

STATE OF SOUTH DAKOTA)
) :SS
COUNTY OF HUGHES)
IN CIRCUIT COURT
SIXTH JUDICIAL CIRCUIT

IN THE MATTER OF PUC DOCKET) CIV NO. 16-33
HP 14-0001, ORDER ACCEPTING)
CERTIFICATION OF PERMIT ISSUED)
IN DOCKET HP 09-001 TO) ORDER TAKING
CONSTRUCT THE KEYSTONE XL) JUDICIAL NOTICE
PIPELINE)

On March 24, 2017, Appellee TransCanada Keystone Pipeline, LP (“Keystone”) moved that the Court permit the administrative record to be supplemented with the addition of the Department of State’s Record of Decision and National Interest Determination dated March 23, 2017 (“Presidential Permit”). Keystone supported their motion with a brief; Appellee’s then filed a brief in opposition of Keystone’s motion. Keystone’s reply brief, asked that, in the alternative, the Court take judicial notice of the Presidential Permit. The Court, having considered the arguments from both parties, it is hereby

ORDERED that Keystone’s motion to supplement the administrative record is DENIED;

ORDERED Keystone’s motion to take judicial notice is GRANTED.

Dated this 16th day of June, 2017.

BY THE COURT:



The Honorable John L. Brown
Circuit Court Judge

Attest:
Deuter-Cross, TaraJo
Clerk/Deputy

