

STATE OF NORTH DAKOTA

IN DISTRICT COURT

COUNTY OF BURLEIGH

SOUTH CENTRAL JUDICIAL DISTRICT

APH Farms, et al,

Case No. 08-2024-CV-03622

Appellants,

vs.

North Dakota Public Service Commission, et al,

Appellees.

And

Burleigh County,

Case No. 08-2024-CV-03614

Appellant,

vs.

North Dakota Public Service Commission and
SCS Carbon Transport LLC,

Appellees.

Notice of Motion to Consolidate

[¶1] Under Rule 3.2 of the North Dakota Rules of Court, you are hereby notified that the North Dakota Public Service Commission (“Commission”) has filed a Motion to Consolidate in the two above-entitled matters.

[¶2] You are further notified that you have fourteen (14) days after service to file an answer, brief, and other supporting papers. Failure to file an answer brief may be deemed an admission that, in the opinion of party or counsel, Commission's motion is meritorious. Unless oral argument is timely requested, said motion will be decided on the briefs.

Dated this 24th day of June, 2025.

/s/ Zachary E. Pelham
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