

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

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

DIRECT TESTIMONY OF  
RICHARD KUPREWICZ

HP14-001

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Q: Please state your name?

A: Richard Kuprewicz.

Q: Who is your employer?

A: I am the President of Accufacts, Inc.

Q: Describe your relevant educational, experience and employment background?

A: I took my M.B.A. from Pepperdine University in 1976, my B.S. in Chemical Engineering and B.S. in Chemistry from University of California Davis in 1973. I currently serve as a member representing the public on the federal Technical Hazardous Liquid Pipeline Safety Standards Committee (THLPSSC which is a technical committee established by Congress to advise PHMSA on pipeline safety regulations whose committee members are appointed by the United States Secretary of Transportation. I have previously served on an Executive subcommittee that advised Congress and PHMSA on a report that culminated into new federal rules concerning Distribution Integrity Management Program (DIMP) gas distribution pipeline safety regulations.

Additional relevant educational and employment background history is contained in my resume and CV which is attached and incorporated by reference as if reiterated in full herein as Rosebud Sioux Tribe (RST) Exhibit 8.

Q: What type of services does Accufacts, Inc. provide?

A: As President of Accufacts, Inc., I serve as a pipeline regulatory advisor, incident investigator, and expert witness on all matters related to gas and liquid pipeline siting, design, operation, maintenance, risk analysis, and management. I specialize in gas and liquid pipeline investigation, auditing, risk management, siting, construction, design, operation, maintenance, training, SCADA, leak detection, management review, emergency response, and regulatory development and compliance. I have consulted for various local, state and federal agencies, NGOs, the public, and pipeline industry members on pipeline regulation, operation and design, with particular emphasis on operation in unusually sensitive areas of high population density or environmental sensitivity.

Q: On whose behalf are you here today?

A: I am appearing as an expert witness on behalf of the Rosebud Sioux Tribe.

Q: Were you involved in the preparation of any reports regarding the applicants Petition for Order Accepting Certification of the Permit Issued on Docket HP09-001 to Construct the Keystone XI Pipeline?

A: Yes, I prepared a report dated April 23, 2015 for the Rosebud Sioux Tribe documenting Accufacts, Inc., expert opinion which addresses certain aspects of TransCanada's petition for Certification currently pending before the Public Utilities Commission.

Q: Does the report contain opinions and conclusions regarding the applicants petition for Order Accepting Certification of the Permit issued on Docket HP09-001? If so, what are the conclusions in your report based on?

A: The report contains opinions and conclusions that are drawn from my knowledge, skill, experience, training, and education. The report is based on sufficient data and is the product of the application of reliable principles and methods which were reliably applied to the facts of this case.

Q: To your knowledge, has this report been submitted to the South Dakota Public Utilities Commission for consideration in these proceedings?

A: Yes, Accufacts, Inc. report dated April 23, 2015 is attached as RST Exhibit 9 and incorporated by reference as if reiterated in full herein.

Q: Since the date of your report, have there been any changes to the information contained in the report referred to as RST Exhibit 9?

A: No, there have not been any changes to the information contained in the report referred to in RST Exhibit 9.

Q: Does this conclude your testimony in this matter?

A: Yes, my testimony is contained in the report referred to in RST Exhibit 9 and I would welcome the opportunity to speak regarding the information, findings and conclusions as contained in the report referred to in RST Exhibit9.