

Additional Testimony

September 7, 2007

Our appointment was at 10:00 am. With Clark Cooney. Mike was already talking with him when I joined the conversation. Mike said to me that Clark told him that the PUC had given verbal approval to the pipeline. I asked Clark to state that to me. He did. Once again, I asked him to repeat that statement. He did. Clark had the easement in one hand as he made the statement he put the easement on the car trunk. I felt that he was really pushing us to sign. I went in the house and called the PUC office. Bob Knadle was the person I spoke to. The attached email explains what Mr. Knadle said to the land agent.

Later, I asked Clark who he had gotten his information from he said Tim Storby. I asked then whom did Mr. Storby get his information from he said Don Ellis.

Respectfully submitted  
Mike and Sue Sibson

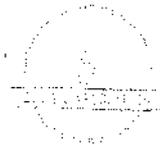


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Clark Cooney  
Right of Way Agent

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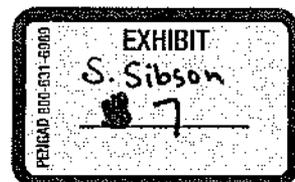
Timothy J. Storby  
Land Dept. R.O.W. Supervisor  
an Employee of BNSF, Inc. and an  
Independent Contractor of TransCanada



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Contracted to TransCanada's Royalties Trust & Holders



## Sue Sibson

**From:** Bob.Knadle@state.sd.us

**Sent:** Friday, September 07, 2007 10:39 AM

**To:** sibsonl@santel.net

**Cc:** Bob.Knadle@state.sd.us; Kara.Semmler@state.sd.us; Patty.VanGerpen@state.sd.us

Susan Sibson called the Commission at approximately 10:10 am and informed me that Clark Cooney, a land agent for TransCanada, was at her premises and informed her that the Commission had made a verbal ruling that approved the construction of the oil pipeline. She wanted me to talk with Mr. Cooney and tell him that that was not the case and tell him that he should not be relaying this incorrect information. Susan handed the phone to Mr. Cooney and I informed him that the Commission had not made any ruling on the permit for the pipeline at this time and that if he was relaying that the Commission had approved the permit for the pipeline that he should stop relaying this incorrect information. I also told him that the draft Scheduling And Procedural Order has the evidentiary hearing set for the first two weeks in December.

Susan's cell phone number is 605-770-2647  
Howard, South Dakota

12/6/2007