

From: PUC
Sent: Friday, April 8, 2022 4:32 PM
To: [REDACTED]
Subject: HP22-001

Mr. Fital,

This is in response to your email regarding the proposed SCS Carbon Transport LLC pipeline.

The Public Utilities Commission received a siting permit application for this pipeline project on Feb. 7, 2022, resulting in the opening of docket [HP22-001](#). This docket will receive a detailed review of the proposed project by the commission, with a final decision required by state law by Feb. 7, 2023. This began with March 22-25 public input meetings hosted by the commission along the pipeline's route, as required by law.

You will be able to learn more as further project information will be requested by the commissioners and staff, filed in the online docket, and be publicly available during the months ahead. I encourage you to follow this docket as it is processed and new information is posted in the online docket. Many issues raised will be addressed by commission staff working with other state agencies and industry expert witnesses.

My fellow commissioners and I cannot deny any applicant a siting permit without fully reviewing and processing the application. We are bound by law to follow the criteria on whether or not a project is eligible to receive a permit. If the commissioners were to not follow the specific criteria in state law and deny a permit without proper cause, that decision would be appealed to, and almost certainly overruled by, circuit court.

Thank you for reaching out to share your concerns. Your email and my response will be posted under Comments and Responses in the docket.

Chris Nelson, Chairman
South Dakota Public Utilities Commission
PUC.sd.gov
Mahmud Fital