

STATE OF NORTH DAKOTA

IN DISTRICT COURT

COUNTY OF BURLEIGH

SOUTH CENTRAL JUDICIAL DISTRICT

Emmons County,

Appellant,

v.

North Dakota Public Service Commission,
SCS Carbon Transport LLC,

Appellees.

Case No. 08-2024-CV-03610

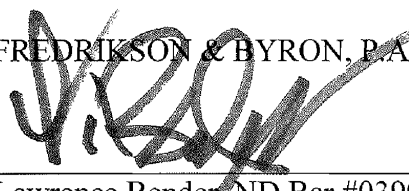
**SCS CARBON TRANSPORT LLC'S
MOTION TO DISMISS**

[¶ 1] Appellee SCS Carbon Transport LLC hereby moves the Court for an order dismissing the appeal filed by Appellant Emmons County on the grounds that this Court lacks subject matter jurisdiction to decide the appeal because Emmons County failed to comply with the requirements of N.D.C.C. § 28-32-42(4).

Dated this 22nd day of January, 2025.

FREDRIKSON & BYRON, P.A.

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