

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF SOUTH DAKOTA

IN THE MATTER OF THE APPLICATION
OF SCS CARBON TRANSPORT LLC FOR
A PERMIT TO CONSTRUCT A CARBON
DIOXIDE PIPELINE.

HP22-001

SURREBUTTAL TESTIMONY OF

Todd Brown

ON BEHALF OF

Dakota Ethanol, LLC

EXHIBIT #EP5

1 **Q. Please state your name and business address for the record.**

2 A. Todd Brown, 1007 Eagle Run, Dell Rapids, SD 57022

3 **Q. What is your occupation?**

4 A. I am a Minnehaha County farmer.

5 **Q. Please briefly describe your operation.**

6 A. It is our family farm. My father and mother are still on the place. My two sons work as
7 well for the farm along with my wife Michelle and I. We raise corn, soybeans and alfalfa as well
8 as beef cattle.

9 **Q. Please describe your affiliation with Dakota Ethanol.**

10 A. I was on the steering committee formed in 1999 that led to Dakota Ethanol. I was a
11 founding member of the parent company, Lake Area Corn Processors, and have been a member
12 of the board since 2001. I currently serve as the Treasurer of the Board for Dakota Ethanol and
13 Chair of the Board for Lake Area Corn Processors.

14 **Q. Have you previously submitted direct testimony and exhibits in this proceeding?**

15 A. No I have not. I did appear and speak at the Minnehaha County zoning proceeding.

16 **Q. What is the basis for your surrebuttal testimony?**

17 A. I seek to rebut the anticipated rebuttal testimony of those who suggest that farmers and
18 landowners in South Dakota do not rely on the strength of the ethanol industry. I will also rebut
19 anticipated testimony that Summit Carbon's project is not needed for the ethanol industry and the
20 farmers who support ethanol. I will also seek to rebut the anticipated rebuttal testimony
21 regarding farming and raising cattle during and after the placing of a permanent easement on
22 farm ground. I have farmed property with a natural gas pipeline located on it for decades. I have
23 tiled across that pipeline many times over the years. This has not been a problem for our farm.

24 **Q. To which anticipated witnesses are you responding in your surrebuttal testimony?**

25 A. I believe other landowners and farmers who oppose the project.

26 **Q. How do you respond to the concerns stated by others?**

27 A. We signed easements with the Navigator project after several meetings. It took those
28 discussion to get comfortable with that project and the impact it would have our land. We
29 understand the concerns others have with permanent easements running across their property but
30 for the strength and viability of the ethanol industry and our own future in farming in the region
31 we felt it best to support that project. I also expect after the building of the Navigator project
32 across our property that its long-term impact on our farming operation will be minimal.

33 **Q. Does this conclude your testimony?**

34 A. Yes.

35

36 Dated this 31st day of August, 2023.

37

38 **/s/ Todd Brown**