

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

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**IN THE MATTER OF THE  
APPLICATION OF DAKOTA ACCESS,  
LLC FOR AN ENERGY FACILITY  
PERMIT TO CONSTRUCT THE  
DAKOTA ACCESS PIPELINE**

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**STAFF’S RESPONSE TO MOTION  
FOR APPROVAL OF PUBLIC LIAISON  
OFFICER**

**HP14-002**

COMES NOW, Staff (Staff) of the South Dakota Public Utilities Commission (Commission) and hereby files this brief in response to Motion for Approval of Public Liaison Officer filed by Dakota Access, LLC (Dakota Access or Applicant). Staff supports Dakota Access’ Motion for Appointment of Public Liaison officer subject to the conditions and expectations set forth below.

In order to facilitate the exchange of information, Staff expects that:


1. The liaison’s contact information will be provided well in advance of construction to all landowners crossed by the Project and to impacted local governments and law enforcement agencies in the vicinity of the Project. Contact information shall include the liaison’s name, cell phone number, toll-free phone number, email address, and business mailing address.
2. The liaison’s contact information shall be submitted to the landowners, local governments, and law enforcement agencies, in writing, via a letter from the liaison to each party. A photograph of the liaison shall be included with the letter.
3. The liaison shall offer to meet in person with landowners, local government officials, and law enforcement agency officials upon request at a location convenient for the party (e.g. landowner’s property or community Town Hall). If the landowner resides out-of-state, then the liaison should offer to communicate via a phone call or other form of electronic communication. The liaison shall schedule these in person meetings to occur prior to construction on each landowner’s property or prior to construction in the vicinity of the local governments and law enforcement agencies. The only exceptions shall be for meetings that cannot be scheduled prior to this point because of multiple scheduling conflicts by a landowner, the landowner’s desire to not meet, or a landowner’s out-of-state location.

In order to facilitate the prompt resolution of complaints and problems, Staff expects the following:

1. The liaison shall respond to questions and issues communicated by Staff within two hours during normal business hours and within 24 hours outside of normal business hours. Each response shall be followed up in writing within 24 hours.
2. The liaison shall make a reasonable effort to contact landowners, local governments, or any other individual the same day communication to the liaison was initiated, but no later than 24 hours during normal business hours and 48 hours outside of normal business hours.
3. The liaison shall respond immediately to questions and issues communicated by law enforcement agencies at all times.
4. The liaison shall reside within no more than a half-day's travel distance from all locations along the pipeline route in South Dakota.
5. Upon request from Staff, a landowner, local government, or law enforcement agency, the liaison shall meet in person with the individual that has concerns at a time and location that is convenient for the individual and as soon as practicable.
6. Applicant's on-site project manager, Applicant's executive project manager, and each contractor's on-site project manager shall cooperatively work with the liaison to resolve all questions and concerns as soon as practicable.

With the considerations described above, and noting that Mr. Munz received a letter of recommendation filed in the docket, Staff recommends the Commission grant the Motion for Approval of Public Liaison Officer.

Dated this 7<sup>th</sup> day of March, 2016.

  
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