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| | John Meyer's Comments Confidential (not available to public): John | |
| ĺ | Schmidt's Comments Confidential (not available to public): Larry | |
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| | 195. | 05/26/15 | Commissioner Nelson's Response to Lyman County Board of | 6719-6720 |
| | | | Commissioners; and Commissioner Nelson's Response to | |
| | | | Pennington County Board of Commissioners | |
| | 196. | 09/10/15 | Commissioner Nelson's Response to Mick Zerr; and Commissioner | 29416 |
| | | | Nelson's Response to Mick Zerr Confidential (not available to the | Confidential |
| | · · | | public) | 29417 |
| | 197. | 07/02/15 | Commissioner Nelson's Response to North Dakota Petroleum | 8422-8439 |
| | | | Council; Commissioner Nelson's Response to West Central Electric | Confidential |
| | | | Co-op; Comments of South Dakota Oil and Gas Association; | 8440-8453 |
| | | | Commissioner Nelson's Response to South Dakota Oil and Gas | |
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| | | | Response to Ken Davis; Comments of Glenn Sealey; Commissioner | |
| | | | Nelson's Response to Glenn Sealey; Comments of Jon & Marcia | |
| | | | Maroon; Comments of Dr. Rebecca Leas; Comments of Ms. Juli | |
| | | | Ames-Curtis; Comments of Bill Gradoville; Commissioner Nelson's | |
| | | | Response to Bill Gradoville; Comments of Dan Kirby; | |
| | | | Commissioner Nelson's Response to Dan Kirby; Comments of Ken | |
| | | | Davis Confidential (not available to the public); Commissioner | |
| | | | Nelson's Response to Ken Davis Confidential (not available to the | |
| | | | public); Comments of Glenn Sealey Confidential (not available to | |
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| | | | the public); Commissioner Nelson's Response to Glenn Sealey | |
| | | | Confidential (not available to the public); Comments of Jon & | |
| | | | Marcia Marcon Confidential (not available to the public); Comments | |
| | | | of Dr. Rebecca Leas Confidential (not available to the public); | |
| | | | Comments of Ms. Juli Ames Curtis Confidential (not available to the | |
| | | | public); Comments of Bill Gradoville Confidential (not available to | |
| | | | the public); Commissioner Nelson's Response to Bill Gradoville | |
| | | | Confidential (not available to the public); Comments of Dan Kirby | |
| | | | Confidential (not available to the public); and Commissioner | |
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| 198. | 08/06/15 | Commissioner Nelson's Response to Sherry Korthals; Comments of | 29300-29307 |
|------|----------|--|--|
| · | | Ashley Yonker; Commissioner Nelson's Response to Ashley Yonker; Comments of Stephen Gambill; Commissioner Nelson's Response to Stephen Gambill; Additional Comments of Nancy Beech; Commissioner Nelson's Response to Sherry Korthals Confidential (not available to the public); Comments of Ashley Yonker Confidential (not available to the public); Commissioner Nelson's Response to Ashley Yonker Confidential (not available to the public); Comments of Stephen Gambill Confidential (not available to the public); Commissioner Nelson's Response to Stephen Gambill Confidential (not available to the public); and Additional Comments of Nancy Beech Confidential (not available to the public) | Confidential 29308-29315 |
| 199. | 07/28/15 | | 24577-24600 Confidential 24601-24618 |
| 200. | 06/17/15 | Commissioner Nelson's Response to Yankton County Board of Commissioners | 7398 |
| 201. | 06/02/15 | Corrected Staff's Brief in Response to Applicant's Motion to Exclude Testimony of Richard Kuprewicz; and Certificate of Service | 6980-6994 |
| 202. | 04/24/15 | Dakota Rural Action, Rosebud Sioux Tribe, Standing Rock Sioux Tribe, Cheyenne River Sioux Tribe, Yankton Sioux Tribe, Indigenous Environmental Network and Bold Nebraska's Joint Motion to Vacate or, In the Alternative, to Clarify or Amend Protective Order; and Certificate of Service | 5096-5112 |
| 203. | 04/24/15 | Dakota Rural Action, Rosebud Sioux Tribe, Yankton Sioux Tribe, Bold Nebraska, Cheyenne River Sioux Tribe and Standing Rock Sioux Tribe's Joint Motion for Continuance and Relief From Scheduling Order; Certificate of Service; Affidavit in Support of Motion for Continuance; RST Exhibit 1 - Rosebud Sioux Tribe Proposed Procedural Schedule; and RST Exhibit 2 - TransCanada's Email regarding Conference Call | 5070-5095 |
| 204. | 01/06/15 | Dakota Rural Action's Certificate of Service | 1683-1689 |
| 205. | 01/06/15 | Dakota Rural Action's Certificate of Service | 1690-1696 |
| 206. | | Dakota Rural Action's Certificate of Service | 1763-1769 |
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| 209. 06/02/15 | | 7112-7118 |
| 210. 12/29/14 | Dakota Rural Action's Joinder of Yankton Sioux Tribe's Motion to Dismiss; and Certificate of Service | 1572-1576 |
| 211. 06/02/15 | Dakota Rural Action's Joinder of Yankton Sioux Tribe's Motion to Preclude Improper Relief; and Certificate of Service | 7119-7124 |
| 212. 10/15/14 | | 324-325 |
| | and Dakota Rural Action's Application for Party Status Dakota Rural Action's Letter regarding Pre-Filed Exhibits - Dakota Rural Action's Pre-Filed Exhibits - 1.U.S. Department of State, 2014, Final Supplemental Environmental Impact Statement, Keystone XL Project: United States Department of State, Washington, D.C. (in lieu of producing files containing entire FSEIS, DRA is submitting this exhibit as located on the following URL: <u>http://keystonepipeline-xl.state.gov/finalseis/index.htm</u>) - Judicial Notice please see page 9241 of index ; 2 All pre-filed testimony from Commission Docket No. HP07-001, located at the following URL: https://puc.sd.gov/Dockets/HydrocarbonPipeline/2007/hplinks/prefil edtestimony.aspx; PreFiled Testimony of Robert Jones; Direct Testimony of Scott Ellis; Direct Testimony of Brian Thomas; Direct Testimony of Scott Ellis; Direct Testimony of Brian Thomas; Direct Testimony of Michael Koski; Direct Testimony of Heidi Tillquist; Letter from Brett Koenecke and Certificate of Service; Certificate of Service; Direct Testimony of Richard Hastings; Direct Testimony of James O. Edwards, Jr., East River Electric Power Cooperative, Inc., and Certificate of Service; Direct Testimony of Michael Sibson; Direct Testimony of Testimony of George Piper for the Board of Directors South Dakota Resources Coalition; Direct Testimony of Scott Anderson, Direct Testimony of George Piper for the Board of Directors South Dakota Resources Coalition; Direct Testimony of Edward D. Miller; Direct Testimony of David Wade of BDM Rural Water System, Inc.; Letter from Kara Semmler; Testimony of William Walsh; Testimony of Jenny Hudson; Testimony of David Schramm; Direct Testimony of John Muehlhausen; Direct Testimony of Bryan Murdock; Direct Testimony of David Schramm; Direct Testimony of John Muehlhausen; Direct Testimony of Bryan Murdock; Direct Testimony of David Schramm; Direct Testimony of John Muehlhausen; Direct Testimony of Bryan Murdock; Direct Testimony of Dan Hannan; Direct Testimony of John | 9662-11177 Confidential 11178-11376 11377-11460 Confidential 11461-11479 11480-11613 Confidential 11614-11642 11643-13992 Confidential 13993-14119 14120-16621 Confidential 16622-16642 16643-16662 Confidential 16663-16800 16801-17654 Confidential 17655-18525 18526-19791 |

Comments); Exhibit 1, Exhibit 2, Exhibit 3, Exhibit 4, Exhibit 5 Exhibit 6, Exhibit 7, Exhibit 8, Exhibit 9, Exhibit 10 Exhibit 11, Exhibit 12, Exhibit 13, Exhibit 14, Exhibit 15 Exhibit 16, Exhibit 17, Exhibit 18, Exhibit 19, Exhibit 20 Exhibit 21, Exhibit 22. Exhibit 23, Exhibit 24, Exhibit 25 Exhibit 26, Exhibit 27, Exhibit 28, Exhibit 29, Exhibit 30 Exhibit 31, Exhibit 32, Exhibit 33, Exhibit 34, Exhibit 35 Exhibit 36, Exhibit 37, Exhibit 38, Exhibit 39, Exhibit 40 Exhibit 41; Direct Testimony of Kent Moeckley, Merl Moeckley Co, and MMP Inc.; Direct Testimony of Gene Cassels: Direct Testimony of Raymond and Lillian Anderson: Direct Testimony of Raymond and Lillian Anderson; Direct Testimony of Kim Madsen; Direct Testimony of Valerie Madsen; Direct Testimony of Kaley Madsen; Direct Testimony of Jerry Burger; Direct Testimony of Chris Hastings; Direct Testimony of Kirk Madsen; Direct Testimony of Jerauld Glanzer; Direct Testimony of Ben Grote; Direct Testimony of South Dakota Association of Towns and Townships; Direct Testimony of Ron Schaeffer; Letter from Kara Semmler; Direct Testimony of Leo Sibson; Direct Testimony of Arden D. Davis Ph.D., PE; Direct Testimony of Perry H. Rahn Ph.D., PE; Rebuttal Testimony - Rebuttal Testimony of L.A. Gray; Rebuttal Testimony of Michael Koski; Rebuttal Testimony of Scott Ellis; Rebuttal Testimony of Heidi Tillquist; Rebuttal Testimony of Meera Kothari; Certificate of Service; Rebuttal Testimony of Meera Kothari; Rebuttal Testimony of Brian Thomas; Rebuttal Testimony of Heidi Tillquist; Certificate of Service; Rebuttal Testimony of Lillian Anderson; Surrebuttal Testimony - Letter from Kara Semmler Surrebuttal Testimony of Jenny Hudson; Surrebuttal Testimony of John Muehlhausen (Part 1) and (Part2); Surrebuttal of Dan Hannan: Surrebuttal of Tom Janssen; Surrebuttal of Brenda Winkler; Surrebuttal of William Walsh; Surrebuttal of David Schramm; Certificate of Service; Surrebuttal Testimony of Edward D. Miller: 3 All pre-filed testimony from Commission Docket No. HP14-001, located at the following URL: https://puc.sd.gov/Dockets/HydrocarbonPipeline/2014/hp14-001prefiledtestimony.aspx; Prefiled Direct Testimony - Diana Steskal's Testimony (will file exhibits later); TransCanada's Testimony and Exhibits; Heidi Tillquist's Testimony; Exhibit A -Resume; Certificate of Service; Corey Goulet's Testimony; Exhibit A - Resume; Certificate of Service; Jon Schmidt, PH.D.'s Testimony Exhibit A - Resume; Certificate of Service; Meera Kothari, P.ENG.'s Testimony; Exhibit A - Resume; Exhibit B - Media Advisory (August 5, 2010); Certificate of Service; David Diakow's Testimony; Exhibit A – Resume; Certificate of Service; PUC Staff's Letter regarding Testimony and Exhibits - Brian Walsh's Testimony; BW-1; Derric Iles' Testimony; Exhibit Exhibit DI-1: Kimberly McIntosh's Testimony; Exhibit KM-1: Tom

Kirschenmann's Testimony; Exhibit TK-1; Daniel Flo's Testimony; Exhibit DF-1; Exhibit DF-2: Exhibit DF-2 Revised; David Schramm's Testimony; Exhibit DS-1: Jenny Hudson's Testimony; Exhibit JH-1; Christopher Hughes' Testimony: Exhibit CH-1: 08/03/15 - Staff's Supplemental Prefiled Testimony of Christopher Hughes; Paige Olson's Testimony; Exhibit PO-1; Darren Kearney's Testimony; Exhibit DK-1; 07/23/15 - Darren Kearney's Testimony (Amended July 23, 2015); Certificate of Service; Gary F. Dorr's Testimony and Exhibit; Wayne Frederick's Testimony; Exhibit A – Resume; Cindy Myers' Testimony; Paul F. Seamans' Testimony; Dakota Rural Action's Testimony; Evan Vokes' Testimony; Dr. Arden D. Davis, PH.D, PE's Testimony; Attachment (Figure 1, 2, 3, 4, 5, 6, 7, 8, and 9); Sue Sibson's Testimony; Certificate of Service; Chevenne River Sioux Tribe's Testimony; Carlyle Ducheneaux's Testimony; Steve Vance's Testimony; Yankton Sioux Tribe's Testimony; Faith Spotted Eagle's Testimony; Certificate of Service; Supplement to Faith Spotted Eagle Prefiled Testimony; Attachment -International Treaty to Protect the Sacred From Tar Sands Projects; Certificate of Service; Standing Rock Sioux Tribe's Testimony; Waste` Win Young's Testimony; Phyllis Young's Testimony; Doug Crow Ghost's Testimony; Linda Black Elk's Testimony; Certificate of Service; Rosebud Sioux Tribe's Testimony - Richard Kuprewicz's Testimony Confidential (removed at the request of the party); RST Exhibit 8 - Richard B. Kuprewicz's Resume Confidential (removed at the request of the party); RST Exhibit 9 - Accufacts Inc.'s Letter to Rosebud Sioux Tribe Confidential (removed at the request of the party): RST Exhibit 10 - Figure 1 - South Dakota Elevation Profile with Valves And Additional Information Confidential (removed at the request of the party); Certificate of Service Confidential (removed at the request of the party); Ian Goodman's Testimony Confidential (removed at the request of the party); RST Exhibit 1 – Ian Goodman's Resume Confidential (removed at the request of the party); RST Exhibit 3 - Changes to the Economic Costs and Benefits of the Keystone XL Pipeline for South Dakota Confidential (removed at the request of the party); Brigid Rowan's Testimony Confidential(removed at the request of the party); RST Exhibit 2 – Brigid Rowan's Resume (removed at the request of the party); RST Exhibit 3 – Changes to the Economic Costs and Benefits of the Keystone XL Pipeline for South Dakota (removed at the request of the party); RST Exhibit 4 -- Landslide Hazard Areas Confidential (removed at the request of the party); RST Exhibit 5 – Spill Costs Per Barrel from Comparable Crude Pipelines Confidentia l(removed at the request of the party); RST Exhibit 6 - Range of Worst-Case Scenario Costs for Keystone XL Using Spill Costs for Comparable Crude Oil Pipelines (with 15-minute valve shutoff) Confidential

(removed at the request of the party); RST Exhibit 7 - Range of Worst-Case Scenario Costs for Keystone XL Using Spill Costs for Comparable Crude Oil Pipelines (with 30-minute valve shutoff) Confidential (removed at the request of the party); Certificate of Service Confidential (removed at the request of the party); Rebuttal Testimony - PUC's Rebuttal Testimony - Darren Kearney's Rebuttal Testimony; Certificate of Service; Standing Rock Sioux Tribe's Rebuttal Testimony- Kevin E. Cahill, Ph.D.'s Rebuttal Testimony; Rebuttal Expert Report of Economist Kevin E. Cahill, PH.D. on Behalf of the Standing Rock Sioux Tribe; Certificate of Service; Rosebud Sioux Tribe's Rebuttal Testimony - Jennifer Galindo's Rebuttal Testimony; Exhibit 11 - Curriculum Vitae Jennifer Galindo Archeologist; Exhibit 12 - Map from Programmatic Agreement; Exhibit 13 - RST Email and Letter to Paige Olson; Exhibit 14 -TransCanada's Policy regarding Native American Relations; Ian Goodman and Brigid Rowan's Rebuttal Testimony Confidential (removed at the request of the party); Exhibit 15 - Changes to the Economic Costs and Benefits of the Keystone XL Pipeline for South Dakota Confidential (removed at the request of the party); Certificate of Service Confidential (removed at the request of the party); Paula Antoine's Rebuttal Testimony; Exhibit 16 - Rosebud Sioux Tribe's Resolution No. 2014-42 - Amended: Petition; Exhibit 17 - South Dakota Codified Laws 49-41B-1, 49-41B-11 and 49-41B-22; Amended Rebuttal Testimony of Paula Antoine; Chief Leonard Crow Dog's Rebuttal Testimony; Certificate of Service; TransCanada's Rebuttal Testimony; Corey Goulet's Rebuttal Testimony; Certificate of Service; Dan King's Rebuttal Testimony: Dan King's Resume; Certificate of Service; F.J. (Rick) Perkins' Rebuttal Testimony; F.J. (Rick) Perkins' Resume; Certificate of Service; Meera Kothari's Rebuttal Testimony; Certificate of Service; Jon Schmidt's Rebuttal Testimony; Certificate of Service; Heidi Tillquist's Rebuttal Testimony; Exhibit List; Exhibit 1: Diluted Bitumen-Derived Crude Oil: Relative Pipeline Impacts (Battelle 2012); Exhibit 2: Comparison of the Corrosivity to Dilbit and Conventional Crude (Been 2011) Confidential (not available to the public); Exhibit 3: Effects of Diluted Bitumen on Crude Oil Pipelines (National Academy of Sciences 2013); Exhibit 4: Crude Oil at the Bemidji Site: 25 Years of Monitoring, Modeling, and Understanding (Essaid et al. 2011); Exhibit 5: Use of Long-Term Monitoring Data to Evaluate Benzene, MTBE and TBA Plume Behavior in Groundwater at Retail Gasoline Sites (Kamath et al. 2012); Exhibit 6: Review of Quantitative Surveys of the Length and Stability of MTBE. TBA, and Benzene Plumes in Groundwater at UST Sites (Connor et al. 2015); Exhibit 7: Characteristics of Dissolved Petroleum Hydrocarbon Plumes: Results from Four Studies (Newell and Connor 1998); Exhibit 8: A Comparison of

Benzene and Toluene Plume Lengths for Sites Contaminated with Regular vs. Ethanol-Amended Gasoline (Ruiz-Aguilar et al. 2003); Exhibit 9: Evaluation of the Impact of Fuel Hydrocarbons and Oxygenates on Groundwater Resources (Shih et al. 2004); Exhibit 10: Leukemia Risk Associated With Low-Level Benzene Exposure (Glass et al. 2003); Exhibit 11: United States Department of State 12.1: Keystone XL Project, Risk Analysis (Kothari, Bajnok, Tillquist); Certificate of Service; Jeff Mackenzie's Rebuttal Testimony; Appendix A - Jeff Mackenzie's Resume; Appendix B -Final ElS 3.13.5.3 and 3.13.5.4; Certificate of Service; Amended Rebuttal Testimony of Heidi Tillquist; Certificate of Service; Exhibit List; Exhibit 1: Comparison of the Corrosivity of Dilbit and Conventional Crude; Exhibit 2: Effects of Diluted Bitumen on Crude Oil Pipelines; Exhibit 3: Leukemia Risk Associated With Low-Level Benzene Exposure; Exhibit 4: Characteristics of Dissolved Petroleum Hydrocarbon Plumes; Exhibit 5: Use of Long-Term Monitoring Data to Evaluate Benzene, MTBE, and TBA Plume Behavior in Groundwater at Retail Gasoline Sites; Exhibit 6: Review of Quantitative Surveys of the Length and Stability of MTBE, TBA, and Benzene Plumes in Groundwater at UST Sites; Exhibit 7: A Comparison of Benzene and Toluene Plume Lengths for Sites Contaminated with Regular vs. Ethanol-Amended Gasoline; Exhibit 8: Evaluation of the Impact of Fuel Hydrocarbons and Oxygenates on Groundwater Resources; Exhibit 9: United States Department of State 12.1 -Keystone XL Project Risk Analysis; Amended Rebuttal Testimony of Meera Kothari; Certificate of Service; Dakota Rural Action's Rebuttal Testimony - Evan Vokes' Rebuttal Testimony: John Harter's Rebuttal Testimony; Certificate of Service; Yankton Sioux Tribe's Rebuttal Testimony; Member Of The Yankton Sioux Tribe Business & Claims Committee Consisting of Elected Members: Robert Flying Hawk, Quentin JB Brugier, Jr., Mona Wright, Justin Songhawk, Leo O'Conner, Jean Archambeau, Glenford Sam Sully, Jason Cooke, and Everdale Song Hawk's Rebuttal Testimony: Exhibit A - Keystone's Responses to Yankton Sioux Tribe's First Interrogatories and Request for Production of Documents; Exhibit B - Appendix S - Programmatic Agreement and Record of Tribal Contact; Exhibit C - Appendix E - Amended Programmatic Agreement and Record of Consultation; Faith Spotted Eagle's Rebuttal Testimony; Exhibit A - Appendix S - Programmatic Agreement and Record of Tribal Contact; Exhibit B - Appendix E -Amended Programmatic Agreement and Record of Consultation; Chris Sauncosi's Rebuttal Testimony; Intertribal Council On Utility Policy; Intertribal COUP's Pre-Filing of Rebuttal Witness Testimony of Dr. James Hansen and Dr. Robert Oglesby and Certificate of Service; Prefiled Testimony of Dr. Robert Oglesby; Comments of Dr. James E. Hansen; Appendix: James E. Hansen Comments

Charts; Exhibit 1 - James E. Hansen's Resume; Exhibit 2 - Assessing "Dangerous Climate Change": Required Reduction of Carbon Emissions to Protect Young People, Future Generations and Nature: Surrebuttal Testimony - Cindy Myers' Surrebuttal Testimony; Certificate of Service; Surrebuttal Testimony of Corey Goulet and Certificate of Service; Surrebuttal Testimony of Dan King and Certificate of Service 4 TransCanada's Responses to DRA's First Interrogatories; 5 TransCanada's Supplemental Responses to DRA's First Interrogatories dated March 10, 2015; 6 TransCanada's Supplemental Responses to DRA's First Interrogatories dated April 17, 2015; 7 CAPP Crude Oil Forecast, June 2014; 8 DOE/EIA Annual Energy Outlook 2014; 9 SD Route Variations - Satellite Images - KXL Doc #0470-0580; 10 SD Route Variations Chart; 11 SD Pump Stations Descriptions; 12 TransCanada contact record for NRCS meeting on CON/REC units; 13 RSVP rosters and sign-in sheets for first responder training in SD; 14 RSVP rosters and sign-in sheets for first responder training in SD; 15 SD property tax schedules - KXL Doc #0768-0773; 16 Schedule of TransCanada Pipeline Leaks - KXL Doc #0774-0784; 17 TransCanada landowner contact summary and communications - Heitzman; 18 TransCanada landowner contact summary and communications - Sibson; 19 TransCanada landowner contact summary and communications -Hofer; 20 TransCanada landowner contact summary and communications - Hofer: 21 TransCanada landowner contact summary and communications - Sibson; 22 TransCanada landowner contact summary and communications - Sibson: 23 TransCanada landowner contact summary and communications - Anderson: 24 TransCanada landowner contact summary and communications -Townsend; 25 TransCanada landowner contact summary and communications - Kirk - Madsen; 26 TransCanada landowner contact summary and communications – Sibson; 27 Public Utilities Commission Staff response to DRA First Interrogatories: 28 Public Utilities Commission Staff response to Seaman Interrogatories: 29 TransCanada 2015 annual meeting presentation; 30 Engineering and Geoscience Professions Act, Revised Statutes of Alberta; 31 National Energy Board Onshore Pipeline Regulations, 1999 (OPR-99), Final Audit Report for Integrity Management Programs, February 2014; 32 Stansbury, Analysis of Frequency, Magnitude and Consequence of Worst- Case Spills From the Proposed Keystone XL Pipeline; 33 Exponent - Third-Party Consultant Environmental Review of the TransCanada Keystone XL Pipeline Risk Assessment: 34 Battelle - Keystone XL Pipeline: Independent Engineering Assessment - Final Report Confidential (not available to the public);35 US Environmental Protection Agency letter to US Department of State dated February 2, 2015; 36 June 6, 2013 transcript of hearings before Canadian Standing Senate Committee

on Energy, the Environment and Natural Resources: 37 TransCanada and PHMSA email communications concerning October 2012 Keystone 1 corrosion; 38 TransCanada map of proposed KXL pipeline route through SD; 39 Emergency Response Plan - Keystone Pipeline System (2009); 40 Emergency Response Plan - Keystone Pipeline System (2014); 41 Exhibits 41a-g, TransCanada 2014 ERP - Wolf Creek Response Strategy; 42 Exhibits 42a-d, TransCanada 2014 ERP - James River Response Strategy; 43 Exhibits 43a-c, TransCanada 2014 ERP - Missouri River (North) Response Strategy; 44 April 8, 2009 letter from Walsh to Koenecke regarding ERP; 45 August 27, 2009 email from Walsh to Koenecke regarding ERP; 46 August 27, 2009 email communications between Walsh, Koenecke and Kothari regarding ERP; 47 September 4, 2009 letter from Walsh to Koenecke regarding ERP; 48 November 1, 2009 email from Koenecke to Walsh regarding ERP; 49 December 10, 2009 email from Latimer (TransCanada) to Walsh regarding ERP; 50 December 11, 2009 email from Walsh to Latimer and Hayes (TransCanada) regarding ERP; 51 December 21, 2009 email from Hayes to Walsh with supplemental document for ERP; 52 January 8, 2010 email from Walsh to Hayes regarding ERP; 53 January 14, 2010 email from Hayes to Walsh regarding ERP; 54 January 20, 2010 email from Walsh to Hayes regarding ERP; 55 January 21, 2010 email from Hayes to Walsh with supplemental document for ERP; 56 February 8, 2010 letter from Walsh to Koenecke; 57 December 7, 2010 email from US Fish & Wildlife Service to Walsh; 58 August 9, 2013 letter from Walsh to McHugh with comments on ERP; 59 October 28, 2013 letter from McHugh to Walsh with response on ERP comments; 60 May 15, 2014 letter from Walsh to Baumgartner (TransCanada) regarding ERP update; 61 August 21, 2014 email from Walsh to Baumgartner regarding status of ERP update: 62 SD-DENR spill file for Carpenter Pump Station; 63 SD-DENR spill file for Roswell Pump Station; 64 SD-DENR spill file for Freeman Pump Station: 65 SD-DENR spill file for Ferney Pump Station: 66 March 21, 2011 warning letter from PHMSA to TransCanada; 67 June 29, 2009 TransCanada Keystone Spread 3B Coatings Audit: 68 October 22, 2012 communications between TransCanada and PHMSA regarding re-start plan for Keystone 1 and technical memo on discovered corrosion; 69 PHMSA Evaluation Report on TransCanada Gulf Coast Pipeline Construction; 70 September 10, 2013 PHMSA warning letter to TransCanada on Gulf Coast Pipeline; 71 March 21, 2011 TransCanada presentation on Keystone Phase 2 -Cushing Extension Lessons Learned; 72 APEGGA Guidelines -Professional Member as a Witness; 73 EMS presentation on corrosion and cathodic protection; 74 2007 handwritten "unofficial" TransCanada manual on pipefitting for NEB- regulated pipelines; 75

2012 PHMSA-Office of Pipeline Safety presentation on pipeline welding; 76 Excerpt from Canadian Standards Association manual on oil and gas pipeline construction - production welding and inspection: 77 TransCanada memo dated January 26, 2011 on welding procedures data sheets; 78 July 28, 2009 Vokes email to Taylor (TransCanada) regarding third-party inspections; 79 February 26, 2009 Vokes email communications with Taylor; 80 March 5, 2009 email chain between Vokes and TransCanada employees regarding Moody's inspections; 81 TransCanada policy on practice of engineering within company, January 11, 2008; 82 October 2, 2010 letter from Thrasher (TransCanada) to NEB regarding failures on inspection; 83 Price Waterhouse Coopers audit report on TransCanada management practices for Alberta system dated January 25, 2010; 84 TransCanada internal policy on mechanized ultrasonic examination of pipeline girth welds; 85 TransCanada internal policy on radiographic examination of pipeline welds; 86 Acuren Group procedures document for radiographic examinations; 87 Acuren Group techniques for radiographic examinations: 88 TransCanada procedures for non-destructive examination (NDE) audits: 89 June 23, 2009 email from Ferguson (TransCanada) to Vokes et al., regarding defects in flanges; 90 September 2, 2009 email chain from Wong (TransCanada) to Vokes, et al., regarding flanges; 91 June 7, 2009 email chain from Vokes on flange defects: 92 July 15, 2009 email chain from Vokes on flange defects: 93 February 28, 2007 Vokes email to Taylor re weld defects; 94 March 5, 2007 Vokes email to Parker re welding issues; 95 TransCanada specifications of welding in-service pipelines; 96 May 27, 2011 TransCanada email chain regarding issues with fabrication; 97 February 17, 2011 TransCanada email chain regarding welding procedures; 98 April 6, 2011 Vokes email chain on welding failures; 99 November 12, 2010 TransCanada email chain regarding welding issues; 100 August 9, 2010 Vokes email chain regarding welding issues; 101 June 28, 2010 letter from Blackburn (Plains Justice) to PHMSA regarding substandard steel in Keystone pipeline; 102 June 2, 2011 Vokes email to Taylor regarding NDE in fabrication shops; 103 October 25, 2011 Vokes email to Kowpak regarding quality control issues; 104 October 24, 2011 Vokes email to Kowpak regarding quality control issues on Keystone; 105 October 24, 2011 Vokes email chain on NDE audits; 106 July 19, 2011 Wong to Vokes email chain on NDE audits; 107 September 26, 2011 Lazor-Vokes email chain regarding problems with pressure vessels; 108 August 5, 2011 Vokes-Gill email chain regarding TransCanada management philosophy; 109 August 3, 2011 Vokes-Drew email chain regarding welding issues; 110 May 27, 2011 Vokes-Zuczek email chain regarding fabrication issues; 111 August 4, 2011 Vokes-Rolston email chain regarding hydrotest failures on Keystone: 112

May 25, 2011 TransCanada email chain regarding weld and hydrotest issues; 113 October 22, 2010 Vokes-Cantin email chain regarding welding procedures; 114 June 27, 2011 Vokes-Taylor email chain - "stop investigation"; 115 October 13, 2011 Ennion email to Vokes regarding Moody issues on inspections; 116 July 21, 2008 Fenton email regarding systemic problems with fabrication; 117 June 27, 2011 Vokes email to Lazor and Delisi on welding inspections; 118 June 2011 Vokes memo to Taylor and Lazor on NDE practices; 119 October 20, 2011 email chain including Taylor, Vokes, et al., regarding approach to inspections; 120 TransCanada policy regarding welding of assemblies and station piping: 121 January 18, 2011 Kothari email chain regarding selection of NDE contractor; 122 October 20, 2011 Vokes-Taylor email chain regarding compliance issues; 123 123a-c US Department of Transportation-Office of Pipeline Safety Daily Construction Inspection Reports: 124 TransCanada welding procedure data sheet old version; 125 TransCanada welder qualification form; 126 TransCanada welding procedure data sheet - new version; 127 TransCanada NDE progress reports; 128 TransCanada welder repair summaries; 129 TransCanada information security policy; 130 Pump Station 16 relocation file; 131 Pump Station 21 relocation file; 132 PHMSA Condition 32 valve relocation file; 133 Route variation file MLV-19A; 134 Route variation file MLV-22; 135 Route variation file MLV-23A: 136 Valve relocation and actuation file MLV-18/CK-MLV-19; 137 Valve relocation file CK-MLV-19; 138 Relocation file MLV-20; 139 Relocation file VAR-22; 140 Relocation file MLV-18; 141 Valve site dimension change file; 142 TransCanadatransmission line maps near pumping stations; 143 143a-g transmission line maps on federal land; 144 KXL final PHMSA conditions dated February 10, 2011; 145 TransCanada Presentation -PHMSA HCA design philosophy Confidential (not available to the public); 146 Lincoln Electric - Certified Material Test Report Confidential (not available to the public); 147 TransCanada email communications regarding visit to Welspun pipe mill facility. Little Rock, Arkansas Confidential (not available to the public); 148 PHMSA special condition comparison matrix dated August 15, 2011 Confidential (not available to the public); 149 TransCanada response to Battelle independent report (Excel Format); 150 TransCanada response to Exponent independent review (Excel Format): 151 RMS weld tracking matrix Confidential (not available to the public); 152 KXL Design Basis Memorandum (DBM), v. 6, dated October 16, 2008 Confidential (not available to the public): 153 TransCanada report on causes of corrosion dated February 13, 2013 Confidential (not available to the public); 154 Horizontal Directional Drilling maps/specifications; 155 TransCanada Code of Business Ethics; 156 156a - Pre-Construction Notice (PCN) to US

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| | to the public); 393 Integrity Management Program for High | |
| | Consequence Areas Confidential (not available to the public); 394 | |
| | Operations and Maintenance Manual Confidential (not available to | |
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the public); 395 SCADA requirements specifications Confidential (not available to the public); 396 TransCanada response to DRA Interrogatory #56 - worst case discharge into the Little Missouri, Cheyenne, and White River crossings Confidential (not available to the public); 397 2010 Sibson photo 1; 398 2010 Sibson photo 2; 399 2011 Sibson photo 1; 400 2011 Sibson photo 2; 401 2011 Sibson photo 3; 402 2012 Sibson photo 1; 403 2012 Sibson photo 2; 404 2013 Sibson photo 1; 405 2013 Sibson photo 2; 406 2014 Sibson photo 1; 407 2014 Sibson photo 2; 408 2015 Sibson photo 1; 409 Sibson DVD; 410 KXL re-route 0166-SD-P2-295.1-295.7-S - Kimble Creek Reroute - Approved; 411 KXL reroute 0167-SD-P2-509.6-513.3-S - Hwy 16 and I-90 Crossing Relocation – Approved; 412 KXL re-route 0172-SD-P2-591 0-592 9-S - Graesser Reroute – Approved; 413 KXL re-route 0178-SD-P2-593.3-594.6-S - MP 594 Cultural Reroute – Approved; 414 KXL reroute 0179-SD-P2-329.3-338.6-S - PS-16 Relocation - Approved; 415 KXL re-route 0181-SD-P2-446.8-447.5-S - MP 447 Reroute -Approved; 416 KXL re-route 0187-SD-P2-464.8-465.4-I - Hostutler Reroute - Approved; 417 KXL re-route 0188-SD-P2-470.6-471.5-I -Heeb Reroute – Approved; 418 KXL re-route 0190-SD-P2-308.8-315.3-S - David Niemi Reroute – Approved: 419 KXL re-route 0192-SD-P2-297.5-298.8-I - MP 298 Waterline Reroute - Approved; 420 KXL re-route 0195-SD-P2-576.4-577.0-S - John Harter Reroute: 421 KXL re-route 0196-SD-P2-450.1-451.1-S - Hwy 73 Reroute; 422 KXL re-route 0199-XX-P2-XXX.X-XXX.X-I - Route variations for creek crossings; 423; KXL re-route 0200-SD-P2-473.5-475.8-S -MP 475 Reroute; 424 KXL re-route 0212-XX-P2-XXX.X-XXX.X-S - Little Missouri, Niobrara HDD's realignments; 425 KXL re-route 0214-XX-P2-XXX.X-XXX.X-S- Variations to avoid waterwell:fence: 426 KXL re-route 0215-XX-P2-XXX.X-XXX.X-S-Variations to avoid creeks, dropoffs, wetland, etc; 427 KXL re-route 0216-XX-P2-XXX.X-XXX.X-S- Variations to avoid sideslopes hills: 428 KXL re-route 0220-SD-P2-483.5-484.1-S - Bad River HDD Reroute: 429 KXL re-route 0224-SD-P2-396.6-399.1-S - MP 396 Reroute (revised); 430 KXL re-route 0239-SD-P2-482.9-483.2-I to avoid dropoff; 431 KXL re-route 0252-SD-P4-XXX.X-XXX.X-S-To improve Cheyenne River HDD crossing to avoid rough terrain; 432 KXL re-route 0256-SD-P4-XXX.X-XXX.X-I- Reroutes to shorten route eliminate PIs; 433 KXL re-route 0257-SD-P4-XXX.X-XXX.X-I- To avoid paralleling roads; 434 KXL re-route 0258-SD-P4-350.7-351.5-I- To avoid CL crossing pond; 435 KXL re-route 0260-SD-P4-XXX.X-XXX.X-I- Reroutes to improve waterline crossings; 436 KXL re-route 0262-SD-P4-477.8-478.2-I- To shift away from spillway; 437 KXL re-route 0269-SD-P4-311.3-311.5-I -To avoid Cultural Site; 438 KXL re-route 0270-SD-P4-405.3-405.4-

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| | I- To avoid Cattle fence guard; 439 KXL re-route 0272-SD-P4- | T |
| | 483.9-484.5-I- To further avoid ridge; 440 KXL re-route 0279-SD- | 1 |
| | P4-501.3-503.1-S- To smooth out and shorten (eliminate 1 PI) route; | |
| | 441 KXL re-route 0280-SD-P4-296.2-297.7-S- To avoid | |
| | constructability issues; 442 KXL re-route 0281-SD-P4-315.0-315.7- | |
| | I- To shift CL away from Side Slope; 443 KXL re-route 0282-SD- | |
| | P4-331.9-332.8-I- To avoid multiple drainage crossings; parallel | |
| | drainage; 444 KXL re-route 0285-SD-P4-446.6-448.2-S- To avoid | |
| | bad creek crossing with tree removal; 445 KXL re-route 0286-SD- | ļ |
| | P4-461.3-461.8-I- To eliminate PI and straighten line impacts MLV- | |
| | 19A; 446 KXL re-route 0287-SD-P4-533.5-533.8-S- To straighten | |
| | road crossing Move MLV-22 to better ground; 447 KXL re-route | |
| | 0289-SD-P4-XXX.X-XXX.X-I- Slight CL shift to match Layout | |
| | through PumpStation; 448 KXL re-route 0291-SD-P4-356.9-357.2-I- | |
| 1 | To avoid CL paralleling, crossing creek multiple times; 449 KXL re- | |
| | route 0292-SD-P4-346.4-346.8-I- To avoid CL workspaces | |
| | paralleling creek; 450 KXL re-route 0293-SD-P4-505.9-507.1-S- To | |
| | avoid CL workspaces crossing pond levee; 451 KXL re-route 0294- | |
| | SD-P4-586.2-586.6-I- To avoid well Move MLV- 23A south of | |
| | road; 452 KXL re-route 0295-SD-P4-598.9-599.4-S- To avoid | |
| | drainage and straighten road; 453 KXL re-route 0296-SD-P4-361.6- | (· |
| | 362.3-S- To avoid hill finger dirt movement extra workspace; 454 | |
| | KXL re-route 0310-SD-P4-497.7-498.0-I - To avoid drainage | |
| | washout Lyman; 455 KXL re-route 0311-SD-P4-370.2-370.8-S - To | |
| | avoid potential unmarked grave site CaseHumble; 456 KXL re-route | |
| | 0314-SD-P4-546.9-548.8-S - To avoid difficult Terrain Pahapesto; | |
| | 457 KXL re-route 0372-SD-P4-434.5-436.1-I To avoid Valve (CK- | |
| | MLV-19) at a PI; 458 KXL re-route 0381-SD-P4-319.8-320.6-I To | |
| | avoid crossing Pond wetland; 459 KXL re-route 0382-SD-P4-320.0-1 10 | |
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| | 321.5-I To avoid Workspaces Impacting tract SD-HA-11792; 460 | |
| | KXL re-route 0383-SD-P4-524.1-524.4-I To improve Waterline | |
| · · | Crossing angle; 461 KXL re-route 0384-SD-P4-425.5-425.8-S To | |
| | avoid Impact to BLM tract and avoid HDD drill; 462 KXL re-route | |
| | 0385-SD-P4-439.9-440.2-I To avoid crossing Waterline multiple | |
| | times; 463 KXL re-route 0395-SD-P4-XXX.X-XXX.X-I- Slight CL | |
| | shift to match Layout through PS; 464 KXL re-route 0413-SD-P4- | |
| | 295.2-295.7-I - To avoid dropoff; 465 KXL re-route 0442-SD-P4- | |
| | 514.5-514.9-I CL RV to shift PI further away from Waterline at | |
| | HWY16 Crossing; 466 KXL re-route 0443-SD-P4-XXX.X-XXX.X- | |
| | S Various CL reroutes to avoid paralleling waterbodies; 467 KXL re- | |
| | route 0455-SD-P4-XXX.X-XXX.X-I- Adjust KXL CL portions | |
| | paralleling WRLJ waterlines; 468 KXL re-route 0456-SD-P4-305.9- | |
| | 308-S CL RV to avoid Continental Oil Wellheads; 469 KXL re-route | |
| | 0465-SD-P4-319.8-321.5-I CL RV to match civil survey (avoid | |
| | Pond wetland); 470 KXL re-route 0470-SD-P4-XXX X-XXX X-I | |
| | Various CL reroutes to avoid paralleling waterbodies; 471 KXL re- | |
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| route 0478-SD-P4-419.8-420.1-I-CL RV to shift PI out of road | |
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| crossing; 472 KXL re-route 0491-SD-P4-387.0-387.7-S To avoid | |
| drainage channel; 473 KXL re-route 0497-SD-P4-465.4-465.8-S- | |
| avoid cutting hill down to avoid deep bore pit; 474 KXL re-route | |
| 0512-SD-P4-XXX.X-XXX.X-S - Various CL RVs to shift away | |
| from water wells; 475 KXL re-route 0514-SD-P4-362.0-362.6-S - | |
| Avoid Eligible Cultural Site (SN39PE0481 C710PE001); 476 KXL | |
| re-route 0515-SD-P4-346.6-347.2-S -Avoid Eligible Cultural Site | |
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| XXX.X-XXX.X-S - Further avoid 2 Cultural Sites; 478 KXL re- | |
| route 0528-SD-P4-578.6-579.4-S-LO (Harter) RV to avoid wetland | |
| and tree removal; 479 KXL re-route 0543-SD-P4-XXX X-XXX X- | |
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| | | Responses to Dakota Rural Action's First Request for Production of | |
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| | | TransCanada Keystone Pipeline, LP; Exhibit 2 - Keystone's | |
| | | Responses to Dakota Rural Action's First Interrogatories to | |
| | | Compel Discovery; Index of Exhibits; Exhibit 1 - Keystone's | |
| 215. | 04/07/15 | Dakota Rural Action's Motion and Supporting Memorandum to | 3160-3353 |
| | 04/05/15 | Exhibits; and Certificate of Service | 01/0 00 === |
| | | Reconsideration of Partial Granting of Motion in Limine to Exclude | |
| 214. | 07/21/15 | Dakota Rural Action's Motion and Memorandum for | 20102-20109 |
| | | - Beaumont TX 06-23-13; | |
| | | property - Beaumont TX 06-23-13; and 1073 EV11 Holland property | |
| | | Holland property - Beaumont TX 06-23-13; 1072 EV10 Holland | |
| | | EV08 Holland property - Beaumont TX 06-23-13; 1071 EV09 | |
| | | 13; 1069 EV07 Holland property - Beaumont TX 06-23-13; 1070 | |
| | | TX 06-23-13; 1068 EV06 Holland property - Beaumont TX 06-23- | |
| | | ChainLakes AB 09-14-13; 1067 EV05 Holland property - Beaumont | |
| | | of index; 1065 EV03 ChainLakes AB 09-14-13; 1066 EV04 | |
| | | ChainLakes AB 09-14-13 Judicial Notice please see page 9240 | |
| | | EV01 Holland property - Beaumont TX 06-23-13; 1064 EV02 | |
| • | | http://keystonepipeline-xl.state.gov/archive/dos_docs/feis/); 1063 | |
| | | this exhibit as located on the following URL: | |
| | | lieu of producing files containing entire FSEIS, DRA is submitting | |
| | | XL Project: United States Department of State, Washington, D.C. (in | |
| | | State, 2011, Final Environmental Impact Statement for the Keystone | |
| | | Survey, Vermillion, South Dakota, 1 pl.; 1062 U.S. Department of | |
| | | 2004, Geological map of South Dakota: South Dakota Geological | |
| | | Sawyer, J.F., Fahrenbach, M.D., Tomhave, D.W., and Schulz, L.D., | 1 |
| | | Department of Water and Natural Resources.; 1061 Martin, J.E., |] |
| | | South Dakota: Open File Report No. 44-UR, South Dakota | |
| | | theHayward Elementary School, West 12th Street, Sioux Falls, | |
| | | hydrologic and ground water contamination data in the vicinity of | |
| | | M.R., Baron, L.R., and Markeley, W.E., 1988, Assessment of | |
| | | Report No. 70015849-2 for TransCanada Pipelines; 1060 Iles, D.L., | |
| | | Consulting, 2006, frequency-volume study of Keystone Pipeline: | |
| | | Geological Survey Water-Supply Paper 1498-c; 1059 DNV | |
| | | relations of alluvial streams - discontinuous rating curves: U.S. | |
| | | W275TR001 002N; 1058 Dawdy, D.R. 1961, Depth-discharge | |
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| | | | Documents; Exhibit 3 - Testimony of Evan Vokes on Behalf of | |
| | | | Dakota Rural Action | |
| | | | Exhibit 4 - TransCanada Documents No. 0774-0784, Schedule of | |
| | | | Pipeline Leaks and Spills; Exhibit 5 - Stansbury, "Analysis of | |
| | | | Frequency, Magnitude and Consequence of Worst-Case Spills From | |
| | | | the Proposed Keystone XL Pipeline"; Exhibit 6 - TransCanada | |
| | | | Documents No. 0768-0773, Schedule of Tax Payments; Exhibit 7 - | |
| | | | Dakota Rural Action's First Request for Production of Documents; | |
| | | | and Certificate of Service | |
| | 216. | 04/07/15 | Dakota Rural Action's Motion and Supporting Memorandum to | 3627-3635 |
| | | | Compel Discovery; and Certificate of Service | |
| | 217. | 12/18/15 | | 31490-31505 |
| | | | Record; Exhibit A - PHMSA's Notice of Probable Violation | 0110001000 |
| | | | Proposed Civil Penalty and Proposed Compliance Order; and | |
| | | | Certificate of Service | |
| - | 218. | 07/10/15 | | 9267-9271 |
| | | | Service | 207-9271 |
| | 219. | 10/01/15 | Dakota Rural Action's Post-Hearing Brief; Exhibit A - PHMSA - | 29576-29666 |
| | | | Evaluation Report of Liquid Pipeline Construction Form; Exhibit B - | 27570-29000 |
| | | | PHMSA's Warning Letter to TransCanada; Exhibit C - PHMSA - | |
| | | | Accident Report - Hazardous Liquid Pipeline Systems Dated June 8, | |
| | | | 2011; and Certificate of Service | |
| | 220. | 10/30/15 | Dakota Rural Action's Post-Hearing Reply Brief; and Certificate of | 21019 21021 |
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| | 221. | 12/01/14 | Dakota Rural Action's Proposed Schedule for Proceedings; and | 1280 1285 |
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| | | (Tom) Genung, Bruce Boettcher, Wrexie Lainson Bardaglio, | |
| | | RoxAnn Boettcher, and Bonny Kilmurry and Certificate of Service | |
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| 333. | 10/23/14 | Keystone's Response to Applications of Party Status of Tom BK | 361-368 |
| 222. | ן <i>עש</i> ו, יי, ד | Goldtooth and Dallas Goldtooth and Certificate of Service | 501-508 |
| 334. | 04/09/15 | Keystone's Response to Dakota Rural Action, Rosebud Sioux Tribe, | 2072 2070 |
| 334. | UT/U7/13 | | 3873-3878 |
| Í | | Cheyenne River Sioux Tribe, and Indigenous Environmental | |
| | | Network's Joint Motion for Appointment of Special Master and | |
| | | Certificate and Service | |

| 335. | 04/13/15 | Keystone's Response to Dakota Rural Action's Motion to Compel and Certificate of Service | 4098-4114 |
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| 336. | 11/06/14 | Keystone's Response to Gary Dorr and Certificate of Service | 1022-1030 |
| 337. | | Keystone's Response to Gary Dorr's Motion to Compel and Certificate of Service; Affidavit of William Taylor in Response to Gary Dorr's Motion to Compel; and Exhibit 1 - Keystone's Emails and Attachments to Gary Dorr | 4115-4168 |
| 338. | 07/17/15 | Keystone's Response to Joint Motion in Limine and Certificate of Service | 19890-19896 |
| 339. | 04/08/15 | Keystone's Response to Rosebud Sioux Tribe's Motion for Reconsideration and Certificate of Service | 3710-3716 |
| 340. | | Keystone's Response to Rosebud Sioux Tribe's Motion in Limine and Notice of Withdrawal of Testimony and Certificate of Authority | 19897-19902 |
| 341. | 03/30/15 | Keystone's Response to Rosebud Sioux Tribe's Motion to Amend Scheduling Order and Certificate of Service; Affidavit of William Taylor; Exhibit A - Keystone's Responses to Rosebud Sioux Tribe's First Set of Interrogatories and Request for Production of Documents; Exhibit B - Keystone's Responses to Rosebud Sioux Tribe's Second Set of Interrogatories and Request for Production of Documents; Exhibit C - Rosebud Sioux Tribe's Letters to TransCanada Keystone regarding Responses to TransCanada's Response to First Set of Interrogatories and Request for Production of Documents; Exhibit D - Rosebud Sioux Tribe's Letter to TransCanada Keystone regarding Discovery - Follow up to March 13, 2015 Conversation; Exhibit E - Rosebud Sioux Tribe's Letter to TransCanada Keystone regarding Concerns with Keystone's Responses to Second Set of Interrogatories and Request for Production of Documents; and Certificate of Service | 2082-2226 |
| 342. | 04/13/15 | Keystone's Response to Rosebud Sioux Tribe's Motion to Compel Discovery and Certificate of Service; Affidavit of James E. Moore in Response to Rosebud Sioux Tribe's Motion to Compel Discovery and Certificate of Service; Exhibit A - Keystone's Responses to Rosebud Sioux Tribe's First Set of Interrogatories and Request for Production of Documents; Exhibit B - Keystone's Response to Rosebud Sioux Tribe's Second Set of Interrogatories and Request for Production of Documents; Exhibit C - Keystone's Email regarding Confidentiality of Cultural Sites; and Exhibit D - National Pipeline Mapping System's Email regarding Question on Treatment of HCA Data | 3990-4097 |
| 343. | | Keystone's Response to Standing Rock Sioux Tribe's Motion to Amend Scheduling Order; Certificate of Service Affidavit of James E. Moore and Certificate of Service; and Exhibit A - Supplemental Answers to Interrogatories and Requests for Documents Propounded to the Standing Rock Sioux Tribe | 2064-2081 |
| 344. | | Keystone's Response to Yankton Sioux Tribe's Motion to Compel and Certificate of Service; Affidavit of James E. Moore in Response | 3915-3961 |

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| | | Certificate of Service; Exhibit A - Keystone's Responses to Yankton | |
| | | Sioux Tribe's First Interrogatories and Request for Production of | |
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| | 05/05/15 | Dawn R. Radcliffe and Certificate of Service | 0100 010 |
| 346. | | Keystone's Witness and Exhibit List and Certificate of Service | 9100-9106 |
| 347. | | Lewis GrassRope's Application for Party Status | 286 |
| 348. | 12/01/14 | Louis Genung's Email Response to TransCanada's Request to Define | 1315 |
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| 353. | | Minutes of PUC Ad Hoc Commission Meeting | 21094 |
| 354. | <u>}</u> | Minutes of PUC Commission Meeting | 236-239 |
| 355. | | Minutes of PUC Commission Meeting | 996-999 |
| 356. | | Minutes of PUC Commission Meeting | 1428-1431 |
| 357. | | Minutes of PUC Commission Meeting | 1633-1635 |
| 358. | | Minutes of PUC Commission Meeting | 1800-1803 |
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| 365. | 10/29/15 | Minutes of PUC Commission Meeting | 31096-31099 |
| 366. | 11/12/15 | Minutes of PUC Commission Meeting | 31369-31372 |
| 367. | 12/22/15 | Minutes of PUC Commission Meeting | 31554-31557 |
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| | | Review and Clarification; Exhibit A - Hilding's March 10th, 2015 | |
| | | Answer to TransCanada's Discovery Request; and Exhibit B - | |
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| 371. | 12/01/14 | Nancy Hilding's Proposed Procedural Schedule Motion to Delay | 1314 |
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| 372. | 12/01/14 | Nancy Hilding's Response to TransCanada's Motion to Define the | 1306-1313 |
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| 373. | 04/08/15 | Nancy Hilding's Stated Support of Dakota Rural Action and | 3744-3750 |
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| 375. | 11/14/14 | Notice of Appearance (Mary Turgeon Wynne) | 115 |
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| | | From Staff | 1 |
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| | | Preclude Keystone from Offering Evidence or Witnesses at Hearing | |
| 388. | 07/22/15 | | 20308-20309 |
| | | Concerning Procedural Issues at the Evidentiary Hearing | |
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| 5711 | | Motion in Limine to Preclude Rebuttal Testimony of Jennifer | |
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| 395. | 04/22/15 | Order Denying Motion for Special Master | 4792-4793 |
| 396. | 04/22/15 | Order Denying Motion for Stay | 4797 |
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| 405. | | Order for and Notice of Evidentiary Hearing | 4700-4702 |
| 406. | | Order For and Notice of Evidentiary Hearing | 8419-8421 |
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| 408. | 11/05/14 | Order for and Notice of Motion Hearing | 1021 |
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| 410. | 03/24/15 | Order for and Notice of Motion Hearing | 1942 |
| 411. | 05/07/15 | Order for and Notice of Motion Hearing | 6623-6624 |
| 412. | 10/15/15 | Order for and Notice of Motion Hearing | 29774 |
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| 414. | 03/26/15 | Order for and Notice of Motion Hearing on Less Than 10 Days' | 2028 |
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| 415. | 03/27/15 | Order for and Notice of Motion Hearing on Less Than 10 Days' | 2031-2032 |
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| 416. | 04/06/15 | Order for and Notice of Motion Hearing on Less Than 10 Days' | 3079-3080 |
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| 418. | 04/08/15 | Order for and Notice of Motion Hearing on Less Than 10 Days' | 3643-3644 |
| | | Notice | |
| 419. | 04/24/15 | Order for and Notice of Motion Hearing on Less than 10 Days' | 5134-5136 |
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| 420. | 04/27/15 | Order for and Notice of Motion Hearing on Less than 10 Days' | 5139-5140 |
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| 421. | 07/13/15 | Order for and Notice of Motion Hearing on Less than 10 Days' | 9621-9623 |
| | | Notice (July 21, 2015) | |
| 422. | 07/13/15 | Order for and Notice of Motion Hearing on Less than 10 Days' | 9624-9625 |
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| 423. | 07/20/15 | Order for and Notice of Motion Hearing on Less than 10 Days' | 20070-20071 |
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| 424. | 07/21/15 | Order for and Notice of Motion Hearing on Less than 10 Days' | 20097-20098 |
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| 425. | 07/24/15 | Order for and Notice of Motion Hearing on Less than 10 Days' | 21136 |
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| 426. | 11/04/15 | Order for and Notice of Motion Hearing on Less than 10 Days' | 31328-31329 |
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| 427. | 11/05/15 | Order for and Notice of Motion Hearing on Less than 10 Days' Notice | 31343-31344 |
| 428. | 12/18/15 | Order for and Notice of Motion Hearing on Less than 10 Days' Notice | 31489 |
| 429. | 04/17/15 | Order Granting in Part and Denying in Part Dakota Rural Action's Motion to Compel Discovery from TransCanada | 4708-4709 |
| 430. | 07/22/15 | | 20306-20307 |
| 431. | 06/15/15 | Order Granting in Part and Denying in Part Keystone's Motion to Exclude Testimony of Richard Kuprewicz | 7379-7380 |
| 432. | 07/17/15 | Order Granting in Part and Denying in Part Motion in Limine (DRA Exhibits) | 19845-19846 |
| 433. | 04/17/15 | Order Granting in Part and Denying in Part Standing Rock Sioux Tribe's Motion for Discovery Sanctions or to Compel | 4710-4711 |
| 434. | 04/17/15 | Motion to Compel Discovery from TransCanada | 4712-4713 |
| 435. | 04/17/15 | Order Granting in Part Keystone's Motion for Discovery Sanctions | 4714-4715 |
| 436. | 09/01/15 | Order Granting in Part Motion for Reconsideration of Order Granting Motion in to Exclude Testimony of Kevin E. Cahill, PH.D. | 29410-29411 |
| 437. | 07/23/15 | Order Granting in Part Motion for Reconsideration of Partial Granting of Motion In Limine to Exclude Exhibits | 21070-21071 |
| 438. | 04/03/15 | Order Granting in Part Motion to Amend Procedural Schedule | 3065-3066 |
| 439. | 11/04/14 | | 1011-1012 |
| | | Rosebud Sioux Tribe - Tribal Utility Commission, Elizabeth Lone Eagle, Paul F. Seamans, Viola Waln, Cindy Myers, RN., Bold Nebraska, Diana L. Steskal, Cheryl Frisch, Terry Frisch, Standing Rock Sioux Indian Tribe, Byron T. Steskal, Arthur R. Tanderup, Lewis GrassRope, Carolyn P. Smith, Robert G. Allpress, Jeff Jensen, Amy Schaffer, Louis T. Genung, Nancy Hilding, Gary F. Dorr, | |
| | | Bruce Boettcher, Rosebud Sioux Tribe, Wrexie Lainson Bardaglio, South Dakota Wildlife Federation, Cheyenne River Sioux Tribe, Jerry D. Jones, Cody Jones, Debbie J. Trapp, Gena M. Parkhurst, Sierra Club, Joye Braun, 350.org, Yankton Sioux Tribe, Dakota Rural Action, Chastity Jewett, Indigenous Environmental Network, Dallas Goldtooth, RoxAnn Boettcher, Bonny Kilmurry, Ronald Fees and Intertribal Council on Utility Policy) | |
| 440. | 04/27/15 | Order Granting Joint Motion for Continuance and Relief from Scheduling Order | 5137-5138 |
| 441. | 11/06/15 | of Cindy Myers | 31345-31346 |
| 442. | 12/29/15 | Order Granting Motion for Administrative Notice and Supplementing the Administrative Record (Judicial Notice was taken in this Order it is pages 31494-31501) | 31642 |
| 443. | 07/22/15 | | 20301-20302 |
| 444. | 07/22/15 | Order Granting Motion for Time Certain for Witness Testimony | 20317 |

| 445. | 07/22/15 | Order Granting Motion for Time Certain for Witness Testimony | 20320 |
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| 446. | 07/23/15 | | 21069 |
| 447. | 07/22/15 | | |
| 448. | 07/22/15 | Order Granting Motion In Limine to Preclude Testimony of Chris Sauncosi | 20318 |
| 449. | 07/22/15 | Order Granting Motion In Limine to Preclude Testimony of Dr. Hansen and Dr. Oglesby | 20314 |
| 450. | 07/22/15 | Order Granting Motion In Limine to Restrict Testimony of Leonard Crow Dog | 20311 |
| 451. | 07/22/15 | Order Granting Motion In Limine to Restrict Testimony of Yankton Sioux Witnesses Spotted Eagle and Un-Named Member of the B&C Committee | 20315-20316 |
| 452. | 07/22/15 | Order Granting Motion In Limine to Strike the Article by Linda Black Elk and Restrict Her Testimony | 20305 |
| 453. | 12/17/14 | Order Granting Motion to Define Issues and Setting Procedural Schedule | 1528-1529 |
| 454. | 07/22/15 | Order Granting Motion to Exclude Testimony of Kevin E. Cahill, PH.D. | 20310 |
| 455. | 05/28/15 | Order Granting Motion to Join and Denying Joint Motion to Exclude Evidence and Testimony by TransCanada | 6969-6970 |
| 456. | 06/15/15 | | 7383 |
| 457. | 06/15/15 | | 7381-7382 |
| 458. | 04/23/15 | Order Granting Motion to Preclude Witnesses From Testifying at Hearing Who Did Not File Prefiled Testimony (The original first page of this order has been replaced per the Errata Notice that was issued on May 7, 2015) | 4857-4858 |
| 459. | 04/10/15 | Order Granting Motion to Reconsider and Amending in Part Procedural Schedule | 3898-3899 |
| 460. | 01/08/15 | Order Granting Motions to Join and Denying Motions to Dismiss | 1697-1698 |
| 461. | | | 31402-31403 |
| 462. | 04/21/15 | Order Granting Request to Withdraw Party Status (Jeff Jensen) | 4749 |
| 463. | 03/04/15 | Order Granting Request to Withdraw Party Status (South Dakota Wildlife Federation and the Sierra Club) | 1810 |
| 464. | 05/28/15 | Order Granting TransCanada's Motion to Preclude Witnesses | 6967-6968 |
| 465. | 12/23/15 | Order Setting Final Motions and Decision Dates | 31641 |
| 466. | | Paul F. Seamans' Application for Party Status | 250 |
| 467. | | Paul F. Seamans' Response to TransCanada's Request to Define Scope of Discovery | 1316 |
| 468. | 09/10/15 | Post Hearing Brief of Cindy Myers Individual Intervener and | 29418-29423 |

| | | Certificate of Service | |
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| 469. | 04/02/15 | Prefiled Direct Testimony - Cheyenne River Sioux Tribe's Testimony - Carlyle Ducheneaux's Testimony; and Steve Vance's | 2925-2954 |
| | | Testimony | |
| 470. | 04/02/15 | Prefiled Direct Testimony - Cindy Myers' Testimony | 2887-2893 |
| 471. | 04/02/15 | Prefiled Direct Testimony - Dakota Rural Action's Testimony - Evan Vokes' Testimony; Dr. Arden D. Davis, PH.D, PE's Testimony; Attachment (Figure 1, 2, 3, 4, 5, 6, 7, 8, and 9); Sue Sibson's Testimony; and Certificate of Service | 2897-2924 |
| 472. | 04/02/15 | Prefiled Direct Testimony - Diana Steskal's Testimony (will file exhibits later) | 2619-2621 |
| 473. | 04/02/15 | Prefiled Direct Testimony - Gary F. Dorr's Testimony and Exhibit - Wayne Frederick's Testimony; and Exhibit A - Resume | 2882-2886 |
| 474. | 04/02/15 | Prefiled Direct Testimony - Paul F. Seamans' Testimony | 2894-2896 |
| 475. | 04/02/15 | | 2703-2881 |
| | | Testimony and Exhibits; Brian Walsh's Testimony; ExhibitBW- 1; Derric Iles' Testimony; ExhibitDI-1; Kimberly McIntosh's Testimony; ExhibitKM-1; Tom Kirschenmann's Testimony; | |
| | | ExhibitTK-1; Daniel Flo's Testimony; ExhibitDF-1; ExhibitDF-2; David Schramm's Testimony; ExhibitDS-1; Jenny Hudson's Testimony; ExhibitJH-1; Christopher Hughes' | |
| | | Testimony; ExhibitCH-1 Paige Olson's Testimony;ExhibitPO-1; Darren Kearney's TestimonyExhibitDK-1; and Certificate of Service | |
| 476. | 04/24/15 | Prefiled Direct Testimony - Rosebud Sioux Tribe's Testimony - | Confidential |
| | | Richard Kuprewicz's Testimony Confidential (removed at the request of the party) RST Exhibit 8 - Richard B. Kuprewicz's Resume Confidential(removed at the request of the party); RST Exhibit 9 - | 4859-5057 |
| | | Accufacts Inc.'s Letter to Rosebud Sioux Tribe Confidential (removed at the request of the party); RST Exhibit 10 - Figure 1 - | |
| | | South Dakota Elevation Profile with Valves And Additional Information Confidential (removed at the request of the party); Certificate of Service Confidential (removed at the request of the party) Ian Goodman's Testimony Confidential (removed at the | |
| | | request of the party); RST Exhibit 1 – Ian Goodman's Resume Confidential (removed at the request of the party); RST Exhibit 3 – Changes to the Economic Costs and Benefits of the Keystone XL | |
| | , | Pipeline for South Dakota Confidential (removed at the request of the party); Brigid Rowan's Testimony Confidential(removed at the request of the party); RST Exhibit 2 – Brigid Rowan's Resume | · |
| | | Confidential (removed at the request of the party); RST Exhibit 3 – Changes to the Economic Costs and Benefits of the Keystone XL Pipeline for South Dakota Confidential (removed at the request of the party); RST Exhibit 4 – Landslide Hazard Areas Confidential (removed at the request of the party); RST Exhibit 5 – Spill Costs | |

| | | Per Barrel from Comparable Crude Pipelines Confidentia l(removed at the request of the party); RST Exhibit 6 – Range of Worst-Case Scenario Costs for Keystone XL Using Spill Costs for Comparable | |
|------|----------|--|-----------|
| | | Crude Oil Pipelines (with 15-minute valve shutoff) Confidential (removed at the request of the party); RST Exhibit 7 - Range of Worst-Case Scenario Costs for Keystone XL Using Spill Costs for Comparable Crude Oil Pipelines (with 30-minute valve shutoff) Confidential (removed at the request of the party); and Certificate of Service Confidential (removed at the request of the party) | |
| 477. | 04/02/15 | Prefiled Direct Testimony - Standing Rock Sioux Tribe's Testimony -Waste` Win Young's Testimony, Phyllis Young's Testimony, Doug Crow Ghost's Testimony, Linda Black Elk's Testimony, and Certificate of Service | 2983-3064 |
| 478. | 04/02/15 | Prefiled Direct Testimony - TransCanada's Testimony and Exhibits; Heidi Tillquist's Testimony; Exhibit A – Resume; Certificate of Service; Corey Goulet's Testimony; Exhibit A – Resume; Certificate of Service; Jon Schmidt, PH.D.'s Testimony; Exhibit A – Resume; | 2622-2702 |
| | | Certificate of Service; Meera Kothari, P.ENG.'s Testimony; Exhibit A – Resume; Exhibit B - Media Advisory (August 5, 2010); Certificate of Service; David Diakow's Testimony; Exhibit A – Resume; and Certificate of Service | |
| 479. | 04/02/15 | Prefiled Direct Testimony - Yankton Sioux Tribe's Testimony - Faith Spotted Eagle's Testimony; and Certificate of Service; | 2955-2982 |
| 480. | 11/04/14 | Prehearing Scheduling Conference Order | 1013-1014 |
| 481. | | Protective Order; and Exhibit A - Nondisclosure Agreement | 4703-4707 |
| 482. | 04/28/15 | PUC Staff's Brief in Response to Joint Motion to Vacate or, in the Alternative, to Clarify or Amend Protective Order; and Certificate of Service | 6376-6384 |
| 483. | 04/06/15 | PUC Staff's Brief in Response to Keystone's Amended Motion to Preclude Certain Intervenors from Offering Evidence or Witnesses at Hearing and to Compel Discovery; and Certificate of Service | 3081-3092 |
| 484. | 04/06/15 | PUC Staff's Brief in Response to Standing Rock Sioux Tribe's Motion for Discovery Sanctions or to Compel; and Certificate of Service | 3093-3102 |
| 485. | | PUC Staff's Certificate of Service | 1770 |
| 486. | | PUC Staff's Certificate of Service | 1771 |
| 487. | | PUC Staff's Certificate of Service | 1772 |
| 488. | | PUC Staff's Certificate of Service | 1822 |
| 489. | | PUC Staff's Certificate of Service | 1823 |
| 490. | 1 | PUC Staff's Certificate of Service | 1824 |
| 491. | | PUC Staff's Letter regarding Conference Call regarding Pre-Filed Testimony | 1804 |
| 492. | | PUC Staff's Letter regarding Proposed Amended Procedural Schedule | 6385-6386 |
| 493. | 04/09/15 | PUC Staff's Letter regarding Response to Dakota Rural Action's | 3807-3872 |

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| | | Motion to Compel Discovery; Attachment to Filing Letter; Staff's Response to Dakota Rural Action's Motion to Compel Discovery from Staff; Exhibit 1 - Staff's Response to Dakota Rural Action's First Set of Interrogatories and Data Requests; Affidavit of Kristen | |
| | | Edwards; and Certificate of Service | |
| 494 | . 12/29/14 | | 1563-1571 |
| 495 | . 01/27/15 | PUC Staff's Letter to Brian Walsh, Dept. of Environment and Natural Resources regarding Subpoena; and Brian Walsh's Subpoena | 1748-1749 |
| 496 | . 05/05/15 | PUC Staff's Letter to Brian Walsh, Dept. of Environment and Natural Resources regarding Subpoena; Brian Walsh's Subpoena; and Admission of Service | 6585-6587 |
| 497 | . 01/27/15 | PUC Staff's Letter to Derric Iles, Dept. of Environment and Natural Resources regarding Subpoena; and Derric Iles' Subpoena | 1750-1751 |
| 498 | . 05/05/15 | | 6588-6590 |
| 499 | . 02/05/15 | PUC Staff's Letter to Kimberly McIntosh, Dept. of Environment and Natural Resources regarding Subpoena; and McIntosh's Subpoena | 1761-1762 |
| 500 | 05/05/15 | PUC Staff's Letter to Kimberly McIntosh, Dept. of Environment and Natural Resources regarding Subpoena; Kimberly McIntosh's Subpoena; and Admission of Service | 6594-6596 |
| 501. | 01/28/15 | PUC Staff's Letter to Paige Olson, State Historic Preservation Office regarding Subpoena; and Paige Olson's Subpoena | 1754-1755 |
| 502. | 05/05/15 | PUC Staff's Letter to Paige Olson, State Historic Preservation Office regarding Subpoena; Paige Olson's Subpoena; and Admission of Service | 6597-6599 |
| 503. | 01/27/15 | PUC Staff's Letter to Tom Kirschenmann, SD Department of Game, Fish, and Parks regarding Subpoena; and Tom Kirschenmann's Subpoena | 1752-1753 |
| 504. | 05/05/15 | PUC Staff's Letter to Tom Kirschenmann, SD Department of Game, Fish, and Parks regarding Subpoena; Tom Kirschenmann's Subpoena; and Admission of Service | 6591-6593 |
| 505. | 07/09/15 | PUC Staff's Motion for Judicial Notice; and Certificate of Service | 9237-9247 |
| 506. | 07/10/15 | PUC Staff's Motion for Time Certain for Witness Testimony; and Certificate of Service | 9274-9278 |
| 507. | 03/17/15 | PUC Staff's Motion to Amend Procedural Schedule; and Certificate of Service | 1826-1830 |
| 508. | 04/22/15 | PUC Staff's Notice of Intent to Call Witness VIA Telephone; and Affidavit of Service | 4845-4849 |
| 509. | 09/28/15 | PUC Staff's Post-Hearing Brief; and Certificate of Service | 29461-29488 |
| 510. | 12/01/14 | PUC Staff's Proposal for Procedural Schedule and Response to Keystone's Motion to Define Scope of Discovery Under SDCL 49- | 1214-1220 |

| | | 41B-27; and Certificate of Service | |
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| 511. | 03/04/15 | | 1805-1806 |
| | | Response to Bev Vaughn; Additional Comments of Bev Vaughn | Confidentia |
| | | Confidential (not available to the public); PUC Staff's Response to | 1807-1809 |
| | | Bev Vaughn Confidential (not available to the public); and | |
| | | Commissioner Nelson's Response to Bev Vaughn Confidential (not | |
| | | available to the public) | |
| 512. | 09/18/14 | PUC Weekly Filing | 226 |
| 513. | 06/18/15 | PUC's Certificate of Service | 7405 |
| 514. | 04/20/15 | PUC's Email regarding Conference Call for Hearing Procedure in | 4747 |
| | | May; PUC's Email regarding Conference Call for Hearing Procedure | Confidential |
| | | in May Confidential (not available to the public); | 4748 |
| 515. | 07/10/15 | PUC's Email regarding Exhibit Marking and Preparation for Hearing | 9272-9273 |
| 516. | 09/22/15 | | 29459-29460 |
| | | Court Reporter at the Evidentiary Hearing; Cindy Myers Exhibit List | |
| 517. | 06/26/15 | | 7966-7974 |
| | | Evan Vokes' Rebuttal Testimony; John Harter's Rebuttal Testimony; | |
| | | and Certificate of Service | |
| 518. | 06/29/15 | Rebuttal Testimony - Intertribal Council On Utility Policy - | 8341-8402 |
| | | Intertribal COUP's Pre-Filing of Rebuttal Witness Testimony of Dr. | |
| | | James Hansen and Dr. Robert Oglesby and Certificate of Service; | |
| | 2 | Prefiled Testimony of Dr. Robert Oglesby; Comments of Dr. James | |
| | | E. Hansen; Appendix: James E. Hansen Comments Charts; Exhibit 1 | |
| | | - James E. Hansen's Resume; and Exhibit 2 - Assessing "Dangerous | |
| | | Climate Change": Required Reduction of Carbon Emissions to | |
| | | Protect Young People, Future Generations and Nature | |
| 519. | 04/23/15 | Rebuttal Testimony - PUC's Rebuttal Testimony - Darren Kearney's | 4850-4856 |
| | | Rebuttal Testimony; and Certificate of Service | |
| 520. | 06/26/15 | Rebuttal Testimony - Rosebud Sioux Tribe's Rebuttal Testimony - | 7535-7558 |
| | | Jennifer Galindo's Rebuttal Testimony; Exhibit 11 - Curriculum | Confidential |
| | | Vitae Jennifer Galindo Archeologist; Exhibit 12 - Map from | 7559-7577 |
| | | Programmatic Agreement; Exhibit 13 - RST Email and Letter to | 7578-7600 |
| | | Paige Olson; Exhibit 14 - TransCanada's Policy regarding Native | |
| | | American Relations; Ian Goodman and Brigid Rowan's Rebuttal | |
| | | Testimony Confidential (removed at the request of the party); | |
| ļ | | Exhibit 15 - Changes to the Economic Costs and Benefits of the | |
| | | Keystone XL Pipeline for South Dakota Confidential (removed at | |
| | | the request of the party); Certificate of Service Confidential | |
| | | (removed at the request of the party); Paula Antoine's Rebuttal | |
| | ĺ | Testimony; Exhibit 16 - Rosebud Sioux Tribe's Resolution No. | |
| | | 2014-42 - Amended: Petition; Exhibit 17 - South Dakota Codified | |
| 1 | | Laws 49-41B-1, 49-41B-11 and 49-41B-22; Chief Leonard Crow | |
| | | Dog's Rebuttal Testimony; and Certificate of Service | |
| 521. | | Rebuttal Testimony - Standing Rock Sioux Tribe's Rebuttal | 7479-7531 |
| Í | | Testimony - Kevin E. Cahill, Ph.D.'s Rebuttal Testimony; Rebuttal | |
| | | Expert Report of Economist Kevin E. Cahill, PH.D. on Behalf of the | |

| | | Standing Rock Sioux Tribe; and Certificate of Service | · · · · · |
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| 522. | 06/26/15 | Rebuttal Testimony - TransCanada's Rebuttal Testimony; Corey | 7601-7705 |
| | | Goulet's Rebuttal Testimony; Certificate of Service; Dan King's | Confidential |
| | | Rebuttal Testimony; Dan King's Resume; Certificate of Service; F.J. | 7706-7734 |
| | | (Rick) Perkins' Rebuttal Testimony; F.J. (Rick) Perkins' Resume; | 7735-7965 |
| | | Certificate of Service; Meera Kothari's Rebuttal Testimony; | 1100 1900 |
| | | Certificate of Service; Jon Schmidt's Rebuttal Testimony; Certificate | |
| | | of Service; Heidi Tillquist's Rebuttal Testimony; Exhibit List; | |
| | | Exhibit 1: Diluted Bitumen-Derived Crude Oil: Relative Pipeline | |
| | | Impacts (Battelle 2012); Exhibit 2: Comparison of the Corrosivity to | |
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| • | | Dilbit and Conventional Crude (Been 2011) Confidential (not | |
| | | available to the public); Exhibit 3: Effects of Diluted Bitumen on | |
| | | Crude Oil Pipelines (National Academy of Sciences 2013); Exhibit | |
| | | 4: Crude Oil at the Bemidji Site: 25 Years of Monitoring, Modeling, | |
| | | and Understanding (Essaid et al. 2011); Exhibit 5: Use of Long- | |
| | | Term Monitoring Data to Evaluate Benzene, MTBE and TBA Plume | |
| | | Behavior in Groundwater at Retail Gasoline Sites (Kamath et al. | |
| | | 2012); Exhibit 6: Review of Quantitative Surveys of the Length and | |
| | | Stability of MTBE. TBA, and Benzene Plumes in Groundwater at | |
| | | UST Sites (Connor et al. 2015); Exhibit 7: Characteristics of | |
| | .* | Dissolved Petroleum Hydrocarbon Plumes: Results from Four | |
| | | Studies (Newell and Connor 1998); Exhibit 8: A Comparison of | |
| | | Benzene and Toluene Plume Lengths for Sites Contaminated with | |
| | | Regular vs. Ethanol-Amended Gasoline (Ruiz-Aguilar et al. 2003); | |
| | | Exhibit 9: Evaluation of the Impact of Fuel Hydrocarbons and | |
| | | Oxygenates on Groundwater Resources (Shih et al. 2004); Exhibit | |
| | | 10: Leukemia Risk Associated With Low-Level Benzene Exposure | |
| | | (Glass et al. 2003); Exhibit 11: United States Department of State | |
| | | 12.1: Keystone XL Project, Risk Analysis (Kothari, Bajnok, | |
| | | Tillquist); Certificate of Service; Jeff Mackenzie's Rebuttal | |
| | | Testimony; Appendix A - Jeff Mackenzie's Resume; Appendix B - | |
| | 1 | Final ElS 3.13.5.3 and 3.13.5.4; and Certificate of Service | |
| 523. | 06/26/15 | Rebuttal Testimony - Yankton Sioux Tribe's Rebuttal Testimony: | 7975-8254 |
| | | Member Of The Yankton Sioux Tribe Business & Claims | |
| | | Committee Consisting of Elected Members: Robert Flying Hawk, | |
| | | Quentin JB Brugier, Jr., Mona Wright, Justin Songhawk, Leo | |
| | | O'Conner, Jean Archambeau, Glenford Sam Sully, Jason Cooke, and | |
| | | Everdale Song Hawk's Rebuttal Testimony; Exhibit A - Keystone's | |
| | | Responses to Yankton Sioux Tribe's First Interrogatories and | |
| | | Request for Production of Documents; Exhibit B - Appendix S - | |
| * | | Programmatic Agreement and Record of Tribal Contact; Exhibit C - | |
| | | Appendix E - Amended Programmatic Agreement and Record of | |
| - | | | |
| | | Consultation; Faith Spotted Eagle's Rebuttal Testimony; Exhibit A - | |
| | | Appendix S - Programmatic Agreement and Record of Tribal | |
| | | Contact; Exhibit B - Appendix E - Amended Programmatic | |
| | | Agreement and Record of Consultation; and Chris Sauncosi's | |

| | | Rebuttal Testimony | |
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| 524. | 06/25/16 | Resolution 2015-06 of McCook County Board of Commissioners; Commissioner Nelson's Response to Tripp County Commissioners; Commissioner Nelson's Response to McCook County Board of Commissioners; | 7532-7534 |
| 525. | 03/30/15 | Response of Bold Nebraska in Support of the Motions to Amend Procedural Schedule of the Rosebud Sioux Tribe and the Standing Rock Sioux Tribe; Attachment A - Bold Initial Discovery Request to TransCanada; Attachment B - Bold Final Discovery Request to TransCanada; Attachment C - TransCanada's Objections to Bold Nebraska's First Interrogatories and Requests for Production of Documents; Attachment D - TransCanada's Responses to Bold Nebraska's First Interrogatories and Requests for Production of Documents; Attachment E - TransCanada's Responses to Bold Nebraska's Second Interrogatories and Requests for Production of Documents; Attachment F - TransCanada's Supplemental Responses to Bold Nebraska's First Interrogatories and Requests for Production of Documents; Attachment F - TransCanada's Supplemental Responses to Bold Nebraska's First Interrogatories and Requests for Production of Documents; Attachment G - Bold Letter to TransCanada Seeking Informal Resolution of Discovery Disputes; Attachment H - TransCanada Initial Discovery to Bold; Attachment I - Bold's First Response to the Interrogatories and Requests for Production of Documents of TransCanada; Attachment J - TransCanada Letter to Bold Regarding Discovery Schedule; Attachment K - Bold Supplemental Response to TransCanada's Initial Discovery Requests; and Certificate of Service | 2227-2443 |
| 526. | 12/01/14 | Response of Bold Nebraska to TransCanada's Motion to Define the Scope of Discovery Under SDCL § 49-41B-27; and Certificate of Service | 1322-1337 |
| 527. | 10/24/14 | Robert Allpress' Comments | 376 |
| 528. | 12/01/14 | Robert Allpress' Response to TransCanada's Request to Define Scope of Discovery; and Certificate of Service | 1221-1230 |
| 529. | 10/14/14 | Robert G. Allpress' Application for Party Status | 288 |
| 530. | | Ronald Fees' Application for Party Status | 339 |
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| 532. | 11/14/14 | Rosebud Sioux Tribe - Tribal Utility Commission's Motion Expand Time | 1152-1153 |
| 533. | 12/02/14 | Rosebud Sioux Tribe - Tribal Utility Commission's Motion to Expand Discovery and Brief in support of Motion to Expand Discovery | 1398-1401 |
| 534. | | Rosebud Sioux Tribe – Tribal Utility Commission's Motion to Join the Yankton Sioux Tribe Motion to Dismiss; and Certificate of Service | 1617-1626 |

| 535. | 12/01/14 | Rosebud Sioux Tribe Proposed Dragodural Schodular and Cartificate | 1000 1200 |
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| | 12/01/14 | Rosebud Sioux Tribe Proposed Procedural Schedule; and Certificate of Service | 1292-1302 |
| 536. | 07/24/15 | Rosebud Sioux Tribe's Amended Exhibit List; Exhibit No. 11000 - | 21349-21633 |
| | | Rebuttal Testimony of Paula Antoine; Exhibit No. 11001 - May 5, | |
| | | 2010 PHMSA letter to David Chittick; Director Pipeline | |
| | | Engineering, TC Pipelines Limited re: Docket No. PHMSA-2009- | |
| | | 0053; Exhibit No. 11002 - September 17, 2010 PHMSA letter to | |
| | | David Chittick; Director Pipeline Engineering, TC Pipelines Limited | ĺ |
| | | re: Docket No. PHMSA-2009-0061; Exhibit No. 11003 - June 27, | |
| | | 2011 PHMSA letter to David Chittick; Director Pipeline | |
| | | Engineering, TC Pipelines Limited re: Docket No. PHMSA-2010- | |
| | | 0192; Exhibit No. 11004 - June 27, 2011 PHMSA letter to David | |
| | | Chittick; Director Pipeline Engineering, TC Pipelines Limited re: | |
| | | Docket No. PHMSA – 2010-0148; Exhibit No. 11005 - July 16, | |
| | | 2010 PHMSA letter to David Chittick; Director Pipeline | |
| | | Engineering, TC Pipelines Limited re: Docket No. PHMSA -2009- | |
| | | 0055; Exhibit No. 11006 - July 16, 2010 PHMSA letter to David | |
| | | Chittick; Director Pipeline Engineering, TC Pipelines Limited re: | |
| | | Docket No. PHMSA -2009-0056; Exhibit No. 11007 - Madden | |
| | | Report "Assessment of Socioeconomic Impacts Expected with the | |
| | • . | Keystone XL Pipeline Project"; Exhibit No. 11008 - HP09-001 | |
| | | Prefiled Testimony of Michael Madden; Exhibit No. 11009 - South | |
| | | Dakota Codified Laws 49-41B-1, 49-41B-11 and 49-41B-22; Exhibit | |
| | Í | No. 11010 - Keystone's Objections to Rosebud Sioux Tribe's First | |
| | | Set of Interrogatories and Requests for Production of Documents; | |
| | | Exhibit No. 11011 - Keystone's Responses to Rosebud Sioux Tribes | |
| | | First Set of Interrogatories and Request for Production of | |
| | | Documents; Exhibit No. 11012 - Keystone's Responses to Rosebud | |
| | | Sioux Tribes Second Set of Interrogatories and Request for | |
| | · · · | Production of Documents; Exhibit No. 11013 - Rosebud Sioux | |
| | | Tribe's Motion to Compel Discovery; Exhibit No. 11014 - | |
| | | Keystone's Response to Rosebud Sioux Tribe's Motion to Compel | |
| | | Discovery; and Certificate of Service | |
| 537. | 10/14/14 | Rosebud Sioux Tribe's Letter regarding Application for Party Status; | 296-297 |
| | | and Rosebud Sioux Tribe, RST Tribal Historic Preservation Office | |
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| 538. | 03/30/15 | Rosebud Sioux Tribe's Memorandum in Support of Motion to | 2042-2056 |
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| 539. | 04/08/15 | Rosebud Sioux Tribe's Motion for Reconsideration; Exhibit 1 - | 3652-3702 |
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| 540. | 07/10/15 | Testimony; and Certificate of Service | 9250-9262 |
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| 541. | 03/25/15 | Rosebud Sioux Tribe's Motion to Amend Procedural Schedule; and Certificate of Service | 2017-2027 |
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| 542. | 04/07/15 | Rosebud Sioux Tribe's Motion to Compel Discovery; and Certificate of Service | 3471-3518 |
| 543. | 12/29/14 | Rosebud Sioux Tribe's Motion to Dismiss and Request for Oral Argument; and Certificate of Service | 1538-1554 |
| 544. | 10/01/15 | Rosebud Sioux Tribe's Post Trial Brief and Certificate of Service | 29560-29575 |
| 545. | 10/30/15 | Rosebud Sioux Tribe's Reply Brief and Certificate of Service | 31208-31217 |
| 546. | 07/17/15 | | 19903-19909 |
| 547. | 07/17/15 | Rosebud Sioux Tribe's Response to Keystone's Motion in Limine to Restrict Testimony of Chief Leonard Crow Dog | 19910-19913 |
| 548. | 07/17/15 | Rosebud Sioux Tribe's Response to Keystone's Motion in Limine to Preclude Rebuttal Testimony of Jennifer Galindo and Waste Win Young | 19914-19918 |
| 549. | 07/17/15 | Rosebud Sioux Tribe's Response to Keystone's Motion in Limine to Strike Paula Antoine's Rebuttal Testimony | 19919-19924 |
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| 550. | 07/17/15 | Rosebud Sioux Tribe's Response to Keystone's Motion in Limine to Preclude Rebuttal Testimony of Ian Goodman and Brigid Rowan; and Certificate of Service | 19925-19934 |
| 551. | 12/01/14 | Rosebud Sioux Tribe's Response to Keystones Motion to Define the Scope of Discovery | 1286-1291 |
| 552. | 06/02/15 | Rosebud Sioux Tribe's Response to Keystone's Motion to Exclude Testimony of Richard Kuprewicz and Certificate of Service; RST Exhibit 1 - Direct Testimony of Richard Kuprewicz; RST Exhibit 2 - Richard Kuprewicz's Resume; RST Exhibit 3 - Accufacts Inc.'s Report; RST Exhibit 4 - U.S. Department of Transportation's Letter to TransCanada regarding Role of U.S. Local Governments in Pipeline Safety; RST Exhibit 5 - Direct Testimony of Heidi Tillquist; and RST Exhibit 6 - Direct Testimony of Meera Kothari, P.ENG. | 6995-7051 |
| 553. | 04/07/15 | Rosebud Sioux Tribe's Statement in Support of Dakota Rural Action and ICOUP's Statements and Objections with Respect to Submission of Written Testimony and RST Objection to Requiring Prefiled Testimony; and Certificate of Service | 3528-3538 |
| 554. | 06/10/15 | Rosebud Sioux Tribe's Supplemental Response to Motion to Exclude Testimony of Richard Kuprewicz and Certificate of Service; Exhibit 1 - 49 CFR § 194.105 - Worst Case Discharge; Exhibit 2 - 49 CFR § 195.260 - Valves: Location; and Exhibit 3 - 49 CFR § 195 - Conditions 31-33 - Keystone XL Project | 7208-7225 |
| 555. | 07/07/15 | Rosebud Sioux Tribe's Witness and Exhibit List and Certificate of Service | 9222-9232 |
| 556. | 03/31/15 | Second Addendum to Agenda of PUC Commission Meeting | 2456 |
| 557. | | Sierra Club's Application for Party Status | 317 |
| 558. | | Sierra Club's Letter requesting Withdrawal of Party Status from the | 1782 |

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| 559. | 07/31/15 | | 25520-25830 |
| 560. | | | 25866-26239 |
| 561. | | | 26240-26592 |
| 562. | | | 26738-27105 |
| 563. | | | 27139-27437 |
| 564. | | | 25175-25176 |
| 2011 | 01150115 | public); | Confidentia |
| | | | 25177-25505 |
| 565. | 07/27/15 | Sign In Sheets; Sign In Sheets Confidential (not available to the | 23927-23928 |
| 505. | 01/21/15 | public); Motion Transcript; and Evidentiary Transcript | Confidentia |
| | | publicy, would franscript, and Evidentiary franscript | |
| | | | 23929-23930 |
| | | | 23931-24225 |
| 566. | 07/28/15 | Sign In Sheets; Sign In Sheets Confidential (not available to the | 24226-24227 |
| | | public); and Transcript | Confidentia |
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| 567. | 07/29/15 | Sign In Sheets; Sign In Sheets Confidential (not available to the | 24619 |
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| | | | 24621-24925 |
| 568. | 10/15/14 | South Dakota Wildlife Federation's Application for Party Status | 304 |
| 569. | 02/18/15 | South Dakota Wildlife Federation's Letter requesting Withdrawal of | 1795 |
| | | Party Status from the Docket | 1775 |
| 570. | 04/08/15 | Staff's Brief in Response to Dakota Rural Action's, Rosebud Sioux | 3703-3709 |
| | | Tribe's Cheyenne River Sioux Tribe's, and Indigenous | |
| | | Environmental Network's Joint Motion for Appointment of Special | |
| | (| Master; and Certificate of Service | |
| 571. | 05/18/15 | Staff's Brief in Response to Keystone's Objection to COUP's; | 6673-6678 |
| | | Request for a Time Certain and Motion to Preclude Witness; and | 0075-0078 |
| | | Certificate of Service | |
| 572. | 04/10/15 | Staff's Brief in Response to Motion for Stay of Proceedings; and | 3907-3914 |
| | | Certificate of Service | 5507-5914 |
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| 573. | 06/02/15 | | 6971-6970 |
| 573. | 06/02/15 | Staff's Brief in Response to Motion to Preclude Improper Relief or, | 6971-6979 |
| 573. | 06/02/15 | Staff's Brief in Response to Motion to Preclude Improper Relief or, in the Alternative, to Amend Findings of Fact; and Certificate of | 6971-6979 |
| | | Staff's Brief in Response to Motion to Preclude Improper Relief or, in the Alternative, to Amend Findings of Fact; and Certificate of Service | |
| 573. 574. | | Staff's Brief in Response to Motion to Preclude Improper Relief or, in the Alternative, to Amend Findings of Fact; and Certificate of Service Staff's Brief in Response to Motion to Preclude Witnesses from | 6971-6979 3900-3906 |
| | | Staff's Brief in Response to Motion to Preclude Improper Relief or, in the Alternative, to Amend Findings of Fact; and Certificate of Service Staff's Brief in Response to Motion to Preclude Witnesses from Offering Testimony Who Did Not File Pre-Filed Testimony; and | |
| 574. | 04/10/15 | Staff's Brief in Response to Motion to Preclude Improper Relief or, in the Alternative, to Amend Findings of Fact; and Certificate of Service Staff's Brief in Response to Motion to Preclude Witnesses from Offering Testimony Who Did Not File Pre-Filed Testimony; and Certificate of Service | 3900-3906 |
| | 04/10/15 | Staff's Brief in Response to Motion to Preclude Improper Relief or, in the Alternative, to Amend Findings of Fact; and Certificate of Service Staff's Brief in Response to Motion to Preclude Witnesses from Offering Testimony Who Did Not File Pre-Filed Testimony; and Certificate of Service Staff's Brief in Response to the Motion to Exclude Evidence and | |
| 574. | 04/10/15 | Staff's Brief in Response to Motion to Preclude Improper Relief or, in the Alternative, to Amend Findings of Fact; and Certificate of Service Staff's Brief in Response to Motion to Preclude Witnesses from Offering Testimony Who Did Not File Pre-Filed Testimony; and Certificate of Service Staff's Brief in Response to the Motion to Exclude Evidence and Testimony by TransCanada Keystone Pipeline, LP | 3900-3906 |
| 574. 575. | 04/10/15 | Staff's Brief in Response to Motion to Preclude Improper Relief or, in the Alternative, to Amend Findings of Fact; and Certificate of Service Staff's Brief in Response to Motion to Preclude Witnesses from Offering Testimony Who Did Not File Pre-Filed Testimony; and Certificate of Service Staff's Brief in Response to the Motion to Exclude Evidence and Testimony by TransCanada Keystone Pipeline, LP Certificate of Service | 3900-3906 6679-6686 |
| 574. | 04/10/15 05/18/15 08/03/15 | Staff's Brief in Response to Motion to Preclude Improper Relief or, in the Alternative, to Amend Findings of Fact; and Certificate of Service Staff's Brief in Response to Motion to Preclude Witnesses from Offering Testimony Who Did Not File Pre-Filed Testimony; and Certificate of Service Staff's Brief in Response to the Motion to Exclude Evidence and Testimony by TransCanada Keystone Pipeline, LP | 3900-3906 |

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| 578. | 07/24/15 | 5 Staff's Letter regarding Exhibits; Exhibit 3000 - Darren Kearney's Testimony (Amended July 23, 2015) and Exhibit; Exhibit 3001 - Brian Walsh's Testimony and Exhibit: Exhibit 2002 - Kimbarly | 21147-21332 |
| | | Brian Walsh's Testimony and Exhibit; Exhibit 3002 - Kimberly McIntosh's Testimony and Exhibit; Exhibit 3003 - Tom | |
| | | Kirschenmann's Testimony and Exhibit; Exhibit 3003 - Tom | |
| | | Testimony and Exhibit; Exhibit 3005 - Paige Olson's Testimony and | |
| | | Exhibit; Exhibit 3006 - Jenny Hudson's Testimony and Exhibit; | |
| | | Exhibit 3007 - David Schramm's Testimony and Exhibit; Exhibit | 1 |
| | | 3008 - Christopher Hughes' Testimony and Exhibit; Exhibit 3009 - | |
| | | Daniel Flo's Testimony and Exhibits; Exhibit 3010 - Darren | |
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| 579. | 07/23/15 | Staff's Letter regarding Staff's Prefiled Testimony of Darren Kearney | 21078-21088 |
| | | (Amended July 23, 2015); Prefiled Testimony of Darren Kearney | |
| | 00/00/15 | (Amended July 23, 2015); and Certificate of Service | |
| 580. | 03/30/15 | | 2057-2063 |
| | | Motion to Amend Order Setting Procedural Schedule; and Certificate of Service | |
| 581. | 10/28/15 | Staff's Post-Hearing Reply Brief; and Certificate of Service | 31062-31071 |
| 582. | | Staff's Response to Applicant's Motion Concerning Procedural | 19792-19799 |
| 202. | | Issues at Evidentiary Hearing; and Certificate of Service | 19/92-19/99 |
| 583. | 10/16/15 | Staff's Response to Applicant's Motion to Strike Testimony and | 29778-29783 |
| | | Exhibits of Cindy Myers; and Certificate of Service | 42770227705 |
| | | | |
| 584. | 07/17/15 | Staff's Response to Joint Motion in Limine to Exclude Evidence | 19884-19889 |
| | | Pertaining to Keystone's Changes to Finding of Fact and Certificate | |
| | 100045 | of Service | |
| 585. | 12/08/15 | Staff's Response to Joint Motion to Dismiss; and Certificate of | 31418-31425 |
| | | Service | |
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| 586. | 07/14/15 | Staff's Response to Keystone's Motion in Limine to Exclude | 19800-19805 |
| | | Testimony of Kevin E. Cahill, Ph.D.; and Certificate of Service | |
| 587. | 07/17/15 | Staff's Response to Keystone's Motion in Limine to Preclude | 19862-19867 |
| | | Rebuttal Testimony of Jennifer Galindo and Wasté Win Young and | |
| | | Certificate of Service | |
| 588. | 07/16/15 | Staff's Response to Keystone's Protective Motion in Limine | 19836-19843 |
| | | Regarding Dakota Rural Action's Exhibit List Dated July 7, 2015 | |
| | | and Certificate of Service | |
| 580 | 07/12/15 | Staff's Response to Rosebud's Motion in Limits to Directory | 0/20 0/24 |
| 589. | 07/13/15 | Staff's Response to Rosebud's Motion in Limine to Exclude Testimony: and Certificate of Service | 9630-9634 |
| | | Testimony; and Certificate of Service | |
| 589. 590. 591. | 08/03/15 | Testimony; and Certificate of Service | 9630-9634 26732-26733 4741-4746 |

| | | Scope of Discovery; and Certificate of Service | |
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| 593. | 10/14/14 | | 280-28 |
| 594. | 04/07/15 | Standing Rock Sioux Tribe Brief in Opposition to TransCanada's Amended Motion to Preclude Certain Intervenors from Offering Evidence; and Certificate of Service | 3519-352 |
| 595. | 03/25/15 | | 1943-200 |
| 596. | 03/27/15 | Standing Rock Sioux Tribe Motion to Amend Order Setting Procedural Schedule; Affidavit of Peter Capossela; and Certificate of Service | 2033-204 |
| 597. | 06/02/15 | Standing Rock Sioux Tribe Opposition to Motion to Preclude Consideration of Aboriginal Title or Usufructuary Rights; and Certificate of Service | 7085-709 |
| 598. | 04/10/15 | Standing Rock Sioux Tribe Reply Brief in Support of Motion for Discovery Sanctions; and Certificate of Service | 3962-397 |
| 599. | 10/02/15 | Standing Rock Sioux Tribe, Bold Nebraska and Indigenous Environmental Network Joint Post Hearing Brief; Exhibit A - Lists the Conditions and Subconditions in the Keystone XL Permit; Exhibit B - EPA's Letter dated February 2, 2015; and Certificate of Service | 29703-29754 |
| 600. | 10/28/15 | Standing Rock Sioux Tribe, Rosebud Sioux Tribe and Yankton Sioux Tribe Joint Sur-Reply in Opposition to Applicant's Motion to Strike Testimony and Exhibits of Cindy Myers; and Certificate of Service | 31072-3108 |
| 601. | 07/17/15 | Standing Rock Sioux Tribe's Brief in Opposition to TransCanada's Motion in Limine to Preclude the Expert Report of Linda Black Elk; and Exhibit A - Supplemental Answers to Interrogatories and Requests for Documents Propounded to the Standing Rock Sioux Tribe | 19937-19944 |
| 602. | 07/17/15 | Standing Rock Sioux Tribe's Brief in Opposition to TransCanada's Motion in Limine to Preclude Rebuttal Testimony of Kevin E. Cahill Ph.D.; Exhibit A - Supplemental Answers to Interrogatories and Requests for Documents Propounded to the Standing Rock Sioux Tribe; and Certificate of Service | 19945-19958 |
| 603. | 07/20/15 | Standing Rock Sioux Tribe's Brief in Opposition to TransCanada's Motion Concerning Procedural Issues at the Evidentiary Hearing; and Certificate of Service | 20089-20096 |

| 5. | 07/24/15 | | 25169-25173 |
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| | | Standing Rock Sioux Tribe's Exhibits; Exhibit 8001 - Phyllis | 22787-23404 |
| | | Young's Pre-filed Testimony; Exhibit 8002 - Treaty of Fort Laramie | |
| | | of September 15, 1851; Exhibit 8003 - Treaty of Fort Laramie of | · · . |
| | | April 29, 1868; Exhibit 8004 - Map - Treaty Lands; Exhibit 8005 - | |
| | | TransCanada Report on Tribal Community Meeting, November 4, | |
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| | | J. ADVANCEMENT OF SCIENCE, Unprecedented 21st Century | |
| | | Drought Risk in the American Southwest and Central Plains, 12 | |
| | | February 2015; Exhibit 8012 - National Wildlife Federation, Great | |
| | | Plains: Wildlife in the Grip of Heat Waves and Drought, printed in | |
| | | WILDLIFE IN A WARMING WORLD: CONFRONTING THE | |
| | | CLIMATE CRISIS (2013); Exhibit 8013 - South Dakota Department | |
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| | | Permit Application for a Segment of the PNGTS Pipeline, Due to | |
| | | "Compliance Issues Relating to not Performing Weekly Aerial | |
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| | | | 2013; Exhibit 8006 - TransCanada letter to President, Ideal Community, July 18, 2012; Exhibit 8007 - U.S. Department of State, Final Supplemental Environmental Impact Statement on the Keystone XL Project (January 2014) Volume V - Comments and Responses (Part 1); Exhibit 8008 - U.S. Department of State, Final Supplemental Environmental Impact Statement on the Keystone XL Project (January 2014) Volume II - Chapter 4; Exhibit 8009 - Council on Environmental Quality, Environmental Justice: Guidance Under the National Environmental Policy Act (1997); Exhibit 8010 - Doug Crow Ghost's Pre-filed Testimony; Exhibit 8011 - Cook et al., J. ADVANCEMENT OF SCIENCE, Unprecedented 21st Century Drought Risk in the American Southwest and Central Plains, 12 February 2015; Exhibit 8012 - National Wildlife Federation, Great Plains: Wildlife in the Grip of Heat Waves and Drought, printed in |

| | | | Application for a Segment of the TCPL-ANR Pipeline, Due to "Insufficient Information in the Application Demonstrating the Adequacy of Steel Pipe Toughness Properties to Mitigate Fracture Propagation," Dated July 16, 2010 w/Enclosure; Exhibit 8019 - Letter of Jeffrey D. Wiese, PHMSA, to David Chattick, TransCanada Pipelines, Ltd., Re: Denial of a Special Permit Application to Waive Compliance with the Maximum Allowable Pressure Requirements for Four Segments of the TCPL-ANR Pipeline, Due to "Line 716 Pipeline Gas Quality Issues from Gas Supply, the 1983 Internal Leak Due to Internal Corrosion, and the Presence of Pre-1970 Pipe" Dated July 16, 2010; Exhibit 8020 - Letter of Jeffrey D. Wiese, PHMSA, to David Chattick, TransCanada Pipelines, Ltd., Re: Denial of a Special Permit | |
|---|------|----------|--|-------------|
| | | | Application to Waive Compliance with the Maximum Allowable Pressure Requirements for Four Segments of the TCPL-ANR Pipeline, Due to "Several Integrity and Performance History | |
| | | | Reasons" Dated May 5, 2010 w/Enclosure; Exhibit 8021 - Kinder Morgan Canada Inc., Puget Sound Emergency Response Plan (December, 2014); Exhibit 8022 - Washington State Primary Response Contracts List; Exhibits 8023-8028 not filed; Exhibit 8029 | |
| | | | - Kevin E. Cahill, Pre-filed Testimony and Kevin E. Cahill, Rebuttal Expert Report; and Certificate of Service | |
| | 606. | 12/29/14 | | 1532-1537 |
| F | 607. | 07/24/15 | Standing Rock Sioux Tribe's Motion to Reconsider and Modify | 22183-22195 |
| | | | Order Granting Motion In Limine to Preclude Rebuttal Testimony of Jennifer Galindo and Wasté Win Young; Exhibit A - Prefiled Testimony by Wasté Win Young Tribal Historic Preservation Officer, Standing Rock Sioux Tribe and Exhibit; and Certificate of Service; | |
| | 608. | 07/24/15 | Standing Rock Sioux Tribe's Motion to Reconsider Order Granting Motion In Limine to Preclude Kevin E. Cahill Ph.D.; Exhibit A - Rebuttal Testimony by Kevin E. Cahill, Ph.D. and Exhibits; and Certificate of Service | 22126-22182 |
| | 609. | 07/28/15 | Standing Rock Sioux Tribe's Notice of Re-Filing of Exhibits; Exhibit 8023 - Letter of Cynthia Giles, U.S. EPA, to Amos Hochstein and Judith G. Garber, U.S. Department of State, Re: Deficiencies in the Final SEIS, dated February 2. 2015; Exhibit 8024 - Letter of Cynthia Giles, U.S. EPA, to Jose W Fernandez and Dr. Kerri- Ann Jones, U.S. Department of State, Re: Deficiencies in the Draft SEIS, dated June 6, 2011; Exhibit 8025 - Letter of Cynthia Giles, U.S. EPA, to Jose W Fernandez and Dr. Kerri- Ann Jones, U.S. Department of State, Re: Deficiencies in the Draft EIS, July 16, 2010; Exhibit 8026 - Peter Tertzakian, The Message of the Joslyn Oil Sands Shelving: Higher Prices Needed, The Globe and Mail, June 2, 2014; Exhibit 8027 - Wasté Win Young, Pre-filed Testimony; and Exhibit 8028 - | 24526-24564 |

| | | Department of State, Government-to-Government Consultation, May 16, 2013 | |
|------|----------|--|-------------|
| 610. | 10/30/15 | Standing Rock Sioux Tribe's Post-Hearing Rebuttal Brief; and Certificate of Service | 31242-31253 |
| 611. | 07/17/15 | Standing Rock Sioux Tribe's Statement in Opposition to TransCanada's Motion in Limine to Preclude the Rebuttal Testimony of Jennifer Galindo and Waste' Win Young as Applied to Waste' Win Young | 19935-19936 |
| 612. | 07/07/15 | Standing Rock Sioux Tribe's Witness List and Exhibit List for Evidentiary Hearing; and Certificate of Service | 9200-9208 |
| 613. | 04/27/15 | Standing Rock, Cheyenne River, Rosebud and Yankton Sioux Tribes, Dakota Rural Action, Indigenous Environmental Network, Intertribal Coup and Bold Nebraska's Motion to Exclude Evidence and Testimony by TransCanada; Exhibit A – Affidavit of James P. | 5175-5202 |
| | | White; Exhibit B – Affidavit of Peter Capossela; Exhibit C – Thomasina Real Bird's April 23, 2015, Letter to James Moore and William Taylor; Standing Rock, Cheyenne River, Rosebud and Yankton Sioux Tribes, Dakota Rural Action, Indigenous Environmental Network, Intertribal Coup and Bold Nebraska's Brief in Support of Motion to Exclude Evidence and Testimony by | |
| | | TransCanada; and Certificate of Service | |
| 614. | 04/02/15 | Statement and Objections on Behalf of Dakota Rural Action with Respect to Submission of Written Testimony; and Certificate of Service | 2604-2613 |
| 615. | 04/03/15 | Statement and Objections on Behalf of Intertribal COUP regarding Submission of Written Testimony and Certificate of Service | 3067-3078 |
| 616. | 08/07/15 | Supplement to Faith Spotted Eagle Prefiled Testimony; Attachment - International Treaty to Protect the Sacred From Tar Sands Projects; and Certificate of Service | 29353-29373 |
| 617. | 04/29/15 | Surrebuttal Testimony - Cindy Myers' Surrebuttal Testimony; and Certificate of Service | 6387-6397 |
| 618. | 07/25/15 | Surrebuttal Testimony of Corey Goulet and Certificate of Service | 23423-23429 |
| 619. | 07/27/15 | | 23665-23676 |
| 620. | 12/01/14 | Terry and Cheri Frisch's Response to TransCanada's Request to Define Scope of Discovery | 1205 |
| 621. | 10/14/14 | Terry Frisch's Application for Party Status | 279 |
| 622. | | Terry Frisch's Response to Keystone's Response | 383 |
| 623. | 04/09/15 | This is the missing Exhibit D and E for Yankton Sioux Tribe's Brief in Response to Keystone's Amended Motion to Preclude Certain Intervenors from Offering Evidence or Witnesses at Hearing and to Compel Discovery that was filed on 4/8/15 - Exhibit D - Keystone's Letter to Yankton Sioux Tribe regarding Discovery Responses; and Exhibit E - Keystone's Response to Yankton Sioux Tribe's Second Interrogatories and Request for Production of Documents | 3789-3798 |
| 624. | 10/15/14 | Tom BK Goldtooth's Application for Party Status | 327 |
| 625. | 10/28/14 | Tom BK Goldtooth's Letter regarding His Application for Party | 987-988 |
| | | | |

| | | Status should be on Behalf of Indigenous Environmental Network | |
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| 626. | 09/15/14 | Certification Under SDCL § 49-41B-27; Petition for Order | 45-209 |
| | | Accepting Certification Under SDCL § 49-41B-27; Appendix A - Project Overview Map; Appendix B - Quarterly Report for the Quarter Ending: 6/30/14; Appendix C - Tracking Table of Changes; Attachment A; Redlined - Construction, Mitigation, and Reclamation | |
| | | Plan; Typical Drawings; and Attachment B - Preliminary Site- Specific Crossing Plans | - |
| 627. | 07/27/15 | TransCanada's Additional Exhibits; Exhibit 2014 - Amended Rebuttal Testimony of Meera Kothari; and Exhibit 2015 - Amended Rebuttal Testimony of Heidi Tillquist and Exhibits | 23677-23911 |
| 628. | 03/25/15 | TransCanada's Amended Motion to Preclude Certain Intervenors from Offering Evidence or Witnesses at Hearing and to Compel Discovery; and Certificate of Service | 2004-2016 |
| 629. | 07/28/15 | TransCanada's Exhibit 2016 - Surrebuttal Testimony of Dan King and Certificate of Service | 24565-24576 |
| 630. | 07/29/15 | | 24937-25165 |
| 631. | 03/23/15 | TransCanada's Motion to Preclude Certain Intervenors (John Harter, | 1831-1941 |
| | | BOLD Nebraska, Carolyn Smith, Gary Dorr, and Yankton Sioux Tribe) from Offering Evidence or Witnesses at Hearing; Certificate of Service; Affidavit of James E. Moore in Support of Motion to Compel Discovery and Certificate of Service; Exhibit A - Discovery Served on Yankton Sioux Tribe; Exhibit B - TransCanada's Letter Dated February 11, 2015, regarding Parties Responses to the Interrogatories; Exhibit C - John Harter's Response to TransCanada's Interrogatories; Exhibit D - Bold Nebraska's Response to TransCanada's Interrogatories; Exhibit E - Carolyn Smith's Response to TransCanada's Interrogatories; Exhibit F - Gary Dorr's Response to TransCanada's Interrogatories; Exhibit G - Yankton Sioux Tribe's Response to TransCanada's Interrogatories; Exhibit H - TransCanada's Letter Dated February 12, 2015 regarding Documents and Witnesses for Hearing; Exhibit I - Keystone's Responses to Yankton Sioux Tribe's First Interrogatories and Request for Production of Documents; Exhibit J - Keystone's Responses to Yankton Sioux Tribe's Second Interrogatories and Request for Production of Documents; Exhibit K - Cindy Myers' Supplemental Response Dated March 10, 2015 at 1:44 p.m.; and Exhibit L - Cindy | |
| 632. | 05/26/15 | Myers' Supplemental Response Dated March 10, 2015 at 2:22 p.m. | 6720 (010 |
| 032. | 05/20/15 | TransCanada's Motion to Preclude Testimony regarding Mni Wiconi Pipeline Easements; Certificate of Service; Affidavit of William Taylor in Support of Motion to Preclude Testimony Regarding Mni Wiconi Easements; Certificate of Service; Exhibit 1 - US Bureau of | 6732-6812 |

| | | Reclamation Mni Wiconi Rural Water Supply Project Map; Exhibit 2 - United States Department of the Interior, Bureau of Reclamation Design, Construction, Operation and Maintenance Grant of Easement, Oglala Sioux Rural Water Supply System Dated October 6, 2006; Exhibit 3 - United States Department of the Interior, Bureau of Reclamation Design, Construction, Operation and Maintenance Grant of Easement, Oglala Sioux Rural Water Supply System Dated May 19, 2000; Exhibit 4 - Easement and Right-Of-Way Agreement (Hostutler); Exhibit A - Map (Hostutler - Section 5); Exhibit B - Legal Description - Section 5; Exhibit A - Map (Hostutler - Section 8 - NW/4); Exhibit B - Legal Description - Section 8 - NW/4; Exhibit A - Map (Hostutler - Section 8 - NE/4); Exhibit B - Legal Description - Section 8 - NE/4; Exhibit 5 - Easement and Right-Of- Way Agreement (Dahlke Family Limited Partnership Mann Family Limited Partnership); Exhibit A - Map (Dahlke Mann - Section 31); Exhibit B - Legal Description - Section 31; Exhibit A - Map (Dahlke Mann - Section 36); and Exhibit B - Legal Description - Section 36 | |
|--------------|----------|---|-------------|
| 633. | 06/09/15 | TransCanada's Reply Brief in Support of TransCanada's Motion to Preclude Testimony regarding Mni Wiconi Pipeline Easements and Certificate of ServiceSupplemental Affidavit of William Taylor in Support of Motion to Preclude Testimony Regarding Mni Wiconi Easements and Certificate of Service; Exhibit 1 - Mni Wiconi Project, OSRWSS Core System Crossing Criteria for the | 7172-7189 |
| | | TransCanada Keystone XL Project; and Exhibit 2 - Bureau of Reclamation's Letter regarding Final Crossing Criteria; | |
| 634. | 08/03/15 | TransCanada's Witness Status as of August 3, 2015 and Certificate of Service | 26726-26731 |
| 635. | 11/13/14 | Transcript of Prehearing Scheduling Conference | 1040-1124 |
| 636. | | Transcript of PUC Ad Hoc Commission Meeting | 3881-3897 |
| 637. | | Transcript of PUC Ad Hoc Commission Meeting | 6306-6371 |
| 638. | | Transcript of PUC Ad Hoc Commission Meeting | 20016-20069 |
| 639. | | Transcript of PUC Ad Hoc Commission Meeting | 21095-21135 |
| 640. | | Transcript of PUC Commission Meeting | 1432-1527 |
| 641. | | Transcript of PUC Commission Meeting | 1636-1678 |
| 642. | | Transcript of PUC Commission Meeting | 2461-2600 |
| 643. | | Transcript of PUC Commission Meeting | 4183-4610 |
| 644. | | Transcript of PUC Commission Meeting | 6405-6536 |
| 645. | | Transcript of PUC Commission Meeting | 6892-6964 |
| 646. | | Transcript of PUC Commission Meeting | 7233-7376 |
| 647. | | Transcript of PUC Commission Meeting | 20140-20300 |
| <u>6</u> 48. | | Transcript of PUC Commission Meeting | 31100-31157 |
| 649. | | Transcript of PUC Commission Meeting | 31373-31398 |
| 650. | | Transcript of PUC Commission Meeting | 31558-31640 |
| 651. | | Transcript of PUC Commission Meeting | 31651-31667 |
| 652. | | Viola Waln's Application for Party Status | 263 |
| 653. | 12/02/14 | Viola Waln's Response to TransCanada's Request to Define Scope of | 1402 |

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| 654. | 10/28/15 | Wrexie Bardaglio's Email regarding Sur-Reply | 31082-31083 |
| 655. | 10/15/14 | Wrexie Lainson Bardaglio's Application for Party Status | 303 |
| 656. | 08/05/15 | | 29291-29299 |
| 657. | 12/01/14 | Response | 1317 |
| 658. | 07/24/15 | Hearing; and Certificate of Service | 23410-23422 |
| 659. | 12/01/14 | Define Scope of Discovery | 1189 |
| 660. | 07/10/15 | Yankton Sioux Tribe, Cheyenne River Sioux Tribe, Bold Nebraska, Rosebud Sioux Tribe, Indigenous Environmental Network, and Dakota Rural Action's Joint Motion in Limine to Exclude Evidence Pertaining to Keystone's Proposed Changes to Findings of Fact; Exhibit A - Amended Final Decision and Order; Notice of Entry; | 9481-9620 |
| | | Exhibit B - Rulings on Applicants' Proposed Findings of Fact; Exhibit C - Keystone's Pre-filed Testimony for Corey Goulet, David Diakow, Meera Kothari, Jon Schmidt, and Heidi Tilliquist; and Certificate of Service | |
| 661. | 11/04/15 | Yankton Sioux Tribe, Rosebud Sioux Tribe, Cheyenne River Sioux Tribe, Standing Rock Sioux Tribe, Indigenous Environmental Network, Dakota Rural Action, Intertribal Council on Utility Policy, and Bold Nebraska's Joint Motion to Strike Proposed Findings of Fact and Conclusions of Law; and Certificate of Service | 31330-31341 |
| 662. | 05/26/15 | Yankton Sioux Tribe's and Indigenous Environmental Network's Motion to Preclude Improper Relief or, in the Alternative, to Amend Findings of Fact; Certificate of Service; Exhibit A - Amended Final Decision and Order; Notice of Entry; and Exhibit B - Appendix C - South Dakota PUC Amended Final Decision and Order Tracking Table of Changes | 6823-6880 |
| 663. | 06/09/15 | Yankton Sioux Tribe's and Indigenous Environmental Network's Reply in Support of Motion to Preclude Improper Relief or, in the Alternative, to Amend Findings of Fact; and Certificate of Service | 7190-7207 |
| 664. | 7 | Yankton Sioux Tribe's Brief in Response to Keystone's Amended Motion to Preclude Certain Intervenors from Offering Evidence or Witnesses at Hearing and to Compel Discovery; Exhibit A - Order Granting Motion to Define Issues and Setting Procedural Schedule; Exhibit B - Keystone's Interrogatories and Requests for Production of Documents; Exhibit C - Yankton Sioux Tribe's Answers and Objections to Keystone's First Interrogatories and Requests for Production of Documents; and Certificate of Service | 3751-3788 |

| 665. | 10/30/15 | Yankton Sioux Tribe's Certification; and Certificate of Service | 31232-31241 |
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| 666. | | Yankton Sioux Tribe's Letter regarding Application for Party Status; | 320-323 |
| | | Yankton Sioux Tribe's Application for Party Status; Entry of | |
| | | Appearance for Thomasina Real Bird on Behalf of Yankton Sioux | |
| | | Tribe; and Certificate of Service | 1 |
| 667. | 07/21/15 | Yankton Sioux Tribe's Motion for Time Certain for Witness | 20116-20125 |
| | | Testimony; and Certificate of Service | ľ |
| 668. | 04/07/15 | Yankton Sioux Tribe's Motion to Compel; Exhibit 1 - Yankton Sioux | 3539-3621 |
| | | Tribe's First Interrogatories and Request for Production of | |
| 1 | | Documents to TransCanada Keystone Pipeline, LP; Exhibit 2 - | |
| | | Keystone's Objections to Yankton Sioux Tribe's First Interrogatories | |
| | | and Request of Production of Documents; Exhibit 3 - Yankton Sioux | |
| | | Tribe's Second Interrogatories and Request for Production of | |
| | | Documents to TransCanada Keystone Pipeline, LP; Exhibit 4 - | |
| | | Keystone's Responses to Yankton Sioux Tribe's Second | |
| | | Interrogatories and Request of Production of Documents; Exhibit 5 - | |
| | | Yankton Sioux Tribe's Letter to TransCanada Keystone Pipeline | |
| | | Company, LP's Insufficient or Deficient Responses to Yankton | |
| | | Sioux Tribe's Discovery Requests and Yankton Sioux Tribe's | |
| | | Discovery Responses; Exhibit 6 - Yankton Sioux Tribe's Email to | |
| · · · · | | TransCanada regarding Discovery; and Certificate of Service | |
| 669. | 12/02/14 | Yankton Sioux Tribe's Motion to Dismiss | 1362-1365 |
| 670. | 07/24/15 | Yankton Sioux Tribe's Notice of Filing of Exhibits; Certificate of | 21634-22125 |
| | | Service; Exhibit 9000 - Treaty of Fort Laramie with Sioux, Etc., | |
| | | 1851; Exhibit 9001 - Royce Map, 1851 Treaty Territory of the Great | |
| | | Sioux Nation; Exhibit 9002 - Appendix S, Final Environmental | |
| | | Impact Statement, Programmatic Agreement and Record of Tribal | |
| | | Contact; Exhibit 9003 - Appendix E, Final Supplemental | |
| | | Environmental Impact Statement, Amended Programmatic | |
| | | Agreement and Record of Tribal Consultation; Exhibit 9004 - Figure | |
| | | 2. J. J-2, Final Supplemental Environmental Impact Statement | |
| | | ("Proposed Project Overview - South Dakota"): Exhibit 9005 - Table | |
| | | 2. J-J 3, Final Supplemental Environmental Impact Statement | |
| | | ("Pipeline Construction Spreads"); Exhibit 9006 - Figure 2.1.5-1, | |
| | ĺ | Final Supplemental Environmental Impact Statement ("Proposed | |
| | | Temporary Construction Camps"); Exhibit 9007 - Biography of | |
| ĺ | | Faith Spotted Eagle; Exhibit 9008 - Keystone's Responses to | |
| | | Yankton Sioux Tribe's First Interrogatories and Request for | |
| | | Production of Documents (attachments omitted); Exhibit 9009 - | |
| | | Keystone's Responses to Yankton Sioux Tribe's Second | |
| | | Interrogatories and Requests for Production of Documents | |
| | | (attachments omitted); Exhibit 9010 - Keystone's Opposition to Joint | |
| | | Motion to Preclude Improper Relief; Affidavit of Lou Thompson and | |
| | | Exhibit A thereto (Yankton Sioux Tribe Resolution No. 2010-102); | |
| | | Exhibit 9011 - Prefiled Direct Testimony of Faith Spotted Eagle; | Í |
| | | Exhibit 9012 - Prefiled Rebuttal Testimony of Member of the | |

| | | Yankton Sioux Tribe Business and Claims Committee Member; | |
|------|----------|--|------------|
| | | Exhibit 9013 - Prefiled Rebuttal Testimony of Faith Spotted Eagle; | (|
| | | and Exhibit 9014 - Prefiled Rebuttal Testimony of Chris Saunsoci | |
| 671. | 10/01/15 | Yankton Sioux Tribe's Post-Hearing Brief; and Certificate of Service | 29667-2968 |
| 672. | 10/30/15 | Yankton Sioux Tribe's Post-Hearing Reply Brief; Exhibit 1 - | 31257-3128 |
| |] | Certification; and Certificate of Service | |
| 673. | 12/09/15 | Yankton Sioux Tribe's Proposed Findings of Fact and Conclusions of | 31426-3148 |
| | | Law and Objections to Applicant's Proposed Findings of Fact and | |
| | } | Conclusions of Law; Exhibit A - Department of State Record of |) |
| • | | Decision and National Interest Determination - TransCanada | |
| | · · | Keystone Pipeline, L.P. Application for Presidential Permit; and | |
| | . | Certificate of Service | , |
| 674. | 01/02/15 | Yankton Sioux Tribe's Reply in Support of Its Motion to Dismiss; | 1603-161 |
| | | and Certificate of Service | |
| 675. | 07/17/15 | Yankton Sioux Tribe's Response to Applicant's Motion Concerning | 19959-1997 |
| | | Procedural Issues at the Evidentiary Hearing; Exhibit A – Manual for | |
| | ĺ | Complex litigation (4th) § 10.22; and Certificate of Service | |
| 676. | 06/02/15 | Yankton Sioux Tribe's Response to Applicant's Motion to Preclude | 7095-711 |
| | | Consideration of Aboriginal Title or Usufructuary Rights; and | |
| | { | Certificate of Service | |
| 677. | 12/02/14 | Yankton Sioux Tribe's Response to Keystone's Motion to Define the | 1368-138 |
| | | Scope of Discovery Under SDCL § 49-41B-27; and Certificate of | |
| | · · | Service | |
| 678. | 07/17/15 | Yankton Sioux Tribe's Response to Keystone's Motion to Preclude | 19974-1998 |
| | | Testimony of Chris Saunsoci; Exhibit A - Prefiled Rebuttal | |
| | | Testimony of Chris Sauncosi; and Certificate of Service | |
| 679. | 07/17/15 | Yankton Sioux Tribe's Response to Keystone's Motion to Restrict | 19989-2001 |
| | | Testimony of Yankton Sioux Witnesses Spotted Eagle and Un- | |
| Ì | | Named Member of the B&C Committee; Exhibit A - Prefiled | |
| · · | | Testimony of Faith Spotted Eagle; Exhibit B - Prefiled Rebuttal | |
| | | Testimony of Faith Spotted Eagle; Exhibit C - Prefiled Rebuttal | |
| | | Testimony of Member of the Yankton Sioux Tribe Business & | |
| | | Claims Committee; and Certificate of Service | · |
| 680. | | Yankton Sioux Tribe's Suggested Procedural Schedule | 1366-1367 |
| 681. | 07/07/15 | Yankton Sioux Tribe's Witness and Exhibit Lists; and Certificate of | 9209-9220 |
| | | Service | |

| 666. | 12/09/15 | Yankton Sioux Tribe's Proposed Findings of Fact and Conclusions of | 31426-31488 |
|-------------------------------|----------|--|-------------|
| | ł | Law and Objections to Applicant's Proposed Findings of Fact and | { |
| | ł | Conclusions of Law; Exhibit A - Department of State Record of | |
| | { . | Decision and National Interest Determination - TransCanada | |
| | } | Keystone Pipeline, L.P. Application for Presidential Permit; and | |
| | } | Certificate of Service | |
| 667. | 12/18/15 | (| 31489 |
| | | Notice | |
| 668. | 12/18/15 | Dakota Rural Action's Motion to Supplement Administrative | 31490-31505 |
| | } | Record; Exhibit A - PHMSA's Notice of Probable Violation | |
| | { | Proposed Civil Penalty and Proposed Compliance Order; and | |
| | L | Certificate of Service | |
| 669. | | Byron and Diana Steskal's Email regarding Joint Motion to Dismiss | 31506 |
| 670. | 12/21/15 | | 31507-31527 |
| | } | Exhibit A - Keystone's Response to the NOPV, Which was | |
| | ł | Submitted to PHMSA on December 18, 2015; and Certificate of | |
| <u> </u> | | Service | |
| 671. | 12/21/15 | | 31528-31548 |
| <u></u> | | of Fact and Conclusions of Law and Certificate of Service | |
| 672. | | Amended Agenda of PUC Commission Meeting | 31549-31553 |
| 673. | | Minutes of PUC Commission Meeting | 31554-31557 |
| 674. | | Transcript of PUC Commission Meeting | 31558-31640 |
| 675. | | Order Setting Final Motions and Decision Dates | 31641 |
| 676. | 12/29/15 | | 31642 |
| | 1 | Supplementing the Administrative Record (Judicial Notice was | |
| · · · · · · · · · · · · · · · | | taken in this Order it is pages 31494-31501) | |
| 677. | | Order Denying Motion to Dismiss | 31643-31644 |
| 678. | | Agenda of PUC Commission Meeting | 31645-31647 |
| 679. | | Minutes of PUC Commission Meeting | 31648-31650 |
| 680. | | <u>, , , , , , , , , , , , , , , , , , , </u> | 31651-31667 |
| 681. | 01/21/16 | Final Decision and Order Finding Certification Valid and Accepting | 31668-31695 |
| | | Certification; Notice of Entry | |