

**From:** PUC  
**Sent:** Friday, April 14, 2023 11:41 AM  
**To:** MK Stangeland Jr [REDACTED]  
**Subject:** HP22-001

Mr. Stangeland,

This is in response to your April 14 email to the South Dakota Public Utilities Commission regarding the proposed SCS Carbon Transport LLC CO<sub>2</sub> Pipeline docket, [HP22-001](#).

You raise concerns about the legitimacy of CO<sub>2</sub> capture and the technology used to do so, as well as the use of eminent domain. While I appreciate your apprehension, these matters go beyond the commission's regulatory authority. Docket HP22-001 was opened on Feb. 7, 2022, after receiving the application for a pipeline siting permit from SCS. The project details and documents filed with the siting permit application continue being reviewed by the commission's staff along with other state agency staff and industry expert witnesses that PUC staff have engaged, as well as intervenors, my fellow commissioners, and me. The commission must process a permit application that has been legally filed, and my fellow commissioners and I cannot simply deny a permit without fully reviewing the entire application. To do so would be in violation of the oath each of us took, pledging to follow the law.

Given your interest, I encourage you to follow this permit application review process as additional information is obtained and filed in the public docket.

The [Information Guide to Siting Pipelines](#), posted on the commission website home page and in the docket, explains the processing of a siting docket like this within the jurisdiction of the commission, as provided by state law.

Commissioners have a decision-making role in docket matters, so any communication with a commissioner about an open or imminent docket must take place in an open forum, such as a public meeting, with notice given to all parties, or made available in the docket. Thus, your email and my response will be posted under Comments and Responses in the docket.

Gary Hanson, Vice Chairman  
South Dakota Public Utilities Commission  
[PUC.sd.gov](http://PUC.sd.gov)