



**KNOLL LEIBEL** <sup>LLP</sup>  
ATTORNEYS AT LAW

April 2, 2024

**VIA U.S. & E-MAIL ONLY:** [ndpsc@nd.gov](mailto: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. Notice of Partial Withdrawal; and
2. Declaration of Service.

This Notice of Partial Withdrawal is being filed with the North Dakota Public Service Commission (hereinafter "NDPSC") on behalf of the Intervenor listed in the Notice of Partial Withdrawal. These Intervenor are withdrawing their Petition to Intervene due to changing conditions, including pipeline reroutes.

Sincerely,

KNOLL LEIBEL LLP

Steven J. Leibel

[steve@bismarck-attorneys.com](mailto:steve@bismarck-attorneys.com)

SJL: rmo

Enclosures

---

Steven J. Leibel, Partner

PO Box 858 · 1915 N. Kavaney Drive, Suite 3 · Bismarck, ND 58502-0858  
Phone 701-255-2010 · Fax 701-255-1980 · Email [steve@bismarck-attorneys.com](mailto:steve@bismarck-attorneys.com) · [www.bismarck-attorneys.com](http://www.bismarck-attorneys.com)

489 PU-22-391 Filed 04/02/2024 Pages: 5

Notice of Partial Withdrawal Dated April 2, 2024

Knoll Leibel, LLP, on behalf and at the request of Intervenor  
Steven Leibel, Attorney

**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

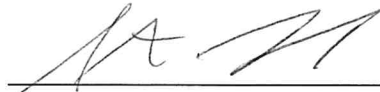
**NOTICE OF PARTIAL  
WITHDRAWAL**

COMES NOW the below Intervenor, by and through their counsel, Brian Jorde of Domina Law Group and David Knoll and Steven Leibel of Knoll Leibel LLP, and respectfully withdraw their Petition to Intervene (See Doc. No. 57) with respect to the following Intervenor:

1. Mary Kuehn; and
2. 8N2E Properties, LLP – Marilyn Bryan, Lon and Roberta Klusmann, Gordon Morris, Jeffery Morris, Daniel Morris, and Teresa Yarlott; and
3. SPLJ LLP – Pam Schonert and Susan Doppler.

The above-named Intervenor is withdrawing their Petition to Intervene due to changing conditions, including pipeline reroutes.

Dated this 2<sup>nd</sup> day of April, 2024.



---

Steven Leibel (ID 07361)  
David Knoll (ID 06167)  
Knoll Leibel LLP  
P.O. Box 858  
1915 N. Kavaney Drive, Ste. 3  
Bismarck, ND 58501  
Ph: (701) 255-2010  
[steve@bismarck-attorneys.com](mailto:steve@bismarck-attorneys.com)  
[david@bismarck-attorneys.com](mailto:david@bismarck-attorneys.com)  
*Landowner/Intervenor Lawyers*

Brian E. Jorde  
Pro Hac Vice Pending  
Domina Law Group  
2425 S. 144th St.  
Omaha, NE 68144  
Ph: 402-493-4100  
[bjorde@dominalaw.com](mailto:bjorde@dominalaw.com)  
*Landowner/Intervenor Lawyers*

**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

**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. Notice of Partial Withdrawal dated April 2, 2024; and**
- 2. Declaration of Service.**

[2] On April 2, 2024, 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 Commission  
600 E. Boulevard Ave, Dept. 408  
Bismarck, ND 58505-0480  
[jschuh@nd.gov](mailto:jschuh@nd.gov)

Lawrence Bender Bar ID 03908  
Fredrikson & Byron, P.A.  
1133 College Dr., Ste. 1000  
Bismarck, ND 58501-1215  
[lbender@fredlaw.com](mailto:lbender@fredlaw.com)

Hope Lisa Hogan Bar ID 05982  
Administrative Law Judge  
Office Of Administrative Hearings  
2911 N. 14th St., Ste. 303  
Bismarck, ND 58503  
[hlhogan@nd.gov](mailto:hlhogan@nd.gov)

Zachary Evan Pelham Bar ID 05904  
Pearce Durick PLLC  
314 E. Thayer Ave.  
P.O. Box 400  
Bismarck, ND 58502-0400  
[zep@pearce-durick.com](mailto:zep@pearce-durick.com)

John Hamre  
Public Service Commission  
State Capitol  
600 E Boulevard Ave., Dept. 408  
Bismarck, ND 58505-0480  
[jghamre@nd.gov](mailto:jghamre@nd.gov)

Brian E. Jorde  
Domina Law Group  
2425 S 144<sup>th</sup> St  
Omaha NE 68144  
[bjorde@dominalaw.com](mailto:bjorde@dominalaw.com)

Kevin Pranis  
LIUNA Minnesota & North Dakota  
81 E Little Canada Rd  
St. Paul MN 55117  
[kpranis@liunagroc.com](mailto:kpranis@liunagroc.com)

Randall J. Bakke Bar ID 03898  
Bradley N. Wiederholt Bar ID 06354  
Bakke Grinolds Wiederholt  
PO Box 4247  
Bismarck, ND 58502-4247  
[rbakke@bgwattorneys.com](mailto:rbakke@bgwattorneys.com)  
[bwiederholt@bgwattorneys.com](mailto:bwiederholt@bgwattorneys.com)

North Dakota Public Service Commission  
[ndpsc@nd.gov](mailto:ndpsc@nd.gov)

Bret A. Dublinske  
Fredrickson & Bryon, P.A.  
111 E. Grand Ave., Ste. 301  
Des Moines, IA 50309-1884  
[bdublinske@fredlaw.com](mailto:bdublinske@fredlaw.com)

James Curry  
Babst, Calland, Clements and Zomnir P.C.  
[jcurry@babstcalland.com](mailto:jcurry@babstcalland.com)

Derrick Braaten  
[derrick@braatenlawfirm.com](mailto:derrick@braatenlawfirm.com)

Julie Lawyer  
Burleigh County State's Attorney  
[bc08@nd.gov](mailto:bc08@nd.gov)

Brant Leonard  
Frederickson & Byron, P.A.  
[bleonard@fredlaw.com](mailto:bleonard@fredlaw.com)

Patrick T. Zomer  
Attorney for the City of Bismarck  
[pat.zomer@lawmoss.com](mailto:pat.zomer@lawmoss.com)

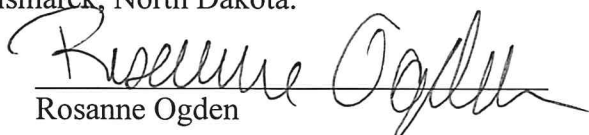
[3] and by sending the originals and seven (7) copies of said documents via U.S. Mail, at Bismarck, North Dakota with postage prepaid, to the following:

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 2nd day of April, 2024 at Bismarck, North Dakota.

  
Rosanne Ogden