
#81422695v1

Enclosures

cc: SCS Carbon Transport LLC