

IN THE MATTER OF THE PETITION
OF TRANSCANADA KEYSTONE
PIPELINE, LP FOR ORDER
ACCEPTING CERTIFICATION OF
PERMIT ISSUED IN DOCKET HP14-001
TO CONSTRUCT THE KEYSTONE XL
PIPELINE.

Docket HP14-001
Response to TransCanada's
motion to strike testimony and
exhibits of Cindy Myers,
Individual Intervener

As a lay intervener, TransCanada's numerous objections to my testimony and exhibits are absolutely, totally confusing to me. Funding for my involvement in docket HP14-001 has been on my own time and dime. I do not represent a special interest group and I'm not represented by legal counsel. My purpose and motivation is simply due to my concern for the common good, specifically the public health of South Dakotans, and all those who drink water along the KXL route.

I'm not even going to attempt to sort out this maze of legality. I allege legal assault in the first degree. I feel like a lone, defenseless, sitting duck being shot to shreds by TransCanada's no-costs-barred, multi-big-gun legal team. I beseech the South Dakota Public Utilities Commission for relief. I request the PUC to look past the quagmire of legal details attempting to discredit my citizen's testimony and exhibits. I believe this is a quasi judicial process for a very important reason, and that reason being flexibility for lay interveners. Common citizens must be allowed to intervene at their own level, and that level does not mean being a legal expert.

When writing the "Declaration of Independence", Thomas Jefferson erased a word and replaced it with "citizens". Recent technology revealed the expunged word was "subjects".

"Many words were crossed out and replaced in his draft, but only one was obliterated. Over the smudge, Jefferson then wrote the word "citizens." No longer subjects to the crown, the colonists became something different: a people whose allegiance was to one another, not to a faraway monarch." (<http://www.washingtonpost.com/wp-dyn/content/article/2010/07/02/AR2010070205525.html>)

During the hearing, I noted several citizens present, and several citizens voicing their concerns. Thomas Jefferson felt strongly about citizens being involved and allowing them to be a part of government and not just "subjects". Citizens must be guaranteed a

voice in this PUC docket. Striking a citizen's testimony and exhibits is a strike against democracy.

I am clearly noted as an individual intervener, and that already implies I am not a legal expert. I don't claim to be a legal expert. As a citizen, I've sacrificed days of my personal time over the past year working on my testimony and exhibits. I'm angry that my research and knowledge could be so casually thrown out the window. My testimony and exhibits should stand as is, as a citizen's voice, and not with the expectation that every citizen is a legal expert.

I presented my power point testimony and my numbered exhibit list on a disc drive to PUC staff before the hearing commenced on day one. I ask again that the SD PUC accept into evidence my power point testimony in its entirety. I also ask the SD PUC to accept into evidence my complete exhibit list, including the Iowa PVC survey.

Citizens are responsible for being involved in a democratic government; however it is not a citizen's responsibility to be a legal expert. Governmental agencies must accept citizen's testimonies and exhibits as written with the implied understanding and expectation those testimonies and exhibits won't necessarily conform in a "legal sense". This thought would seem to be in line with a "quasi judicial" proceeding.

I implore you to let my efforts be entered into evidence. Let my citizen's voice be visually apparent in the docket, along with the profuse pieces of evidence by TransCanada. Citizens are more than simply "subjects" to the State of South Dakota and a foreign corporation. Citizens must be allowed to fully participate in the process by allowing our lay testimonies and exhibits.

Respectfully Submitted this 15th day of October, 2015
Cindy Myers, RN
Individual Intervener

This document has been served by e-mail to the following:

Joy.Lashley@state.sd.us
amyannschafter@gmail.com; atanderu@gmail.com; ben@boldnebraska.org;
gough.bob@gmail.com; bjkilmurry@gmail.com; boettcherann@abbnebraska.com;
belli4law@aol.com; prairierose@nntc.net; peachie_1234@yahoo.com;
chasjewett@gmail.com; csmyers77@hotmail.com; goldtoothdallas@gmail.com;
mtdt@goldenwest.net; duncan@350.org; Kristen.Edwards@state.sd.us;
bethcbest@gmail.com; ejantoine@hotmail.com; fejames@dakotarural.org;
gfdorr@gmail.com; gmp66@hotmail.com; haroldcfrazier@yahoo.com;
james.moore@woodsfuller.com; jim_p_white@transcanada.com;
jane@boldnebraska.org; jbaker@ndnlaw.com; johnharter11@yahoo.com;
jmbraun57625@gmail.com; Karen.Cremer@state.sd.us; Darren.Kearney@state.sd.us;

kimecraven@gmail.com; wisestar8@msn.com; tg64152@windstream.net;
tuc@rosebudsiouxtribe-nsn.gov; Matt.rappold01@gmail.com; nihilshat@rapidnet.com;
paul@paulblackburn.net; jackknife@goldenwest.net; pcapossela@nu-world.com;
bobandnan2008@hotmail.com; Robertflyinghawk@gmail.com;
bobgough@intertribalCOUP.org; robin.martinez@martinezlaw.net;
paula.antoine@rosebudsiouxtribe-nsn.gov; wopila@gwtc.net;
Brian.Rounds@state.sd.us; sabrina@dakotarural.org; tcfrisch@q.com;
trealbird@ndnlaw.com; ien@igc.org; tuc@rosebudsiouxtribe-nsn.gov;
tzephier@ndnlaw.com; tclark@ndnlaw.com; Patty.VanGerpen@state.sd.us;
walnranch@goldenwest.net; William.Kindle@rst-nsn.gov;
bill.taylor@williamgtaylor.com; wrexie.bardaglio@gmail.com