

From: PUC
Sent: Thursday, May 25, 2023 1:48 PM
To: [REDACTED]
Subject: HP22-001

Ms. DeHaan,

Thank you for your email.

SCS Carbon Transport LLC filed a siting permit request application with the South Dakota Public Utilities Commission on Feb. 7, 2022, resulting in the opening of docket [HP22-001](#). State law requires a siting permit from the PUC prior to the pipeline's construction. You can access all the publicly available filings in the docket via this link. The [Pipeline Siting Information Guide](#) explains the commission's processing of a siting docket such as this.

The decision on whether to issue a permit, deny a permit, or issue a permit with conditions will be based on whether a project complies with the criteria established in SDCL 49-41B-22. My fellow commissioners and I will gather an understanding of the facts of each of these projects through a contested case evidentiary hearing process. The hearing is scheduled for Sept. 11-29, 2023, in Fort Pierre. Meanwhile, I encourage you to review the information posted in the online docket as this permit request is being reviewed.

The final decision of the commission may be appealed to the court system. In such an appeal, the court will evaluate whether the commission based their decision on the established facts and the applicable laws.

Since commissioners will ultimately vote on the siting permit application, any communication with a commissioner about the docket must be done in a public, noticed meeting or made available via the online docket. As such, your message and this response will be posted under Comments and Responses in the docket, and any future communication should be sent to PUC@state.sd.us.

Chris Nelson, Commissioner
South Dakota Public Utilities Commission
PUC.sd.gov