

 Outlook

RE: PU-22-391 / SCS Summit Carbon LLC

From Zachary E. Pelham <zep@pearce-durick.com>

Date Thu 3/7/2024 7:47 AM

To Randall Bakke <rbakke@bgwattorneys.com>

Cc Brad Wiederholt <bwiederholt@bgwattorneys.com>; Schuh, John M. <jschuh@nd.gov>; Sarah Martin <smartin@bgwattorneys.com>

Randy:

If they are withdrawing as a party to the proceeding, they need to file a notice indicating such with the Commission. If they don't, they will continue to be a party to the action. Please file an appropriate pleading indicating your clients are withdrawing as intervenors to the matter.

Thanks

Zack

Zachary Pelham | Attorney

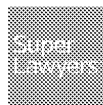
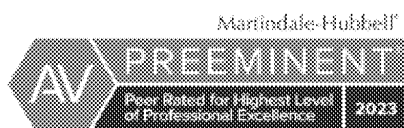
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From: Randall Bakke <rbakke@bgwattorneys.com>

Sent: Wednesday, March 6, 2024 1:48 PM

To: Zachary E. Pelham <zep@pearce-durick.com>

Cc: Brad Wiederholt <bwiederholt@bgwattorneys.com>; Schuh, John M. <jschuh@nd.gov>; Sarah Martin <smartin@bgwattorneys.com>

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921 PU-22-391 Filed 03/24/2025 Pages: 4

APPEAL - Hearing Exhibit 1 - Email String Between Zach Pelham and Randall Bakke
Burleigh County Board of Commissioners
Randall J. Bakke, Attorney

Zach,

Thanks for your request for clarification on our Notice of Withdrawal on behalf of the Bismarck Intervenors. Please be advised that the Bismarck Intervenors (Warford, Wachter and

Moldenhauer) are withdrawing as intervenors as well. Therefore, no notice will need to be provided to them directly.

If you feel anything further needs to be filed with the PSC in this regard, kindly please let me know.

Randall J. Bakke

Certified Civil Trial Specialist – National Board of Trial Advocacy

Fellow-Litigation Counsel of America

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From: Zachary E. Pelham <zep@pearce-durick.com>

Sent: Monday, March 4, 2024 4:01 PM

To: Randall Bakke <rbakke@bgwattorneys.com>

Cc: Brad Wiederholt <bwiederholt@bgwattorneys.com>; Schuh, John M. <jschuh@nd.gov>

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Thanks Randy.

Were the intervenors you represented going to continue on in the case as intervenors or will they be seeking to withdraw as intervenors as well? They technically will remain intervenors if nothing is done and we'll have to give them notice of everything directly. If the intent is that they will not have any further involvement in the case, it would be nice to get a formal withdrawal as intervenors as well.

Zack

Zachary Pelham | Attorney

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From: Sarah Martin <smartin@bgwattorneys.com>

Sent: Monday, March 4, 2024 2:51 PM

To: ndpsc@nd.gov; lhogan@nd.gov; jschuh@nd.gov; lbender@fredlaw.com; Steve@Bismarck-attorneys.com; Blorde@dominalaw.com; jghamre@nd.gov; Zachary E. Pelham <zep@pearce-durick.com>; david@bismarck-attorneys.com; kranis@liunagro.com; bleonard@fredlaw.com; bdublinkske@fredlaw.com; jcurry@babstcalland.com; derrick@braatenlawfirm.com; bc08@nd.gov; pat.zomer@lawmoss.com

Cc: Randall Bakke <rbakke@bgwattorneys.com>; Lori Steckler <lsteckler@bgwattorneys.com>

Subject: PU-22-391 / SCS Summit Carbon LLC

Attached please find the following documents filed via U.S. Mail today with the PSC:

1. *Filing Letter to Steve Kahl from Randall Bakke dated March 4, 2024;*
2. *Notice of Withdrawal of Counsel; and*
3. *Certificate of Service.*

Sarah Martin
Legal Assistant



**Bakke
Grinolds
Wiederholt**
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