

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

<b>IN THE MATTER OF THE APPLICATION BY SCS )</b>	<b>ORDER GRANTING PARTY</b>
<b>CARBON TRANSPORT LLC FOR A PERMIT TO )</b>	<b>STATUS APPLICATIONS;</b>
<b>CONSTRUCT A CARBON DIOXIDE )</b>	<b>ORDER DENYING PARTY</b>
<b>TRANSMISSION PIPELINE )</b>	<b>STATUS</b>
<b>)</b>	<b>)</b>
<b>)</b>	<b>)</b>
<b>)</b>	<b>HP24-001</b>

On November 19, 2024, the South Dakota Public Utilities Commission (Commission) received an Application for a Permit to Construct a Carbon Dioxide Transmission Pipeline (Application) from SCS Carbon Transport LLC (Summit or Applicant), a limited liability company owned by Summit Carbon Solutions, LLC. Applicant proposes to construct and operate a carbon dioxide (CO<sub>2</sub>) transmission pipeline (Project). The Project, which has been named the Midwest Carbon Express pipeline, is approximately 2,500 miles of pipelines for the transportation of CO<sub>2</sub> from ethanol plants across five states to underground injection wells in North Dakota. The South Dakota portion of the Project, is approximately 698 miles, crossing 23 counties. The Commission held public input meetings on the Application at six locations in proximity to the route on January 15-17, 2025. The deadline to file Applications for Party Status was January 24, 2025. Applications for Party Status that have been filed in this docket can be viewed at <https://puc.sd.gov/Dockets/HydrocarbonPipeline/2024/HP24-001PartyStatus.aspx>.

On November 21, 2024, the Commission issued a Notice of Application; Order for and Notice of Public Input Meeting; Notice of Opportunity to Apply for Party Status and electronically transmitted notice of the filing and the intervention deadline of January 24, 2025, to interested individuals and entities on the Commission's PUC Weekly Filings electronic listserv. The Commission has received Applications for Party Status from a number of persons, including governmental entities. As of February 11, 2025, the Commission has received 592 Party Status Applications. This Commission has previously issued orders granting Party Status Applications on December 20, 2024, January 23, 2025, and January 31, 2025.

On February 7, 2025, Staff filed its Recommendation for the February 11, 2025, Commission Meeting (Staff's Recommendation). Staff recommended approval of all Party Status Applications except for those listed in Staff's Denial List attached to Staff's Recommendation. On February 10, 2025, Commissioner Fiegen filed a letter detailing her recommendations for the pending Party Status Applications (Commissioner Fiegen's List).

The Commission has jurisdiction over this matter pursuant to SDCL Chapters 1-26 and 49-41B, specifically 49-41B-17, and ARSD Chapter 20:10:22.

At its regularly scheduled meeting on February 11, 2025, the Commission considered all pending Applications for Party Status. Finding that sufficient interest had been demonstrated, the Commission voted unanimously to grant party status to those individuals and entities for whom Staff recommended approval in Staff's Recommendation, with the exception of Julie Burkhart. Finding that an applicant for party status has the burden to establish an interest pursuant to SDCL 49-41B-17, the Commission voted unanimously to deny party status to those for whom party status had not already been granted with the exception of Julie Burkhart and those listed for



deferral on Page 4 of Commissioner Fiegen's List.<sup>1</sup>

It is therefore

ORDERED, that Party Status is hereby granted to those for whom Staff recommended approval in Staff's Recommendation, with the exception of Julie Burkhart. Those for whom Party Status has been granted by this Order are listed in Attachment A to this Order. It is further

ORDERED, that Party Status is hereby denied to all persons and entities who have not already been granted, except for those applicants listed on Commissioner Fiegen's deferral list or Julie Burkhart. Those for whom Party Status has been denied by this Order are listed in Attachment B to this Order. It is further

ORDERED, that the Commission hereby defers action on Julie Burkhart, as well as all those listed for deferral on Page 4 of Commissioner Fiegen's List. It is further

ORDERED, that inconsistencies, if any, between the ordering clauses of this Order and the attachments hereto shall be resolved in favor of the order clauses.

Dated at Pierre, South Dakota, this 13<sup>th</sup> day of February 2025.

<b>CERTIFICATE OF SERVICE</b>	
The undersigned hereby certifies that this document has been served today upon all parties of record in this docket, as listed on the docket service list, electronically or by mail.	
By:	<u><i>Kristie Fiegen</i></u>
Date:	<u>13 February 2025</u>

BY ORDER OF THE COMMISSION:

*Chris Nelson*

CHRIS NELSON, Commissioner

*Kristie Fiegen*

KRISTIE FIEGEN, Commissioner

<sup>1</sup> Specifically, those listed for deferral on Commissioner Fiegen's List who were not granted approval pursuant to the Motion to grant Party Status consistent with Staff's Recommendation are Alicyn R Wager, Bruce Burkhart, Charles D Dubbe, Charles Kludt, Francies Buttemeier, Jacqueline Leibel, Joyce Grenz, Judy Nelson, Lee Ann Pierce, Lorena Dubbe, Mark Lebrun, Nathan Wager, Ronald Shelburg, and Stacy Sinner.

**Attachment A to Commission Order  
(Party Status Granted)**

Aaron Kappes  
Aberdeen Township  
Adam Peterson  
Alden Oldsen  
Amanda Peterson  
Amy Haselhorst  
Amy Pekelder  
Anita Wells  
Anna Steever  
Ardis Sween  
Arlen Trygstad  
Ashton Connell  
Bobbi Fridley, DVM  
Brian Butzer  
Brian C. Johnson  
Brian D Moore  
Brian Wiedebush  
Brown County Commission  
Calvin Moore  
Cathy Lu Miller  
Charles Marion Fridley  
City of Mellette  
Clair D. and Joyce D. Welbon Family Trust  
Clinton Township Miner County  
Colin Hoffman  
Collin C. Welbon  
Cynthia Schlag  
Dakota Aeration  
Dakota Renewable Hydrogen, LLC  
Darren Nelson  
David Heyd  
Deb Heyd  
Deborah Raml  
DeVonne Sommer  
Diane Oldsen  
Donald D Rang  
Donna Moore  
Donna Rozell  
Douglas R. Lowe

Douglas Wettergren  
Duane Klipfel  
Dustin Van Beek  
Dwayne Peterson Ag Co  
Ed Fischbach  
Endeavor Presbyterian Church  
Fedora Fire Department  
Francoli Family Limited Partnership  
Freida L. Fossum  
Gehm Family Trust  
Gevo Net-Zero 1, LLC  
Gregory Teal  
H&H Farms LLP  
Hand County Emergency Management  
Hoffman Township McPherson County  
Howard R. Anderson  
Inga Trygstad  
International Union of Operating Engineers Local 49  
Jackson Zwart  
Jakob Heyd  
Janeen K Rang  
Jeannette Knigge  
Jerome T. and Elizabeth H. Streckfuss Irr. Trust  
Jessica Mack  
John Paul Steever  
John T Steever  
Jonnae Liebelt  
Joyce Hartsoch  
Karen Wiedebush  
Kathi Baade  
Kelly Olson  
Kingsbury County  
Kingsbury Mining Company  
KKKP Property LLLP  
Kristie Morrison  
Kristin Deeg Regan  
Kysa Kohl Gilkerson  
Laborers' International Union of North America  
Lake Campbell Improvement Association  
Larry A Fossum  
Laurel A Peterson: POA for Shirley G Cope  
Laurel Peterson  
Lee Cope

Lee Mack  
Leola Volunteer Fire and Rescue  
Leslie Butzer  
Linda Hostler  
Linda L. Poppen  
Linda Teal  
Lori J Pick  
Marla Mosiman  
Marlene Gannon  
Marlene Tevedahl  
Marty Francoli  
Mary Ann Zerbel  
MaryJo Minor  
Medary Township  
Melissa Granum  
Michael Hasart  
Michele Brandenburger  
Miner County  
Minnehaha County  
Myron O. Hammer Credit Shelter Testamentary Trust  
Pederson Ag LLC  
Philip Morrison  
Rachael Foster  
Randy Cope  
Raquel Meidinger  
Rebecca Michaelsohn  
Richard Close  
Richard E Poppen  
Richard Schumacher  
Robert Wells  
Rodney and Sherrie Miles  
Rodney Dobberpuhl  
Rodney Mosiman  
Rodney W. Brandenburger  
Ryan Pekelder  
Sara Moore  
Scott Schlag  
Scott Schulz  
SDREA  
Seck Real Estate LLC  
Shane Leininger  
Shawna Baysinger  
Shirley K. Morrison, Morrison Trust

Siera Van Beek  
Stacy Klein  
Steve Malsom  
Tamara Mohr  
Terry L. Moore  
Tetonka Township, Spink County  
The Nature Conservancy  
Tim Kenyon  
Tina Sturm  
Todd Klein  
Todd Nelson  
Todd Rozell  
Tom Schulz  
Traci Kappes  
Trenton Township  
United Association of Journeymen and Apprentices of the Plumbing and Pipe Fitting Industry  
of the U.S. and Canada  
Valerie Rath  
William Street

**Attachment B to Commission Order  
(Party Status Denied)**

AGM Farms, LLC (Gary E Meyer)  
Alan Hartman  
Andrew Zoss  
Arnold Erickson  
Becky Poss  
Ben Krohmer  
Beverly Nelson  
Brandei Schaeffbauer  
Brent Hoffman  
Brian Teal  
Caila Corcoran  
Clayton Rentschler  
Connie Beyer-Lalonde  
Dan De Roon  
Dan Nelson  
Daniel Janssen  
Daniel Kapperman  
Darres Nelson  
David M Jungwirth  
David Reker  
Deb Everson  
Delton Hitchcock  
Denis E Andersen  
Dennis J Jarabek of Jarabek Special Spousal Trust  
Dewayne L. Siebrasse  
DiAnn Kothe  
Elizabeth D Perry  
Ellen Morano  
Geraldine G Schauer  
Gordon Garrison  
Grandma Frieda Boettger-Hansen's 40  
Gwen Reker  
Janelle E Jarabek of Jarabek Special Spousal Trust  
Janet L Andersen  
Jessica Deering  
Jodi L. Waltman  
Jordan Hanson  
Julia Stramer  
Kaleigh Zoss  
Karen A Lambert

Katherine Stockdale  
Kathy A Carter  
Kay Burkhart  
Kimberly Junker  
Kohles Family Farms  
Linda Hartman  
Linda Schauer  
Lisa Ritzert  
Liz Hoffman  
Lloyd Schaunaman  
Lynda Burggraff  
Marian and Melvin Kallas  
Marilyn M Olson  
Marjorie Swan  
Mark J Thompson  
Mary Ann Janssen-Nelson  
Mary Nosbush  
Mary Schaunaman  
Melodee Martin Melder  
Michael A Henning  
Michael Jon Jilek  
Michael V Jungwirth  
Mitchell B. Kertzman  
Myron Christopherson  
Natalie J Bunge  
Nelson Living Trust  
Patrick Deering  
Rachael Kapperman  
Red Rock Township  
Richard Bonander  
Robert B Perry  
Robert Everson  
Robert Janssen  
Robert Morano  
Robert Tate  
Sam Schauer  
Sandra R Jungwirth  
Scott Geppert  
Shantel Schumack  
Sherri Webb  
Sylvester M Jacobs  
Therese A Pritchard  
Thomas Spisak



Travis & Kenny Hostler  
Verlyn & Anna Legacy Trust  
Vicki Vining  
Wade A. Christiansen