

STATE OF NORTH DAKOTA  
COUNTY OF BURLEIGH

IN DISTRICT COURT  
SOUTH CENTRAL JUDICIAL DISTRICT

APH Farms, et al.,

Appellants,

v.

North Dakota Public Service Commission, et al.,

Appellees.

Case No. 08-2024-CV-03622

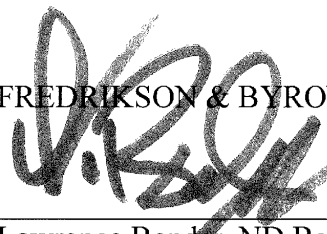
**SCS CARBON TRANSPORT LLC'S  
MOTION TO DISMISS**

[¶ 1] Appellee SCS Carbon Transport LLC (“Summit”) hereby moves the Court for an order dismissing Appellants’ appeal on the ground that this Court lacks subject matter jurisdiction to decide the appeal because Appellants failed to comply with the requirements of N.D.C.C. § 28-32-42(4).

Dated this 18th day of February, 2025.

FREDRIKSON & BYRON, P.A.

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