

**BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF SOUTH DAKOTA**

---

IN THE MATTER OF TRANSCANADA  
KEYSTONE PIPELINE, LP  
FOR ORDER ACCEPTING CERTIFICATION  
OF PERMIT ISSUED IN DOCKET HP09-001  
TO CONSTRUCT THE KEYSTONE XL  
PIPELINE

ROSEBUD SIOUX TRIBE'S  
RESPONSE TO KEYSTONE'S  
MOTION IN LIMINE TO  
PRECLUDE REBUTTAL  
TESTIMONY OF IAN GOODMAN  
AND BRIGID ROWAN

HP14-001

---

For its response to Keystone's Motion in Limine to Preclude Rebuttal Testimony of Ian Goodman and Brigid Rowan, the Rosebud Sioux Tribe states the following:

The Rosebud Sioux Tribe is not calling Ian Goodman or Brigid Rowan as witnesses in this matter, either as it relates to providing direct or rebuttal testimony, and their previously filed testimony direct and rebuttal testimony has been removed from the PUC website. Accordingly the Motion filed by Keystone is moot and should be dismissed as such.

Dated this 17<sup>th</sup> day of July, 2015.

RESPECTFULLY SUBMITTED:

/s/ Matthew L. Rappold  
Matthew L. Rappold  
Rappold Law Office  
PO Box 873  
Rapid City, SD 57709  
(605) 828-1680  
[Matt.rappold01@gmail.com](mailto:Matt.rappold01@gmail.com)

CERTIFICATE OF SERVICE

I certify that on this 17<sup>th</sup> day of July, 2015, the originals of behalf of the Rosebud Sioux Tribe – Response to Keystones Motion Concerning Procedural Issues, Keystone’s Motion to Strike Paula Antoine’s Testimony, Motion to Restrict Chief Leonard Crow Dogs Testimony, Motion to Preclude Jennifer Galindo and Waste Win Young’s testimony and Motion to Exclude Testimony of Ian Goodman’s and Brigid Rowan’s testimony, was filed on the Public Utilities Commission of the State of South Dakota e-filing website and also that on this day and a true and correct copy was sent via email and/or U.S. Mail first class postage prepaid to the following persons, as designated:

Ms. Patricia Van Gerpen  
Executive Director  
South Dakota Public Utilities Commission  
500 E. Capitol Ave.  
Pierre, SD 57501  
[patty.vangerpen@state.sd.us](mailto:patty.vangerpen@state.sd.us)  
(605) 773-3201 - voice

Ms. Kristen Edwards  
Staff Attorney  
South Dakota Public Utilities Commission  
500 E. Capitol Ave.  
Pierre, SD 57501  
[Kristen.edwards@state.sd.us](mailto:Kristen.edwards@state.sd.us)  
(605) 773-3201 - voice

Mr. Brian Rounds  
Staff Analyst  
South Dakota Public Utilities Commission  
500 E. Capitol Ave.  
Pierre, SD 57501  
[brian.rounds@state.sd.us](mailto:brian.rounds@state.sd.us)  
(605) 773-3201- voice

Mr. Darren Kearney  
Staff Analyst  
South Dakota Public Utilities Commission  
500 E. Capitol Ave.  
Pierre, SD 57501  
[darren.kearney@state.sd.us](mailto:darren.kearney@state.sd.us)  
(605) 773-3201 - voice

Mr. James E. Moore - Representing: TransCanada Keystone Pipeline, LP  
Attorney  
Woods, Fuller, Shultz and Smith P.C.

PO Box 5027  
Sioux Falls, SD 57117  
[james.moore@woodsfuller.com](mailto:james.moore@woodsfuller.com)  
(605) 336-3890 - voice  
(605) 339-3357 - fax

Mr. Bill G. Taylor - Representing: TransCanada Keystone Pipeline, LP  
Attorney  
Woods, Fuller, Shultz and Smith P.C.  
PO Box 5027  
Sioux Falls, SD 57117  
[bill.taylor@woodsfuller.com](mailto:bill.taylor@woodsfuller.com)  
(605) 336-3890 - voice  
(605) 339-3357 - fax

Mr. Paul F. Seamans  
27893 249th St.  
Draper, SD 57531  
[jacknife@goldenwest.net](mailto:jacknife@goldenwest.net)  
(605) 669-2777 - voice

Mr. John H. Harter  
28125 307th Ave.  
Winner, SD 57580  
[johnharter11@yahoo.com](mailto:johnharter11@yahoo.com)  
(605) 842-0934 - voice

Ms. Elizabeth Lone Eagle  
PO Box 160  
Howes, SD 57748  
[bethcbest@gmail.com](mailto:bethcbest@gmail.com)  
(605) 538-4224 - voice  
Serve both by email and regular mail

Mr. Tony Rogers  
Rosebud Sioux Tribe - Tribal Utility Commission  
153 S. Main St.  
Mission, SD 57555  
[tuc@rosebudsiouxtribe-nsn.gov](mailto:tuc@rosebudsiouxtribe-nsn.gov)  
(605) 856-2727 - voice

Ms. Viola Waln  
PO Box 937  
Rosebud, SD 57570  
[walnranch@goldenwest.net](mailto:walnranch@goldenwest.net)  
(605) 747-2440 - voice

Ms. Jane Kleeb  
Bold Nebraska  
1010 N. Denver Ave.  
Hastings, NE 68901  
[jane@boldnebraska.org](mailto:jane@boldnebraska.org)  
(402) 705-3622 - voice

Mr. Benjamin D. Gotschall  
Bold Nebraska  
6505 W. Davey Rd.  
Raymond, NE 68428  
[ben@boldnebraska.org](mailto:ben@boldnebraska.org)  
(402) 783-0377 - voice

Mr. Byron T. Steskal & Ms. Diana L. Steskal  
707 E. 2nd St.  
Stuart NE 68780  
[prairierose@nntc.net](mailto:prairierose@nntc.net)  
(402) 924-3186 - voice

Ms. Cindy Myers, R.N.  
PO Box 104  
Stuart, NE 68780  
[csmyers77@hotmail.com](mailto:csmyers77@hotmail.com)  
(402) 709-2920 - voice

Mr. Arthur R. Tanderup  
52343 857th Rd.  
Neligh, NE 68756  
[atanderu@gmail.com](mailto:atanderu@gmail.com)  
(402) 278-0942 - voice

Mr. Lewis GrassRope  
PO Box 61  
Lower Brule, SD 57548  
[wisestar8@msn.com](mailto:wisestar8@msn.com)  
(605) 208-0606 - voice

Ms. Carolyn P. Smith  
305 N. 3rd St.  
Plainview, NE 68769  
[peachie\\_1234@yahoo.com](mailto:peachie_1234@yahoo.com)  
(402) 582-4708 - voice

Mr. Robert G. Allpress  
46165 Badger Rd.

Naper, NE 68755  
[bobandnan2008@hotmail.com](mailto:bobandnan2008@hotmail.com)  
(402) 832-5298 - voice

Mr. Louis T. Genung  
902 E. 7th St.  
Hastings, NE 68901  
[tg64152@windstream.net](mailto:tg64152@windstream.net)  
(402) 984-7548 - voice

Mr. Peter Capossela, P.C. - Representing: Standing Rock Sioux Tribe  
Attorney at Law  
PO Box 10643  
Eugene, OR 97440  
[pcapossela@nu-world.com](mailto:pcapossela@nu-world.com)  
(541) 505-4883 - voice

Ms. Nancy Hilding  
6300 W. Elm  
Black Hawk, SD 57718  
[nhilshat@rapidnet.com](mailto:nhilshat@rapidnet.com)  
(605) 787-6779 - voice

Mr. Gary F. Dorr  
27853 292nd  
Winner, SD 57580  
[gfdorr@gmail.com](mailto:gfdorr@gmail.com)  
(605) 828-8391 - voice

Mr. Bruce & Ms. RoxAnn Boettcher  
Boettcher Organics  
86061 Edgewater Ave.  
Bassett, NE 68714  
[boettcherann@abbnebraska.com](mailto:boettcherann@abbnebraska.com)  
(402) 244-5348 - voice

Ms. Wrexie Lainson Bardaglio  
9748 Arden Rd.  
Trumansburg, NY 14886  
[wrexie.bardaglio@gmail.com](mailto:wrexie.bardaglio@gmail.com)  
(607) 229-8819 - voice

Mr. Cyril Scott  
President  
Rosebud Sioux Tribe  
PO Box 430

Rosebud, SD 57570  
[cscott@gwtc.net](mailto:cscott@gwtc.net)  
[ejantoine@hotmail.com](mailto:ejantoine@hotmail.com)  
(605) 747-2381 - voice

Mr. Eric Antoine  
Attorney  
Rosebud Sioux Tribe  
PO Box 430  
Rosebud, SD 57570  
[ejantoine@hotmail.com](mailto:ejantoine@hotmail.com)  
(605)747-2381 - voice

Ms. Paula Antoine  
Sicangu Oyate Land Office Coordinator  
Rosebud Sioux Tribe  
PO Box 658  
Rosebud, SD 57570  
[wopila@gwtc.net](mailto:wopila@gwtc.net)  
[paula.antoine@rosebudsiouxtribe-nsn.gov](mailto:paula.antoine@rosebudsiouxtribe-nsn.gov)  
(605) 747-4225 - voice

Mr. Harold C. Frazier  
Chairman  
Cheyenne River Sioux Tribe  
PO Box 590  
Eagle Butte, SD 57625  
[haroldcfrazier@yahoo.com](mailto:haroldcfrazier@yahoo.com)  
(605) 964-4155 - voice

Mr. Cody Jones  
21648 US HWY 14/63  
Midland, SD 57552  
(605) 843-2827 - voice

Ms. Amy Schaffer  
PO Box 114  
Louisville, NE 68037  
[amyanschaffer@gmail.com](mailto:amyanschaffer@gmail.com)  
(402) 234-2590

Mr. Jerry Jones  
22584 US HWY 14  
Midland SD 57552  
(605) 843-2264

Ms. Debbie J. Trapp  
24952 US HWY 14  
Midland, SD 57552  
[mtdt@goldenwest.net](mailto:mtdt@goldenwest.net)

Ms. Gena M. Parkhurst  
2825 Minnewasta Place  
Rapid City, SD 57702  
[gmp66@hotmail.com](mailto:gmp66@hotmail.com)  
(605) 716-5147 - voice

Ms. Joye Braun  
PO Box 484  
Eagle Butte, SD 57625  
[jmbraun57625@gmail.com](mailto:jmbraun57625@gmail.com)  
(605) 964-3813

Mr. Robert Flying Hawk  
Chairman  
Yankton Sioux Tribe  
PO Box 1153  
Wagner, SD 57380  
[Robertflyinghawk@gmail.com](mailto:Robertflyinghawk@gmail.com)  
(605) 384-3804 - voice

Ms. Thomasina Real Bird - Representing - Yankton Sioux Tribe  
Attorney  
Fredericks Peebles & Morgan LLP  
1900 Plaza Dr.  
Louisville, CO 80027  
[trealbird@ndnlaw.com](mailto:trealbird@ndnlaw.com)  
(303) 673-9600 - voice  
(303) 673-9155 - fax

Ms. Chastity Jewett  
1321 Woodridge Dr.  
Rapid City, SD 57701  
[chasjewett@gmail.com](mailto:chasjewett@gmail.com)  
(605) 431-3594 - voice

Mr. Duncan Meisel  
350.org  
20 Jay St. #1010  
Brooklyn, NY 11201  
[duncan@350.org](mailto:duncan@350.org)  
(518) 635-0350 - voice

Ms. Sabrina King  
Dakota Rural Action  
518 Sixth Street, #6  
Rapid City, SD 57701  
[sabrina@dakotarural.org](mailto:sabrina@dakotarural.org)  
(605) 716-2200 - voice

Mr. Frank James  
Dakota Rural Action  
PO Box 549  
Brookings, SD 57006  
[fejames@dakotarural.org](mailto:fejames@dakotarural.org)  
(605) 697-5204 - voice  
(605) 697-6230 - fax

Mr. Bruce Ellison  
Attorney  
Dakota Rural Action  
518 Sixth St. #6  
Rapid City, SD 57701  
[belli4law@aol.com](mailto:belli4law@aol.com)  
(605) 716-2200 - voice  
(605) 348-1117 - voice

Mr. Tom BK Goldtooth  
Indigenous Environmental Network (IEN)  
PO Box 485  
Bemidji, MN 56619  
[ien@igc.org](mailto:ien@igc.org)  
(218) 760-0442 - voice

Mr. Dallas Goldtooth  
38371 Res. HWY 1  
Morton, MN 56270  
[goldtoothdallas@gmail.com](mailto:goldtoothdallas@gmail.com)  
(507) 412-7609

Mr. Ronald Fees  
17401 Fox Ridge Rd.  
Opal, SD 57758  
(605) 748-2422 - voice

Ms. Bonny Kilmurry  
47798 888 Rd.  
Atkinson, NE 68713



[bjkilmurry@gmail.com](mailto:bjkilmurry@gmail.com)  
(402) 925-5538 - voice

Mr. Robert P. Gough  
Secretary  
Intertribal Council on Utility Policy  
PO Box 25  
Rosebud, SD 57570  
[bobgough@intertribalCOUP.org](mailto:bobgough@intertribalCOUP.org)  
(605) 441-8316 - voice

Mr. Terry & Cheryl Frisch  
47591 875th Rd.  
Atkinson, NE 68713  
[tcfrisch@q.com](mailto:tcfrisch@q.com)  
(402) 925-2656 - voice

Ms. Tracey Zephier - Representing: Cheyenne River Sioux Tribe  
Fredericks Peebles & Morgan LLP  
Ste. 104  
910 5th St.  
Rapid City, SD 57701  
[tzephier@ndnlaw.com](mailto:tzephier@ndnlaw.com)  
(605) 791-1515 - voice

Mr. Robin S. Martinez - Representing: Dakota Rural Action  
Martinez Madrigal & Machicao, LLC  
616 W. 26th St.  
Kansas City, MO 64108  
[robin.martinez@martinezlaw.net](mailto:robin.martinez@martinezlaw.net)

Ms. Mary Turgeon Wynne, Esq.  
Rosebud Sioux Tribe - Tribal Utility Commission  
153 S. Main St  
Mission, SD 57555  
[tuc@rosebudsiouxtribe-nsn.gov](mailto:tuc@rosebudsiouxtribe-nsn.gov)  
(605) 856-2727 - voice

Mr. Matthew L. Rappold - Representing: Rosebud Sioux Tribe  
Rappold Law Office  
816 Sixth St.  
PO Box 873  
Rapid City, SD 57709  
[Matt.rappold01@gmail.com](mailto:Matt.rappold01@gmail.com)  
(605) 828-1680 - voice

Ms. April D. McCart - Representing: Dakota Rural Action  
Certified Paralegal  
Martinez Madrigal & Machicao, LLC  
616 W. 26th St.  
Kansas City, MO 64108  
[april.mccart@martinezlaw.net](mailto:april.mccart@martinezlaw.net)  
(816) 415-9503 - voice

Mr. Paul C. Blackburn - Representing: Bold Nebraska  
Attorney  
4145 20th Ave. South  
Minneapolis, MN 55407  
[paul@paulblackburn.net](mailto:paul@paulblackburn.net)  
(612) 599-5568 - voice

Ms. Kimberly E. Craven - Representing: Indigenous Environmental Network (IEN)  
Attorney  
3560 Catalpa Way  
Boulder, CO 80304  
[kimecraven@gmail.com](mailto:kimecraven@gmail.com)  
(303) 494-1974 - voice

/s/ Matthew L. Rappold  
Matthew L. Rappold