

STATE OF NORTH DAKOTA

DISTRICT COURT

COUNTY OF BURLEIGH

SOUTH CENTRAL JUDICIAL DISTRICT

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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.

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Case No.: 08-2024-CV-03622

**DECLARATION OF SERVICE**

[¶1] I hereby certify that true and correct copies of the following documents:

**1. Emmons County’s Response Motion to Consolidate; and**

**2. Declaration of Service.**

were, on July 1, 2025, electronically filed with the Clerk of Court through Odyssey and that Odyssey will send a Notice of Electronic Filing to:

Zachary Pelham at [zep@pearce-durick.com](mailto:zep@pearce-durick.com)

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Burleigh County States Attorney at [bc08@nd.gov](mailto:bc08@nd.gov)

North Dakota Attorney General at [ndag@nd.gov](mailto:ndag@nd.gov)

Steven Leibel at [steve@bismarck-attorneys.com](mailto:steve@bismarck-attorneys.com)

David Knoll at [david@bismarck-attorneys.com](mailto:david@bismarck-attorneys.com)

[¶2] The addresses of each party served are the last reasonably ascertainable e-mail address of such party.

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

Signed on this 1<sup>st</sup> day of July, 2025 at Bismarck, North Dakota.

  
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Desirae Zaste