

**BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF SOUTH DAKOTA**

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

HLP24-001

**LEROY BRAUN'S OBJECTION TO
STAFF'S PROPOSED PROCEDURAL
SCHEDULE
AND
MOTION SUBSTITUTE PROPOSED
PROCEDURAL SCHEDULE
AND
MOTION FOR APPROVAL TO
PRESENT TESTIMONY VIA LIVE
VIDEO MEANS**

LeRoy Braun, Movant, states as follows:

1. Summit filed its Application for Permit on November 19, 2024. Current law provides the PUC must decide this matter on or before November 19, 2025, absent unilateral right of applicant to continue the matter, which is in contravention of procedural due process rights as it deprives any Intervenors of the same rights and creates a two-tier class of Parties to this docket, some with rights and some without.

2. Movant objects to the dates proposed by Staff and offers these for consideration and specifically requests the PUC adopt this schedule instead:

Applicant Supplemental Testimony - January 31, 2025

Staff Testimony – May 30, 2025

Last Day to Serve Discovery Requests – June 20, 2025

Intervenor Testimony – June 23, 2025

Responses to Final Discovery Due - July 7, 2025

Rebuttal Testimony – July 21, 2025

File exhibits, exhibit & witness lists, and dispositive motions – August 4, 2025

File Prehearing Motions - August 15, 2025

Prehearing Conference – August 25, 2025

Evidentiary Hearing Commences – September 2, 2025 (exact dates tbd)

3. Movant further respectfully requests the ability to present witnesses who pre-filed testimony by remote video-conferencing means during the evidentiary hearing. This method has worked well in Iowa and North Dakota, has reduced costs and expenses of the parties, and assisted with an efficient presentation of the evidence.

WHEREFORE, Movant respectfully requests the Commission issue an order adopting Mr. Braun’s procedural schedule above and grant all Parties the right to present witnesses during the evidentiary hearing via streaming videoconference.

Dated January 3, 2025.

By: /s/ Brian E. Jorde

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