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**From:** Nelson, Chris  
**Sent:** Friday, January 23, 2015 9:03 AM  
**To:** 'Biewer, Christopher Jerome - SDSU Student'  
**Cc:** Van Gerpen, Patty  
**Subject:** RE: Keep pipelines and oil out of South Dakota

Christopher,

Thank you for your comments. They will be added to the docket file for both the Keystone XL and Dakota Access dockets for our consideration.

Sincerely,  
Chris Nelson

001651

**From:** Travis Kriens [REDACTED]  
**Sent:** Friday, January 23, 2015 8:29 AM  
**To:** Nelson, Chris; Hanson, Gary (PUC)  
**Subject:** Dakota Access Pipeline Information

More information on a question I asked last night.

**Energy Transfer Partners has posted its annual reports on its website and can be found here:**

<http://ir.energytransfer.com/phoenix.zhtml?c=106094&p=irol-reportsannual>

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**ETP's 2013 annual report can be found here:**

<http://ir.energytransfer.com/phoenix.zhtml?c=106094&p=irol->

SECText&TEXT=aHR0cDovL2FwaS50ZW5rd2l6YXJkLmNvbS9maWxpbmcueG1sP2lwYWdlPTk0Mjc  
0MjEmRFNFUT0wJINFUT0wJINRREVTQz1TRUNUSU9OX0VOVEISRSZzdWJzaWQ9NTc%3d#s287  
1FFE114764951AAA0BB58D190D41D

<http://www.nobakken.com/wp/wp-content/uploads/2015/01/Fact-Sheet-on-Energy-Transfer-Partners.pdf>

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ETP is being sued or has been served with notices of violation for various spills, leaks and contamination of water. Its 2013 annual report says this on page 55-56

ITEM 3. LEGAL PROCEEDINGS pg 55-56 Sunoco, along with other refiners, manufacturers and sellers of gasoline, is a defendant in lawsuits alleging MTBE contamination of groundwater. The plaintiffs typically include water purveyors and municipalities responsible for supplying drinking water and governmental authorities. The plaintiffs are asserting primarily product liability claims and additional claims including nuisance, trespass, negligence, violation of environmental laws and deceptive business practices. The plaintiffs in all of the cases are seeking to recover compensatory damages, and in some cases, injunctive relief , punitive damages and attorneys' fees.

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ETP deals with hazardous materials. They may not have enough cash reserves to cover liabilities. They say on page 44-45 on their 2013 annual report:

“We may incur substantial environmental costs and liabilities because of the underlying risk inherent to our operations. Although we have established financial reserves for our estimated environmental remediation liabilities, additional contamination or conditions may be discovered, resulting in increased remediation costs, liabilities for natural resource damages that could substantially increase our costs for site remediation projects. **Accordingly, we cannot assure you that our current reserves are adequate to cover all future liabilities, even for currently known contamination.**”

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Travis Kriens

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-----Original Message-----

From: Hanson, Gary (PUC)

Sent: Friday, January 23, 2015 2:24 PM

To: [REDACTED]

Subject: Re: Dakota Access Pipeline Information

Travis,

Thank you for the follow up. This will be posted with the docket and become a permanent part of the record.

001654

Gary

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**From:** Nelson, Chris  
**Sent:** Friday, January 23, 2015 11:25 AM  
**To:** 'Travis Kriens'  
**Cc:** Van Gerpen, Patty  
**Subject:** RE: Dakota Access Pipeline Information

Thank you. We will add this information to the docket file for consideration.  
Chris

001655

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January 23, 2015

Public Utilities Commission  
Attn: Chairman Chris Nelson  
Capitol Building 1<sup>st</sup> Floor  
500 East Capitol Avenue  
Pierre, SD 57501-5070

RECEIVED  
JAN 26 2015  
SOUTH DAKOTA PUBLIC  
UTILITIES COMMISSION



RE: Dakota Access Pipeline – Case No: HP14-002

Dear Chairman Nelson:

I want to thank you for visiting with me last night at the PUC Hearing on the Dakota Access Pipeline. I think there were many positive comments and concerns towards the project. I want to take this opportunity to express my support for the Dakota Access Pipeline Project. I strongly urge the PUC to approve this project.

I am aware that the Pipeline Hazardous Materials Safety Administration has reviewed the design for the Dakota Access Pipeline and concluded that the additional precautions and conditions will make the Dakota Access Pipeline “as safe or safer” than other pipelines. I am aware of the significant benefits the pipeline stands to bring to the State of South Dakota.

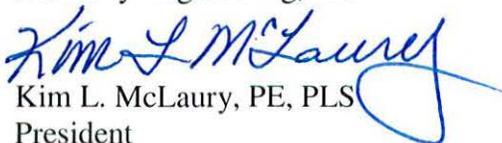
On a personal level, the project has already resulted in contract for this firm for a small amount engineering services. I would request that you also require the company to use local surveyors to complete the preliminary surveys. This will assure the most accurate information for the project. Only the local surveyors know South Dakota, the survey system we have here, the issues that change from county to county, and the log history of the survey system. Our past involvement with the Keystone Pipeline had all preliminary and property surveys completed by local surveyors. I would encourage you to make this requirement again, to protect the citizens of the state. I think this would be in the best interest of property owners, courthouses, register of deeds and on down the line.

From a national perspective, the project seeks to deliver from the Midwest a stable and secure source of oil from a US base domestic source.

Therefore, as a matter of public record and with respect, I express my strong support for the Dakota Access Pipeline Project. I urge you to move forward expeditiously to approve this project, and also require the company to use local surveyors for the preliminary topographical and all property surveying.

Best regards,

McLaury Engineering, Inc.

  
Kim L. McLaury, PE, PLS  
President

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001656