



**Bakke
Grinolds
Wiederholt**

ATTORNEYS AT LAW

April 5, 2024

Via Hand-Delivery

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

**Re: SCS Carbon Transport LLC
Midwest Carbon Express Project
Case No: PU-22-391**

Dear Mr. Kahl:

Enclosed for filing in Case No. PU-22-391, please find the following documents:

1. *Burleigh County's Witness List*; and
2. *Certificate of Service*, with seven copies of same.

Please do not hesitate to contact the undersigned if you have any questions about this filing.

Very Truly Yours,

/s/ Randall J. Bakke

Randall J. Bakke

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x MBA

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Burleigh County's Witness List
Burleigh County Board of Commissioners
Randall J. Bakke, Attorney

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STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

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

Case No: PU-22-391
OAH File No: 20230002

BURLEIGH COUNTY'S WITNESS LIST

Had Burleigh County's counsel in this case, Mr. Bakke and/or Ms. Lawyer, been able to and/or permitted to attend a hearing in Burleigh County on a date that did not conflict with other court related matters, they would plan to and/or reserve the right to call the following witnesses:

- Brian Bitner, Burleigh County Commission, Bismarck, ND
- Randy Fricke, 4861 201st Avenue NE, Balwin, ND
- Don Hogue, 3722 Augusta Way, Bismarck, ND
- Mary Senger, Burleigh County Emergency Manager, Bismarck, ND
- Mitch Flanagan, Burleigh County Planning and Zoning Director, Bismarck, ND
- Allen Vietmeier, Burleigh County Tax Director, Bismarck, ND
- Stephen Schnaible, Apple Creek Township, Bismarck, ND
- Casey Einrem, Burleigh County Engineer, Bismarck, ND
- Jeff Steinbronn
- Jeffrey Jennings

Summit Witnesses

- A witness knowledgeable on the proposed Summit pipeline reroute path in Burleigh County.
- A witness knowledgeable regarding Summit's investigation and efforts, or lack thereof, in relation to a reroute south of Bismarck through Burleigh County and under the Missouri River, including but not limited to in relation to the Bismarck Route Analysis, Revision 2, dated January 19, 2024 (PSC doc. 432), or any other reroute analysis completed by Summit.
- A witness knowledgeable regarding Summit's investigation and efforts, or lack thereof, in relation to any other reroute considered by Summit in Burleigh County.
- Communications in writing or otherwise by Summit with the Army Corps of Engineers and/or any other governmental entities regarding the original proposed pipeline route and the reroute of the Summit pipeline, including but not limited to an alternative Missouri River crossing.

- A witness knowledgeable regarding attempts to obtain easements or in relation to any easements obtained for any new properties in the proposed reroute areas of the Summit pipeline in Burleigh County
- A witness knowledgeable regarding the plume model/study (“study”) completed by Summit for the CO2 pipeline, including but not limited to risks to the public in the event a leak occurred, how the study effects emergency management planning and services by Burleigh County, and related matters.

Burleigh County requests a “technical hearing” as proposed by the PSC be scheduled on two days on May 14, 15, 16 and/or 21. Counsel for the Landowner Intervenor are available on all of those dates, as is the undersigned.

Dated this 5th day of April, 2024.

BAKKE GRINOLDS WIEDERHOLT

By: /s/ Randall J. Bakke

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STATE OF NORTH DAKOTA
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CERTIFICATE OF SERVICE

I hereby certify that true and correct copies of the following documents:

1. *Filing Letter to Steve Kahl from Randall Bakke dated April 5, 2024; and*
2. *Burleigh County's Witness List.*

were on April 5, 2024, filed with the North Dakota Public Service Commission and served electronically to the following:

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Dated this 5th day of April, 2024.

BAKKE GRINOLDS WIEDERHOLT

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