

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF SOUTH DAKOTA

HP22-002

IN THE MATTER OF THE APPLICATION OF NAVIGATOR HEARTLAND GREENWAY, LLC FOR A PERMIT UNDER THE SOUTH DAKOTA ENERGY CONVERSION AND TRANSMISSION FACILITIES ACT TO CONSTRUCT THE HEARTLAND GREENWAY PIPELINE IN SOUTH DAKOTA	:	MOTION FOR AN ORDER ALLOWING WITNESSES RANDALL HARRIS AND NATHANIEL RUNKE TO APPEAR AT A TIME CERTAIN TO AUTHENTICATE THEIR PRE-FILED TESTIMONY AND TO SUBMIT TO CROSS-EXAMINATION
--	---	--

Comes now Laborers Union of North America and the International Union of Operating Engineers Local 49, by and through its undersigned counsel and respectfully moves the Commission to enter an order allowing their witnesses, Randall Harris and Nathaniel Runke, respectively, to appear at a time certain to authenticate their pre-filed testimony and to submit to cross-examination. It is anticipated that their authentication testimony will take no more than thirty minutes, and given the nature of their testimony, cross-examination will be limited.

The Commission previously allowed Mike Mikich representing the United Association of Journeymen and Apprentices of the Plumbing and Pipe Fitting Industry of the United States and Canada to testify on July 27.

The Unions respectfully request that their witnesses be allowed to testify, out of order, if necessary, as the first witness on Thursday, July 27, 2023.

The Unions further request that this motion be heard on July 20, 2023, in conjunction with a series of other motions noticed for that date.

Respectfully submitted this 17th day of July 2023.

TAYLOR LAW FIRM, P.C.

By /s/ William Taylor

William Taylor

John Taylor

Jeremy Duff

4820 E. 57th Street, Suite B

Sioux Falls, SD 57108

Phone (605) 782-5304

bill.taylor@taylorlawsd.com

john.taylor@taylorlawsd.com

Jeremy.duff@taylorlawsd.com

*Attorneys for United Association of Journeymen
and Apprentices of the Plumbing and Pipe Fitting
Industry of the United States and Canada and
International Union of Operating Engineers Local
49 and Laborers International Union of North
America*

CERTIFICATE OF SERVICE

I hereby certify that on June 29, 2023, a true and correct copy of the foregoing was served upon the following parties via the South Dakota Public Utilities Commission filing system and via electronic and/or US Mail pursuant to the Service List in the above-captioned matter.

Ms. Patricia Van Gerpen
Executive Director
South Dakota Public Utilities Commission
500 E. Capitol Ave.
Pierre, SD 57501
patty.vangerpen@state.sd.us
(605) 773-3201

Ms. Kristen Edwards
Staff Attorney
South Dakota Public Utilities Commission
500 E. Capitol Ave.
Pierre, SD 57501
Kristen.edwards@state.sd.us
(605) 773-3201

Mr. Darren Kearney
Staff Analyst
South Dakota Public Utilities Commission
500 E. Capitol Ave.
Pierre, SD 57501

Mr. Jon Thurber
Staff Analyst
South Dakota Public Utilities Commission
500 E. Capitol Ave.
Pierre, SD 57501

darren.kearney@state.sd.us
(605) 773-3201

Mr. James E. Moore, Attorney Representing
Navigator CO2 Ventures LLC
Woods, Fuller, Shultz & Smith PC
PO Box 5027
Sioux Falls, SD 57117
james.moore@woodsfuller.com
(605) 336-3890

Ms. Sarah Dempsey
Assistant General Counsel
Navigator CO2
13333 California St., Ste 202
Omaha, NE 68154
sdempsey@navco2.com
(402) 702-1912

Mr. Robert W. Hill
Brookings County Commission
520 3rd St., Ste. 210
Brookings, SD 57006
rhill@brookingscountysd.gov
(605) 696-8350

Mr. William H. Golden
Lincoln County
104 N. Main St., Ste 200
Canton, SD 57013
wgolden@lincolncountysd.org
(605) 764-5732

Mr. Hunter Winklepleck
Bethany Home Brandon
3012 E. Aspen Blvd.
Brandon, SD 57005
hwinklepleck@bethanylutheranhome.com
(605) 582-5200

Mr. William G. Haugen, Jr.
DEH III, LLC
PO Box 90442
Sioux Falls, SD 57109
Wh401889@hotmail.com

jon.thurber@state.sd.us
(605) 773-3201

Mr. Kevin Strehlow
Executive VP & General Counsel
Navigator Energy Services
2626 Cole Ave, Suite 900
Dallas, TX 75204
kstrehlow@nesmidstream.com
(214) 880-6000

Ms. Kara Semmler
General Counsel
South Dakota Telecommunications Assoc.
320 E. Capitol Ave.
Pierre, SD 57501
karasemmler@sdaonline.com
(605) 224-7629

Mr. Thomas H. Frieberg representing
City of Canton
Frieberg, Nelson & Ask LLP
115 N. Third St., PO Box 511
Beresford, SD 57004
tfrieberg@frieberglaw.com
(605) 763-2107

Ms. Carla Bruning
Moody County Commission
101 E. Pipestone Ave., Ste. D
Flandreau, SD 57028
doe-zoning@moodycounty.net
(605) 997-3101

Dr. Jarod Larson
Brandon Valley School District
300 S. Splitrock Blvd.
Brandon, SD 57005
Jarod.larson@k12.sd.us
(605) 582-2049

Mr. Tony Penn & Mr. Nathaniel Runke
Great Plains Laborers' District Council and
International Union of Operating Engineers,
Local 49
4208 W. Partridge Way, Unit 2

(605) 359-9081

Ms. Anna Friedlander
Attorney for United Association of
Journeymen and Apprentices of the
Plumbing and Pipe Fitting Industry of the
United States and Canada, AFL-CIO
3 Park Place
Annapolis, MD 21401
afriedlander@odonoghuelaw.com
(202) 362-0041

Mr. Leslie Downer
1935 3rd St.
Brookings, SD 57006
NO EMAIL ADDRESS PROVIDED
(605) 690-2866

Ms. Lesley Pedde
132 Springtree Bend
Cibolo, TX 78108-3261
lesley@pedde.com
(210) 325-7837

Mr. Alfred Slaathaug
48198 Kim Cir.
Brandon, SD 57005
Al_evie@outlook.com
(605) 360-5325

Mr. John P. Peterson
Peterson Law Office
Representing Sherwood Beek, Kristi Devick
Beek, Dwayne Pederson Land Co. (Karla

Peoria, IL 61615
gpldc@aol.com - Penn
nrunke@local49.org - Runke
(309) 692-8750

Mr. Eric H. Bogue
47832 U.S. Hwy 18
Canton, SD 57013
ehbogue@gmail.com
(605) 515-3193

Ms. Cathy Lu Miller
1214 Rockbend Parkway
Saint Peter, MN 56082
catm981@hotmail.com
(507) 931-9311

Mr. David Reker
Ms. Gwen Reker
47975 239th St.
Trent, SD 57065
dcreker@proton.me
gwenreker@proton.me
(605) 413-7998

Ms. Kathy Jo Serck POA for
Lois Jean Rollings
619 Hubbard St., PO Box 416
Hudson, SD 57034
kjs@alliancecom.net
(605) 984-2414

Mr. Ricky A. Veldkamp
48014 240th St.
Trent, SD 57065
rgveld@goldenwest.net
(605) 212-9340

Ms. Darla Pollman Rogers
Ms. Ellie J. Bailey

Lems), Dakota Aeration (Karla Lems),
Pederson Ag (Karla Lems)
6201 E. Silver Maple Circle, Ste. 102
Sioux Falls, SD 57110
peterlaw@midconetwork.com
(605) 331-1031

Attorney representing South Dakota
Association of Rural Water Systems, South
Dakota Rural Electric Association (SDREA)
Riter Rogers, LLP
319 S. Coteau; PO Box 280
Pierre, SD 57501
dprogers@riterlaw.com - Rogers
e.bailey@riterlaw.com - Bailey
(605) 224-5825

Mr. Brian E. Jorde, Attorney
Mr. Ryan Cwach, Attorney
Domina Law Group
2425 S. 144th St.
Omaha, NE 68144
SDC02@dominalaw.com
ryan@birmcwachlaw.com
JCuster@dominalaw.com
(402) 493-4100

Representing: Kevin Alberts, Merle Alberts, Merle Alberts Living Trust, Denis Andersen, Janet Andersen, Paula Bell, Connie Beyer, Rick Bonander, Dale Bonnema, Bonnema Family Trust, Dana Bosma, Burggraff Farms, Frank Burggraff, Glenn Burggraff, Jackie Burggraff, Lynda Burggraff, Wayne Burggraff, Joanne Jackson Burke, Bruce Burkhart, Julie Burkhart, Kay Burkhart, Ann Cowart, Don Cowart, DeJa View Family Farm LLC, Linda Dawley, Todd Dawley, Todd and Linda Dawley Living Trust, Jessica Deering, Patrick Deering, Arnold Erickson, Tamara Ford, Gary Haak, Gerald Haak, Mike Hoffman, Carol Hoines, Warren Jackson, Spencer Jacobson, Todd Jacobson, Mary Ann Janssen, Dennis Jarabek, Janelle Jarabek, Jarabek Special Spousal Living Trust, Daniel Janssen, Robert Janssen, Ethan Javers, Mark Javers, Michelle Jensen, Chuva Johnson, David Johnson, David Johnson Living Trust, Bud Johnston, Knutson Grandchildren Trust, Lisa Knutson, Merlin Knutson, Miles Lacey, Richard Lacey, Dave Larson, Helen Le Brun, Mark Le Brun, Ray Luze, Rick Luze, Bonnie Myrlie, Keith Myrlie, Nelson Living Trust, Beverly Nelson, Daniel Nelson, Daryl Nelson, Diana Nelson, Joan Nelson, Scott Nelson, Marilyn Olson, Overseth-Ruesink Legacy Trust, Crystal Page, Dan Paulson, Jill Paulson, Tab Pepper, Becky Poss, Clayton Rentschler, Art Richert, Beverly Richert, Richert Family Trust, Berton Risty, Joyce Risty, Jenae Ruesink, Evelyn Schuer Living Trust, Schwebach Family Trust, Marilyn Schwebach, Rosemary Schwebach, Tom Schwebach, Glenn Scott, Brad Severson, Lonna Smeenck, Merlyn Smeenck, Merlyn and Lonna Smeenck Living Trust, Ryon Smeenck, Maryls Stensaas, Joyce Swanson, Angela Teal, Brian Teal, Ronald Teal, Ronald and Angela Teal Rev. Trust, Walter Theis, Roger Van Dyke, Robyn Ventura, Tony Ventura, Verlyn and Anna Legacy Trust, Galen Ver Steeg, David Vinzant, RoSchell Vinzant, Wright Brothers Partnership, RJ Wright, Leroy Zorr, Paulette Zorr

/s/ William Taylor

One of the attorneys for United Association of
Journeymen and Apprentices of the Plumbing and

Pipe Fitting Industry of the United States and
Canada and International Union of Operating
Engineers Local 49 and Laborers International
Union of North America