

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

IN THE MATTER OF THE APPLICATION BY)
TRANSCANADA KEYSTONE PIPELINE, LP)
FOR A PERMIT UNDER THE SOUTH DAKOTA)
ENERGY CONVERSION AND TRANSMISSION)
FACILITIES ACT TO CONSTRUCT THE)
KEYSTONE XL PROJECT)

Docket No. HP 14-001

**SUPPLEMENTAL ANSWERS TO INTERROGATORIES AND REQUESTS FOR
DOCUMENTS PROPOUNDED TO THE STANDING ROCK SIOUX TRIBE**

The Standing Rock Sioux Tribe (“Tribe”), by and through undersigned counsel, hereby supplements its answers and objections to the interrogatories and requests for the production of documents served by TransCanada Keystone Pipeline, LP in the above-captioned matter.

INTERROGATORY NO. 3 State the name, current address, and telephone number of each fact witness you intend to call to offer testimony at the evidentiary hearing in this case set for May 2015.

SUPPLEMENTAL ANSWER: Jesse Taken Alive, Standing Rock Sioux Tribal Council, Box D Fort Yates, North Dakota 58538, (701) 854-8500; Phyllis Young, Standing Rock Sioux Tribal Council, Box D, Fort Yates, North Dakota 58538, (701) 854-8500.

INTERROGATORY NO. 4 State the name, current address, and telephone number of each witness whom you intend to call at the evidentiary hearing as an expert witness under SDCL Ch. 19-15, and for each expert, state:

- a. the subject matter on which the expert is expected to testify;
- b. the substance of each opinion to which the expert is expected to

Standing Rock Sioux Tribe
Opposition Motion in Limine Cahill
Exhibit A

- testify;
- c. the facts supporting each opinion to which the expert is expected to testify;
- d. the expert's profession or occupation, educational background, specialized training, and employment history relevant to the expert's proposed testimony;
- e. the expert's previous publications within the preceding 10 years; and
- f. all other cases in which the witness has testified as an expert at trial or by deposition within the preceding four years.

SUPPLEMENTAL ANSWER: The Tribe's expert witnesses include Linda S. Black Elk, M.S., 9299 Highway 24, Fort Yates, North Dakota 58538, (701) 854-8044; and Kevin E. Cahill, Ph.D., EcoNorthwest, 223 N. 6th Avenue, Suite 430, Boise, Idaho, 83702, (208) 918-0617.

For Professor Black Elk:

- a. medicinal and culturally-significant plants;
- b. impacts of construction or an inevitable release of tar sands crude on plants with medicinal or culturally-significant uses by the Lakota and Dakota Indians, and the violations of applicable law;
- c. see the Supplemental Answer to Request for Production No. 6;
- d. see the Supplemental Answer to Request for Production No. 8;
- e. see the Supplemental Answer to Request for Production No. 8; and
- f. see the Supplemental Answer to Request for Production No. 8.

For Dr. Cahill:

- a. the economic and environmental conditions relating to Keystone XL, and changes thereto.
- b. this has not been fully determined at the present time.

- c. see the Supplemental Answer to Request for Production No. 6;
- d. see the Supplemental Answer to Request for Production No. 8;
- e. see the Supplemental Answer to Request for Production No. 8;
and
- f. see the Supplemental Answer to Request for Production No. 8.

REQUESTS FOR THE PRODUCTION OF DOCUMENTS

1. All documents that you intend to offer as exhibits at the evidentiary hearing in this matter.

SUPPLEMENTAL ANSWER: See attached documents; other documents to be offered as exhibits have not yet been identified.

6. All documents relied on by any expert whose testimony you intend to offer at the evidentiary hearing in this matter.

SUPPLEMENTAL ANSWER: See attached documents; other documents to be offered as exhibits have not yet been identified.

8. A current resume for each expert whose testimony you intend to offer at the evidentiary hearing in this matter.

SUPPLEMENTAL ANSWER: See attached documents.

DATED this 10th day of March, 2015

By: *Peter Capossela*
Peter Capossela, P.C.
Attorney at Law
Post Office Box 10643
Eugene, Oregon 97440
(541) 505-4883
pcaossela@nu-world.com

Attorney for Standing Rock Sioux Tribe