

STATE OF NORTH DAKOTA

DISTRICT COURT

COUNTY OF BURLEIGH

SOUTH CENTRAL JUDICIAL DISTRICT

APH FARMS, ARDEN 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,

Appellants,

v.

NORTH DAKOTA PUBLIC SERVICE
COMMISSION, SCS CARBON
TRANSPORT, LLC, JOHN H. WARFORD,
JR. REVOCABLE TRUST, CHAD
WACHTER, CHAD MOLDENHAUER,
CITY OF BISMARCK, LABORERS
DISTRICT COUNCIL OF MINNESOTA
AND NORTH DAKOTA, EMMONS
COUNTY, and BURLEIGH COUNTY,

Appellees.

DECLARATION OF SERVICE

Case No. 08-2024-CV-03622

[1] Rosanne Ogden declares that I am of legal age and not a party to this action, and that I e-filed and served the following document(s):

1. **Notice of Motion for Withdrawal of Brian E. Jorde Upon Client Consent;**
2. **Motion for Withdrawal of Brian E. Jorde Upon Client Consent;**
3. **Exhibit 1 - Consent to Withdrawal of Counsel – Valera Hayen;**
4. **Exhibit 2 - Consent to Withdrawal of Counsel – Kari Curran;**
5. **Exhibit 3 - Consent to Withdrawal of Counsel – APH Farms;**
6. **Exhibit 4 - Consent to Withdrawal of Counsel – Arden Hagerott;**
7. **Exhibit 5 - Consent to Withdrawal of Counsel – Jonathan Hagerott;**
8. **Exhibit 6 - Consent to Withdrawal of Counsel – Janel Olson;**
9. **Exhibit 7 - Consent to Withdrawal of Counsel - James Tiegs;**

10. Exhibit 8 - Consent to Withdrawal of Counsel - Staroba Revocable Living Trust;
11. Exhibit 9 - Consent to Withdrawal of Counsel – Loren Staroba;
12. Exhibit 10 - Consent to Withdrawal of Counsel – Diane Staroba;
13. Exhibit 11 - Consent to Withdrawal of Counsel – Mary Jo Irmen;
14. Exhibit 12 - Consent to Withdrawal of Counsel – Scott Irmen;
15. Exhibit 13 - Consent to Withdrawal of Counsel – Leon Mallberg;
16. Order Granting Withdrawal of Counsel for Appellants (proposed); and
17. Declaration of Service.

[2] On June 18, 2025, by electronically filing with the Court through Odyssey, and said documents were served through Odyssey to the following:

James Curry
Babst, Calland, Clements & Zomnir, P.C.
jcurry@babstcalland.com

Lawrence Bender
Frederickson & Bryon, P.A.
lbender@fredlaw.com

Bret Dublinski
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Julie Elaine Mees
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Derek Braaten
Braaten Law Firm
derrick@braatenlawfirm.com

Julie Lawyer
Burleigh County States' Attorney
bc08@nd.gov

Zachary Pelham
Pearch Durick PLLC
zep@pearce-durick.com

Drew Howard Wrigley
North Dakota Attorney General
ndag@nd.gov

[3] and by sending said documents via U.S. Mail, at Bismarck, North Dakota with postage prepaid, to the following:

James Curry

Lawrence Bender

Babst, Calland, Clements & Zomnir, P.C.
505 9th Street NW Suite 602
Washington D.C. 20004

Frederickson & Bryon, P.A.
304 E. Front Ave., Ste. 400
Bismarck, ND 58504-5639

Bret Dublinski
Frederikson & Byron, P.A.
111 E. Grand Avenue, Ste. 301
Des Moines, IA 50309

Brant M. Leonard
Frederickson & Byron, P.A.
111 E. Grand Avenue, Ste. 301
Des Moines, IA 50309-1884

Randall Bakke
Bradley N. Wiederholt
Bakke Grinolds Wiederholt
PO Box 4247
Bismarck, ND 58502

Julie Elaine Mees
City of Bismarck
221 N 5th Street
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Patrick Zomer
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150 S 5th Street, Ste. 1200
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Kevin Pranis
LIUNA Minnesota & North Dakota
81 E. Little Canada Road
St. Paul, MN 55117

Drew Howard Wrigley
North Dakota Attorney General
600 East Boulevard Ave., Dept. 125
Bismarck, ND 58505-0040

Julie Lawyer
Burleigh County States' Attorney
514 E. Thayer Ave.
Bismarck, ND 58501

[4] I further declare that a copy of the foregoing documents via U.S. Mail, at Bismarck, North Dakota with postage prepaid, to the following:

APH Farms
3191 33rd Ave.
Mandan, ND 58554

Arden Hagerott
3191 33rd Ave.
Mandan, ND 58554

Jonathan Hagerott
PO Box 28
Caldonia, MN 55921

Janel Olson
3191 33rd Ave.
Mandan, Nd 58554

Kari Curran
412 Lake Street
Lake Park, MN 56654

Valera Hayen
9164 119th Ave. SE
Cogswell, ND 58017

Mary Jo Irmen
12387 71st Ave NE
Bismarck, ND 58503

Scott Irmen
12387 71st Ave NE
Bismarck, ND 58503

Leon Mallberg
941 13th Street West
Dickinson, ND 58601

Staroba Revocable Living Trust
4822 Foxtail Lane South
Fargo, ND 58104

Loren Staroba
4822 Foxtail Lane South
Fargo, ND 58104

Diane Staroba
4822 Foxtail Lane South
Fargo, ND 58104

James Tiegs
9247 Stateline Road
Ellendale, ND 58436

[4] The addresses of each party served are the last reasonably ascertainable post office address of such party.

[5] I declare, under penalty of perjury under the law of North Dakota, that the foregoing is true and correct.

Signed on the 18th day of June, 2025 at Bismarck, North Dakota.



Rosanne Ogden