

STATE OF NORTH DAKOTA

IN DISTRICT COURT

COUNTY OF BURLEIGH

SOUTH CENTRAL JUDICIAL DISTRICT

APH Farms, Argen Hagerott, Jonathan
Hagerott, Janel Olson, Valera Hayen, Kari
Curran, Scott Irmén, Mary Jo Irmén, Leon
Mallberg, Staroba Revocable Living Trust,
Loren Staroba, Diane Staroba, James Tiegs,

Appellants,

vs.

North Dakota Public Service Commission,
SCS Carbon Transport, LLC, John H.
Warford, Jr. Revocable Trust, Chad
Moldenhauer, City of Bismarck, Laborers
District Council of Minnesota and North
Dakota, Emmons County, and Burleigh
County,

Appellees.

PSC Case No. PU-22-391

CIVIL NO. 08-2024-CV-03622

NOTICE TO APPELLANTS OF
ESTIMATED COSTS

TO: APPELLANTS, APH FARMS, ARGEN HAGEROTT, JONATHAN HAGEROTT, JANEL OLSON, VALERA HAYEN, KARI CURRAN, SCOTT IRMEN, MARY JO IRMEN, LEON MALLBERG, STAROBA REVOCABLE LIVING TRUST, LOREN STAROBA, DIANE STAROBA, JAMES TIEGS and its attorneys Steven Leibel and David Knoll, KNOLL LEIBEL LLP, P.O. Box 858, 1915 N. Kavaney Drive, Ste. 3, Bismarck, ND 58501 and Brian E. Jorde, DOMINA LAW GROUP, 2425 S. 144th St., Omaha, NE 68144

[¶ 1] Under North Dakota Century Code Section 28-32-44(2), when a Public Service Commission decision is appealed, the Public Service Commission shall notify the appellants of the estimated costs of preparing and filing the record. The appellants must then pay the Public Service Commission the amount estimated. If the actual costs are more than the

estimated costs, the appellants must pay the difference. If the actual costs are less than the estimated costs, the Public Service Commission will refund the difference.

[¶ 2] **PLEASE TAKE NOTICE** that because the existing record will be provided in an electronic format, there will be no costs for preparing and filing the existing record. However, since there is only an electronic copy of the formal hearings and prehearing conferences available in the Public Service Commission's docket, a written transcript of the hearings, the electronic record must be transcribed by a private transcription service.

[¶ 3] The estimate the Public Service Commission has obtained from a private transcription service to transcribe the proceedings, for certified original transcripts, concordances and electronic versions, is forty-nine thousand eight hundred eighty dollars (\$49,880.00). The transcription service is estimated to be completed in three and one-half months.

[¶ 4] If the Appellants requests the transcript, please notify the Commission and remit the estimated cost.

[¶ 5] Dated this 20th day of December, 2024.



John Schuh (ID No. 08138)
Special Assistant Attorney General
State Capitol – 12th Floor
600 East Boulevard Ave – Dept 408
Bismarck, North Dakota 58505-0480
Telephone (701) 328-2421
Facsimile (701) 328-2410
jschuh@nd.gov

Attorney for Appellee, North Dakota Public Service Commission