

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF SOUTH DAKOTA

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HP 22-002

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, :
:
:

**APPLICANT’S WITNESS LIST
AND AMENDED EXHIBIT LIST**

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In compliance with the Commission’s order dated March 2, 2023, Applicant Navigator Heartland Greenway LLC (“Navigator”) submits its lists of exhibits and witnesses for the evidentiary hearing scheduled to begin on July 25, 2023.

A. Navigator intends to call the following witnesses:

1. Jeff Allen (prefiled direct testimony disclosed, and adopting in part earlier prefiled testimony of David Giles)
2. Monica Howard (prefiled rebuttal testimony disclosed, and adopting earlier prefiled testimony of Brandi Naughton)
3. Elizabeth Burns-Thompson (prefiled direct testimony disclosed)
4. Jonathon Muller (prefiled direct, supplemental direct and amended direct testimony disclosed)
5. Stephen Lee (prefiled direct, supplemental direct and rebuttal testimony disclosed, and adopting in part earlier prefiled testimony of David Giles)
6. Vidal Rosa (prefiled direct and supplemental direct testimony disclosed)

7. Brian Brinkman (prefiled direct testimony disclosed)
8. Jared McEntaffer (prefiled direct testimony disclosed)
9. John Godfrey (prefiled direct and rebuttal testimony disclosed)
10. Mark Hereth (prefiled direct and rebuttal testimony disclosed)
11. Michael Tveidt (adopting prefiled rebuttal testimony disclosed of Jeffrey L. Pray, who is unavailable)
12. Laura McGlothlin (prefiled rebuttal testimony disclosed)
13. Steve Brandenburg (prefiled rebuttal testimony disclosed)
14. Michael Harrison (prefiled rebuttal testimony disclosed)

B. Navigator intends to offer the following exhibits in evidence:

- N1. Prefiled direct and supplemental direct testimony of Brandi Naughton with attached exhibits.
- N2. Prefiled direct testimony of David Giles with attached exhibits.
- N3. Prefiled direct testimony of Elizabeth Burns-Thompson with attached exhibits.
- N4. Prefiled direct, amended direct, and supplemental direct testimony of Jonathon Muller with attached exhibits.
- N5. Prefiled direct, supplemental direct, and rebuttal testimony of Stephen Lee with attached exhibits.
- N6. Prefiled direct and supplemental direct testimony of Vidal Rosa with attached Exhibits.
- N7. Prefiled direct testimony of Brian Brinkman.
- N8. Prefiled direct testimony of Jared McEntaffer with attached exhibits.
- N9. Prefiled direct testimony of Jeff Allen with attached exhibits.

- N10. Prefiled direct and rebuttal testimony of John Godfrey with attached exhibits (Exhibit B to direct testimony designated Confidential).
- N11. Prefiled direct and rebuttal testimony of Mark Hereth with attached exhibits.
- N12. Prefiled rebuttal testimony of Jeffrey L. Pray.
- N13. Prefiled rebuttal testimony of Laura McGlothlin with attached exhibits.
- N14. Prefiled rebuttal testimony of Steve Brandenburg.
- N15. Prefiled rebuttal testimony of Monica Howard with attached exhibits.
- N16. Prefiled rebuttal testimony of Michael Harrison.
- N17. Moody County Structure and Corporate Limits Buffer Map.
- N18. Moody County's discovery answers to Navigator.
- N19. HGS Environmental Construction Guidance revised version
- N20. Permit Application
- N21. Updated Permit Table 1.8-1
- N22. (Reserved)
- N23. (Reserved)
- N24. (Reserved)
- N25. (Reserved)
- N26. (Reserved)
- N27. (Reserved)
- N28. Application Exhibit A7 – Public Facilities Map (Response to Staff DR 1-15)
- N29. Signed Application Verification (Response to Staff DR 1-13)
- N30. 1/25/22 SDGFP Comment Letter (Staff DR 3-1)
- N31. 10/3/22 SDGFP Comment Letter (Staff DR 3-1)

- N32. Union Letters of Intent (Staff DR 3-7)
- N33. South Dakota HCA Overview Map (Confidential) (Staff DR 4-3)
- N34. Navigator's Responses to Staff's First Data Requests
- N35. Navigator's Responses to Staff's Second Data Requests
- N36. Navigator's Responses to Staff's Third Data Requests
- N37. Navigator's Responses to Staff's Fourth Data Requests
- N38. Navigator's Responses to Staff's Fifth Data Requests
- N39. Navigator's Responses to Staff's Sixth Data Requests
- N40. Navigator's Responses to Staff's Seventh Data Requests
- N41. Navigator's Second Supplemental Responses to Staff' Third Data Requests
- N42. Valve Map with HCA Impact (Confidential)
- N43. HGS Emergency Management System Guidance and Framework (Confidential)
- N44. Navigator's Fifth Supplemental Response to Staff' First Data Requests
- N45. HGS Draft Emergency Response Plan Draft (Confidential)
- N46. Navigator's Amended Supplemental Responses to Staff's Fifth Data Requests
- N47. Air Dispersion Guidance with App. B (DR 5-10) (Confidential)
- N48. Navigator's Supplemental Response to Staff's Third Data Requests
- N49. Navigator's Second Supplemental Response to Staff's Second Data Requests
- Amended to withdraw Exhibit N50 - N50. 5/2/23 Centerline (DR 1-1) – this exhibit has been previously produced in its native format**
- N51. State Geological maps (DR 1-17)
- N52. Omaha Wetland Report 2/9/23 (DR 1-25)
- N53. Bat Survey Memo (DR 1-29(a)) (Confidential)

- N54. Lined Snake Report (DR 1-29(d)) (Confidential)
- N55. Navigator's Supplemental Response to Staff's Second Data Requests
- N56. (Reserved)
- N57. (Reserved)
- N58. Terracon Phase I Geological and Geohazard Desktop Study (DR 3-4) (Confidential)
- N59. Navigator's Amended Responses to Staff's Seventh Data Requests
- N60. Pipeline Right of Way and Easement Agreement
- N61. Navigator's Fourth Supplemental Response to Staff's First Data Requests
- N62. Plume Modeling and Buffer Overview (DR 1-7 and 1-8) (Confidential)
- N63. Terms of Commercial Agreements with SD Shippers (DR 1-14) (Confidential)
- N64. HGS MLV Overview Maps (DR 2-4) (Confidential)
- N65. PHMSA Portal Instructions and LEPA CO2 Pipeline Safety Fact Sheet (DR 2-14(b))
- N66. Dakota Skipper Habitat Assessment (DR 1-29(e)) (Confidential)

Amended to add: N67. Michael Tveidt Resume

Navigator reserves the right to offer any document submitted by any party during the course of discovery and additional exhibits necessary to rebut evidence presented by any other party in this docket or for impeachment purposes. One paper copy of all Navigator exhibits will be available at the hearing; the exhibits otherwise will be submitted electronically.

Dated this 20th day of July, 2023.

WOODS, FULLER, SHULTZ & SMITH P.C.

By /s/ James E. Moore

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