

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

**In the Matter of the Application by SCS
Carbon Transport, LLC for a Permit to
Construct a Carbon Dioxide Transmission
Pipeline**

)
)
)
)
)
)

**APPLICATION FOR
PARTY STATUS**

HP22-001

Edwin Fischbach

(Name of Applicant, this will be the person or entity named as a party)

petitions the Public Utilities Commission to be granted party status in the above-referenced facility permit proceeding.
Pursuant to SDCL 49-41B-17 and ARSD 20:10:22:40

Brian E. Jorde for Applicant

Briefly explain your interest in this permit proceeding. Form is limited to 1000 characters.
(Example: Landowner in project area).

Based upon Applicant's best efforts to decipher SCS Carbon Transport, LLC ("SCS") confusing maps purportedly showing the "proposed project route" that fail to include any landowner names, Applicant owns, farms, and/or has an interest in real property that would be directly and substantially negatively affected should the Commission vote to approve SCS's Permit for its proposed liquified carbon dioxide pipeline as the Commissions' approval is the triggering factor for eminent domain action and SCS's taking of Applicants property rights. SCS has contacted Applicant or related landowner about a potential easement, however, it is unclear if SCS still intends to obtain a property interest. Until SCS files a detailed list of all owners of land it intends to construct its pipeline across, neither Applicant, nor any other potentially affected person can be sure if they need to incur legal expenses to exercise their due process rights and intervene in this Docket. Applicant seeks Party Status out of abundance of caution.

Signature of Applicant

Brian E. Jorde for Applicant

Print or Type Name

Address: **Domina Law Group**

2425 S. 144th St Omaha, NE 68144

402-493-4100

Phone Number

bjorde@dominalaw.com

E-mail Address

Domina Law Group

Name of Organization (if applicable)

March 23, 2022

Date

NOTE:

Consistent with SDCL 49-41B-17 and ARSD 20:10:22:40, this application must be filed with the Public Utilities Commission on or before 5:00 p.m. CDT, April 8, 2022, unless the deadline is extended by the Commission.

Executive Director
South Dakota Public Utilities Commission
500 E. Capitol Ave.
Pierre, SD 57501-5070
Electronic Filing: <http://puc.sd.gov/EFilingOptions.aspx>