

STATE OF NORTH DAKOTA

IN DISTRICT COURT

COUNTY OF BURLEIGH

SOUTH CENTRAL JUDICIAL DISTRICT

Burleigh County,

Appellant,

vs.

North Dakota Public Service Commission and
SCS Carbon Transport LLC,

Appellees.

Case No. 08-2024-CV-03614

**NOTICE OF APPELLANT'S
PAYMENT OF ESTIMATED
COSTS TO THE PUBLIC
SERVICE COMMISSION**

¶1 Pursuant to N.D.C.C. § 28-32-44(2), the North Dakota Public Service Commission (“Commission”) issued and filed a Notice to Appellant of Estimated Costs on December 20, 2024. Dkt. No. 9. Subsequently, a motion to dismiss was filed by Appellee SCS Carbon Transport LLC. Dkt. No. 17. On June 6, 2025, this Court issued an Order on the motion to dismiss, requiring Appellant to pay the estimated costs for preparation of the record to the Commission within fourteen days of the Order. *See* Order on Motion to Dismiss, Dkt. No. 49, ¶ 5.

¶2 On June 10, 2025, the Commission received payment from the Appellant for the amount stated in the Notice to Appellant of Estimated Costs (\$49,880.00). The Commission estimates the transcription of the agency proceedings to be completed in approximately three and a half months. *See* Dkt. No. 9, ¶ 3. When the Commission receives the completed transcripts, it will certify them as part of the agency record. The Commission will apprise the Court in the event this estimated timeframe materially increases.

Respectfully submitted this 11th day of June, 2025.

/s/ Zachary E. Pelham
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