

FEDERAL ENERGY REGULATORY COMMISSION
OFFICE OF ENERGY PROJECTS
AND
UNITED STATES DEPARTMENT OF TRANSPORTATION
PIPELINE AND HAZARDOUS MATERIALS SAFETY
ADMINISTRATION

- - -

ROCKIES EXPRESS EAST PROJECT
PUBLIC COMMENT MEETING

- - -

The above public comment meeting came on
at the Zanesville High School, 1701 Blue Avenue,
Zanesville, Ohio 43701, on January 7, 2008, at 6:00
p. m.

Rockies Express Pipeline Project
January 7, 2008

1 APPEARANCES:

2

3 Douglas A. Sipe

4 Environmental Project Manager

5 Federal Energy Regulatory Commission, Ferc

6 888 First Street, N.E.

7 Washington, D.C. 20426

8

9 Gery Bauman

10 Pipeline Safety Engineer

11 United States Department of Transportation

12 Pipeline and Hazardous Materials Safety

13 Administration

14

15 Also present,

16 Thomas Cuddy

17 Jennifer Thomas - sign-in table

18 Trevor Loveday - Entrix

19 Ann Allen - Entrix

20

21

22

23

24

25

Rockies Express Pipeline Project
January 7, 2008

1	PUBLIC SPEAKERS:	PAGES
2	Raymond Grudier	15, 65
3	Ronald Fuller	19
4	Gary Smith	46, 51, 92, 93
5	Richard Sidwell	27
6	James Witmer	33
7	Jerry Witmer	34
8	Carol Costello	36, 62, 95
9	Nancy Holland	Passed
10	Richard Kemp	48
11	John Morgan	50
12	Rick Hutchinson	52
13	Mike Calovski	66
14	Ron Forni	68
15	Gary Carter	70
16	Dale Forni	94

17

18

19

20

21

22

23

24

25

Rockies Express Pipeline Project
January 7, 2008

1 P R O C E E D I N G S

2 DOUG SIPE: Well, good evening,
3 everybody. I'll try to make this as short as I
4 can, but it is for you to give us your comments.
5 And I know there's a big game in town tonight. I
6 hope anybody doesn't mind, but I took LSU minus or
7 plus a points the tonight. No, I'm rooting for
8 you, I'm Penn Stater, so I hope Ohio State does it.

9 On behalf of the Federal Energy
10 Regulatory Commission referred to as "FERC" I would
11 like to welcome all of you tonight. My name is
12 Douglas Sipe, I am an outreach manager for the
13 Division of Gas, Engineering and Environment in the
14 Office of Energy Projects at Ferc.

15 This is a public comment meeting on
16 the Draft Environmental Impact Statement. A lot of
17 you probably received this big old document in the
18 mail or in CD form, so I hope that everyone got
19 this. If you did not receive one, talk to the
20 ladies out at the sign-in table tonight.

21 Let the record show that the Public
22 Comment Meeting began at 6:04 p.m. on January 7,
23 2008. Tonight I am assisting the Environmental
24 Project Manager, Laura Turner, who I believe is in
25 Illinois tonight for the Draft EIS Public Comment

Rockies Express Pipeline Project
January 7, 2008

1 Meetings for the Rockies Express East Pipeline
2 Project. We are holding a total of nine (9) public
3 meetings this week across the project area, with
4 three separate teams staffed by the Commission
5 Staff and our Environmental Consultant ICF
6 International and Entrix.

7 There's a meeting tonight in
8 Missouri, tonight in Indiana, and one here in Ohio.
9 And then tomorrow night it goes from -- Is there
10 two in Missouri, is there two in Missouri, one or?
11 One in Missouri. Okay. So there's two in Illinois
12 this week, one in Missouri, three in Indiana, and
13 three here in Ohio.

14 Representatives from ICF and Entrix
15 are here helping me tonight. Let me introduce
16 Thomas Cuddy, sitting up here to the left, Jennifer
17 Thomas, who is seated at the -- was at the sign-in
18 table where you came in, Trevor Loveday, and Ann
19 Allen, they're all -- they're with Entrix.

20 ICF and Entrix are consulting firms
21 assisting us and producing the EIS for this
22 project. We also have Gery Bauman, our regional
23 community assistance and technical service, CATS
24 manager with the U.S. Department of Transportation
25 Pipeline and Hazardous Material Safety

Rockies Express Pipeline Project
January 7, 2008

1 Administration.

2 PHMSA staff takes an active role on
3 safety during the EIS process and the construction
4 operation of these natural gas pipeline projects.
5 Mr. Bauman will answer any questions that you may
6 have for him tonight.

7 The Ferc is an independent agency
8 that regulates the interstate transmission of
9 electricity, natural gas, and oil. Ferc reviews
10 proposals and authorizes construction of interstate
11 natural gas pipelines, storage facilities, and
12 liquified natural gas terminals, as well as the
13 licensee and inspection of hydroelectric projects.

14 The purpose of the Commission is to
15 protect the public and energy customers assuring
16 that regulated energy companies are acting within
17 the law.

18 We are located in Washington, D.C.,
19 just north of the United States capital building.
20 Ferc has up to five commissioners who are appointed
21 by the President of the United States with the
22 advice and consent of the Senate. Commissioners
23 serve five-year terms and have the equal vote on
24 regulatory matters. One member of the Commission
25 is designated by the President to serve as the

Rockies Express Pipeline Project
January 7, 2008

1 Chair in the Ferc's Administrative head. Ferc has
2 approximately 1200 staff employees. Right now our
3 Chairman is Commissioner Joseph T. Kelliher.

4 The Ferc is the lead federal agency
5 responsible for the National Environmental Policy
6 Act 1969, NEPA, review of the Rockies Express East
7 Pipeline Project and the lead agency for
8 preparation of the EIS.

9 NEPA requires Ferc to analyze the
10 environmental impacts, consider alternatives, and
11 provide appropriate mitigation measures on the
12 proposed project.

13 The U. S. Army Corp of Engineers, the
14 U. S. Fish and Wildlife Service, the Illinois
15 Department of Agriculture, and the National
16 Resource Conservation Service are participating as
17 cooperating agencies with us in the EIS. We thank
18 them, and without our cooperating agencies our job
19 becomes a lot harder. And, again, I cannot say it
20 enough to our cooperating agencies for providing us
21 input for our Environmental Impact Statement.

22 The Rockies Express East Pipeline
23 Project is a joint venture among Kinder Morgan
24 Energy Partners, Sempra Pipelines and Storage and
25 Conoco-Phillips.

Rockies Express Pipeline Project
January 7, 2008

1 On April 30th, 2007, Rockies Express
2 filed an application under Section 7 of the Natural
3 Gas Act in Docket Number CP-07-208 to construct and
4 operate new natural gas facilities including 640
5 miles of 42 inch diameter pipeline, in Missouri,
6 Illinois, Indiana and Ohio. Seven compressor
7 stations totalling 225,000 horsepower compression
8 in auxiliary areas are also proposed.

9 The project is covered in more
10 detail in the Draft Environmental Impact Statement.

11 The purpose of tonight's meeting is
12 to provide each of you with the opportunity to give
13 us your comments on the Draft EIS and for us to
14 answer any questions you may have regarding the
15 Ferc process or about the project in general.

16 We are here tonight to learn from
17 you. It'll help us most if your comments are as
18 specific as possible regarding the proposed project
19 and the Draft EIS.

20 If you wish to speak tonight, please
21 sign the speakers list. Speakers list is at the
22 sign-in table where everyone came in. Well, I saw
23 some people entering from over here on the side, so
24 if you didn't see the sign-in table you need to go
25 back out and we have some information there for

Rockies Express Pipeline Project
January 7, 2008

1 you.

2 If you don't wish to speak tonight,
3 there are also forms, and there's many other ways
4 that you can provide us comments. We have a form
5 out there that you can provide us written comments
6 and hand 'em to us tonight, and we have actually
7 ways, we have electronic filing information out
8 there, if you want to e-file comments to Ferc, we
9 have instructions on how to do that, also.

10 During our review of the project we
11 assembled information from a variety of sources,
12 including Rockies Express, you, the public, other
13 state, local and federal agencies, and our own
14 independent analysis and field work. We analyzed
15 this information and prepared a Draft EIS that will
16 be distributed to the public, that as distributed
17 to the public for comment.

18 A notice of availability of the
19 Draft EIS was issued for this project on November
20 23rd, 2007.

21 We are in the midst of a 45-day
22 comment period on the Draft EIS. The formal
23 comment period will end on January 14, 2008. It is
24 during this period that we receive comments on the
25 Draft EIS. All written comments received during

Rockies Express Pipeline Project
January 7, 2008

1 this time period or verbally tonight will be
2 addressed in the final EIS.

3 We ask that you provide comments as
4 soon as possible in order to give us time to
5 analyze and research the issues and provide an
6 adequate response.

7 I would like to add that Ferc
8 strongly encourages electronic filing of any
9 comments. The instructions for this can be located
10 on our website at www.Ferc.gov under the e-filing
11 link.

12 There is a problem with the e-filing
13 link and we are getting a lot of -- a lot of
14 comments on that. Originally when it was designed
15 there was spot up on top of the e-filing page where
16 you need to put a company name in there. It was
17 designed poorly and it is going to be changed here
18 real soon. There's a new comment called "Quick
19 Comment" being launched at Ferc real soon. But if
20 you go on the e-filing link, make sure -- there's
21 instructions there now to fix that where you can
22 just put "individual" in there or you can name
23 yourself something, but there has to be something
24 in that block. When you go on the e-filing page
25 you'll see what I'm talking about.

Rockies Express Pipeline Project
January 7, 2008

1 If you received a copy of the Draft
2 EIS, either in paper or CD, you will automatically
3 receive a copy of the final EIS. If you did not
4 get a copy of the draft and would like to get a
5 copy of the final, please sign the attendance list
6 at the sign-in table and provide your name and
7 address and we'll make sure you get a copy of the
8 final EIS.

9 I do these projects all over the
10 country and it is one of the hardest things to keep
11 up with is the mailing list for these projects,
12 it's constantly changing. So if you did not
13 receive something, I apologize, and I'm sure the
14 company apologizes, because they want you to get
15 their information, also. But it's a constant with
16 new houses being put in and people changing
17 address, we always get -- it's a constant flow of
18 in-mail and back return to us. So we apologize if
19 you did not receive something if you didn't.

20 The EIS is not a decision document,
21 it is being prepared to advise the Commission and
22 to disclose to the public environmental impact of
23 the construction and operation of the proposed
24 project. When it is completed the Commission will
25 consider the environmental information from the

Rockies Express Pipeline Project
January 7, 2008

1 Draft EIS, along with the non-environmental issues,
2 such as engineering, markets, and rates in making
3 its decision to approve or deny a certificate,
4 which will be Ferc's authorization for this
5 project.

6 We hear this throughout the whole
7 project, this is not a done deal. Don't let
8 anybody tell you that. This project is not a done
9 deal. It's route right now. You may have on your
10 property right now, it may change. It may remain
11 the same, but this is a Draft Environmental Impact
12 Statement. There's still a lot of time for change.

13 There is no review of Ferc's
14 decisions by the President or Congress maintaining
15 Ferc's independence as a regulatory agency in
16 providing for fair and unbiased decisions.

17 If the Commission votes to approve
18 the project and a certificate of public convenience
19 and necessity is issued to Rockies Express, we'll
20 be required to meet certain conditions as outlined
21 in the certificate. If you look in the back of
22 this EIS in Section 5 I do believe, you'll see
23 there's a 150 roundabout conditions in this
24 environmental document. That means that they have
25 to comply with everyone of those conditions before

Rockies Express Pipeline Project
January 7, 2008

1 they're able to construct this project.

2 It's a good bit. This project is
3 pretty large, and but it is a good bit of
4 conditions, they still have a lot of work to do.
5 You can look at those in the EIS.

6 The Ferc environmental staff will
7 monitor the project through construction and
8 restoration performing on-site inspections to
9 ensure environmental compliance with the conditions
10 of the Ferc certificate.

11 Our cooperating agencies will use
12 the final EIS in support of their permitting
13 efforts.

14 Gary -- Again, Gery Bauman is here.
15 I did, he -- I do have a spot on here that he was
16 gonna speak, but he's really here to answer any of
17 your questions you may have on safety tonight. So
18 if you guys have some questions during your
19 presentation, he'll be here to answer 'em for you.

20 I like to point out to the audience
21 that there are Rockies Express representatives here
22 to answer your questions, and they have broad
23 detailed maps of the pipeline route. They did
24 bring two different sets of pipeline maps. The one
25 is what our Draft EIS goes off of. That's what we

Rockies Express Pipeline Project
January 7, 2008

1 looked at when we did our Draft EIS. Since then
2 they've made some tweaks to the route, and they
3 have those new alignment sheets out there, also.

4 So, again, this project is
5 constantly changing throughout, and I know that's
6 frustrating, but we're here to try to keep you guys
7 up on the information.

8 I'd appreciate if you talk to them
9 if you need to and look at the maps in the back of
10 the room after formal portion of the meeting
11 concludes.

12 We will now begin the important part
13 of the meeting with your comments. When your name
14 is called, please step up to the microphone, state
15 your name for the record. Your comments will be
16 transcribed by a court reporter to ensure that we
17 get an accurate record of your comments.

18 A transcript of this meeting will be
19 placed in the public record at Ferc so that
20 everyone has access to the information collected
21 here tonight.

22 Do I have the speakers' list? Yeah,
23 when people come up to speak, they have to walk up
24 to the podium. I know it's a little bit
25 intimidating for people who don't like to public

Rockies Express Pipeline Project
January 7, 2008

1 speak, but we have to get your comments transcribed
2 by the court reporter and that's really the only
3 way we're able to do that. So we can't really have
4 -- I'll answer as many questions as you want me to,
5 but you have to come up and ask the question.
6 Every time you come up to the mic, state your name
7 for the record, and then I'll answer anything you
8 want. But we can't have a bunch of cross-talk,
9 'cause the court reporter will be throwing
10 something at me from behind.

11 First speaker I have is Ray Grudier.

12 RAY GRUDIER: Close.

13 DOUG SIPE: Close. I'll butcher
14 names.

15 RAY GRUDIER: It's Raymond Grudier.

16 COURT REPORTER: Could you spell
17 your last name?

18 RAY GRUDIER: G-r-u-d-i-e-r.

19 RAYMOND GRUDIER

20 RAY GRUDIER: I just wrote this down
21 so it would be easier to get everything out that I
22 want to say. I live in Byesville, Ohio, and the
23 first thing is you said it's not a dune deal. I
24 really wonder, you know, where you guys are at with
25 it, because about two miles from my house they're

Rockies Express Pipeline Project
January 7, 2008

1 stockpiling thousands and thousands of feet of pipe
2 at Timko Oil, which means they're going with the
3 project. So what you said just don't really look
4 real even.

5 Anyway, as going down through here I
6 see there's been, as far as I can tell, no real
7 safety measures in place for this thing. On my
8 property I have a high pressure gas line going
9 through my property now, which I was allowed to tap
10 onto, which according to this they say you can't
11 tap onto a high-pressure line. I have one tapped
12 on running into my house, took four regulators but
13 they did it. Also, there is a high voltage
14 transmission line. This is going from in between.
15 If anything happens to that we got a heck of an
16 explosion or a lot of major damage out there. So,
17 you know, where it's at looks real bad.

18 Also there's a pond down there that
19 I don't know if it'll affect. They're gonna take
20 trees out which is definitely not good for the
21 environment.

22 And the other thing, just in general
23 here, Rockies has not ever talked to me, period.
24 So if they say they have been trying to negotiate,
25 they're way off base. I have had one man come to

Rockies Express Pipeline Project
January 7, 2008

1 my house, I was in the shower, my wife talked to
2 him, this was months and months ago, and no one has
3 contacted me since. I have mailings that said they
4 would contact me, no one has. When I contacted
5 their attorney, basically he was too busy to talk
6 to me. And the receptionist hung up on me. I
7 said, I have to talk to him, they said they're
8 gonna sue me, so I need to talk to him. This is
9 what they said to do, I'm doing it. So she hung
10 up, said, can't do it. So they're not being very
11 cooperative either anyway shape or form from what I
12 could see on this.

13 And if you look at the document they
14 sent they sent one to my wife. Her name is not on
15 the deed. Her name is spelled incorrectly, the
16 first and last name, before we were married. We've
17 been married for 12 and a half years. So in 12 and
18 a half years they can't find enough data to see if
19 we're married, they're not looking very good. So
20 that made me think this is not a very good company
21 and they're not trying very hard.

22 Also the dates on the papers, which
23 I brought with me if anybody wants to see, says
24 that they sent mailings on these dates. I never
25 got mailings on these dates. The court document

Rockies Express Pipeline Project
January 7, 2008

1 that they sent states the same thing. And there is
2 nothing in their court document to show that I got
3 anything on that date. So even the court documents
4 is wrong.

5 So I think we're dealing with a very
6 bad company and they should be watched very, very
7 closely, because I think they are not on the up and
8 up, and if you're going along with them you're not
9 either.

10 DOUG SIPE: I can answer the first
11 part about the pipe storage, and I do agree with
12 you, when you start seeing pipe roll into town that
13 you assume it is a done deal.

14 Infrastructure throughout this
15 country is at basically an all-time high, and the
16 pipe mills are completely stuffed with pipelines,
17 with pipe; that they have to get it out of their
18 mills, they have to take it somewhere. It is
19 basically a gamble that companies are taking,
20 ordering their pipe beforehand and then bringing it
21 to, you know, to wherever they store it. They'd
22 have to store it on their own property or buy the
23 property. It's somewhat different than what we're
24 analyzing in the document. But pipeline companies
25 are doing that all throughout the country where the

Rockies Express Pipeline Project
January 7, 2008

1 mills basically say if you want your pipe you've
2 got to take it now, and if you don't put your order
3 in soon enough you're not gonna have your pipe for
4 your project if you do get it approved. So that is
5 -- we're hearing that through, you know, from a lot
6 of different comments throughout the country about
7 that. It is what it is, it's a gamble by the
8 company.

9 Next speaker on the list, Ron
10 Fuller.

11 RONALD FULLER

12 RON FULLER: Good evening, ladies
13 and gentlemen. Pick up the mic?

14 DOUG SIPE: Yeah, sorry, we're gonna
15 have to pick up the mic. We're supposed to have a
16 mic down there, but --

17 RON FORNI: You don't mind if I turn
18 around to the crowd?

19 DOUG SIPE: No, you have to address,
20 me, sir.

21 RON FORNI: Okay. We'll do it that
22 way. I appreciate you gentlemen being here and
23 taking the time. I feel a little uncomfortable
24 with the Rex officials sitting behind me. This
25 outfit has lied to me more than anybody that I've

Rockies Express Pipeline Project
January 7, 2008

1 dealt with in my entire life, and I've got gray
2 hair. A gentleman -- it may not be a dune deal,
3 but they're planning on it being a dune deal. And
4 they have a list for these men and women that are
5 out here. You're coming across me, you've
6 contacted me one time, Rex, and I had to contact
7 you one time by telephone to ask you what you were
8 offering me and you didn't tell me, so I contacted
9 you again, and you still haven't come up with a
10 figure there. And you don't know you'll treat me
11 fair.

12 You won't talk to me about the
13 timber that they're coming through, the hardware
14 timber. Some of it has got a thousand plus board
15 feet per tree. I cut down my own pine trees and
16 built my own cabin. I've been 40 years
17 constructing a cabin and getting it grown. I just
18 have it finished up. The cabin was being finished
19 today. The good wife is finishing it up with
20 varnish.

21 And I don't want you coming through
22 a wildlife area and an awfully good timber area. I
23 also own the gas oil rights on that.

24 Besides that, and the thing that
25 really concerns me, and Rex has refused to talk to

Rockies Express Pipeline Project
January 7, 2008

1 me. Now they're buying in the neighbors on each
2 side of me, so they think they can put the pinches
3 on me, they won't talk to me about coal reserves.
4 And, gentlemen, I'm the guy that owns 'em. And in
5 case you guys didn't know, coal is 1500 ton to the
6 acre a foot. I happen to have parts of two veins.
7 Now on the one vein it was sold years ago, the
8 Pittsburgh 8, but I still own the stripping rights
9 to it. And the stripping rights are more valuable
10 than the coal was originally anyway.

11 I grow my own coal, I planned on
12 stripping it. The coal company was going to
13 re-drill it and check, wants nothing now to do with
14 it because of the Rex company specifically. I
15 still plan on stripping it. They own not one tree
16 up underneath the line, I did get that much
17 information out of 'em.

18 Now when they come to Bob Murray's
19 line, and my brother-in-law, Jerry Taylor is Bob
20 Murray's right-hand man, and they spent a lot of
21 time here recently flying back and forth to Utah in
22 their Israeli jet, but the bottom line is Rex got
23 stopped there, for whatever reason. Let's not try
24 to run over top the little guys like me out there.

25 And when I told them they were gonna

Rockies Express Pipeline Project
January 7, 2008

1 be using eminent domain and do whatever they wanted
2 they kind of grind and nodded at me, and that's
3 exactly what they've done so far.

4 Then I received a summons the other
5 night. The Saturday night after dark my wife went
6 to the door. Someone asked her, "Is this the
7 Fuller residence?" Handed her a bag of -- a folder
8 or something and ran. Didn't even identify
9 themselves and say who they were and ran, and I
10 know a couple of other people that the same type of
11 thing has happened, on a Saturday or Sunday even,
12 one of them was 10:00 o'clock at night. This is a
13 joke.

14 By to the coal, it's 1500 ton to the
15 acre a foot. I drill 30 inches of coal, two and a
16 half feet, that's 3000 ton to two foot. 3750 ton.
17 And the last report I had to coal to individual was
18 anywhere from a \$1.00 to \$3.00 a ton, and those
19 figures are as much as three or 10 years old. Now
20 we're looking at some coins, guys. And not no
21 \$2800 per lineal acre. And play games with me on
22 the lineal acres, because an acre is 43,560 square
23 foot. I don't care if it's one foot wide by 43,000
24 feet long or two foot wide and half that. I don't
25 care if it's circle.

Rockies Express Pipeline Project
January 7, 2008

1 Gentlemen, we need your help and we
2 need her now and there's not a lot of people here.
3 Thank's for your time.

4 DOUG SIPE: Thank you, sir, for your
5 comments. We do not -- Ferc as in general does not
6 regulate right-of-way agents, we regulate the
7 companies themselves. Sometimes we wish we could
8 regulate the right-of-way agents. And this not --
9 You know, this isn't any place in the country that
10 we're getting complaints about right-of-way agents.

11 Now I know on big pipeline projects
12 such as this one you're gonna -- you know it could
13 be the best right-of-way agent in the world and
14 you're gonna get some, you know, negative feedback
15 from that, from the public dealing with that
16 right-of-way agent.

17 We have been working very, very hard
18 with Rex and with every other regulating company
19 throughout the United States on training their
20 right-of-way agents. And what they're right-of-way
21 agents are doing when we're hearing some of these
22 comments coming from the public what they're doing
23 for us. I mean we have a process set in place for
24 an industry to come through, provide us a good
25 application and, you know, put pipe in the ground,

Rockies Express Pipeline Project
January 7, 2008

1 if it's a good project.

2 What's happening in general is these
3 right-of-way agents in the beginning are causing
4 some problems if they don't understand the Ferc
5 process in general. And believe me if you're
6 getting threats of eminent domain, that's Number 1
7 thing we want to see in a comment letter to Ferc,
8 because that does happen.

9 These companies do have the right to
10 use eminent domain if the Commission votes for this
11 project, votes "yes" for this project, not until
12 then. So if you're getting threats of eminent
13 domain, and this is how we're gonna come across
14 your land, that's the kind of information we need
15 to know, and then we can come down on the companies
16 for that.

17 I understand this is a very hard
18 process for a lot of people. I deal with natural
19 gas pipelines every day, you guys don't, or maybe
20 some of you do. The negotiation process is very
21 hard. We don't -- I can give you advice on how to
22 negotiate a pipeline project coming across your
23 property, but I can't tell you exactly how to do
24 it, Ferc does not provide that service. I
25 understand that that's somewhat difficult.

Rockies Express Pipeline Project
January 7, 2008

1 But, again, we're here for the
2 public, so if you guys have those concerns about
3 right-of-way agents and such, please provide us
4 those comments. If you don't provide 'em to us
5 sometimes we don't know that they're happening.

6 Next speak, Jerry Smith.

7 JERRY SMITH

8 JERRY SMITH: I'm a resident of
9 Sumerton or Somerset Township, Sumerton, Ohio,
10 Belmont County. It's not directly affecting my
11 land, but it is directly affecting echo system that
12 I live in. And a lot of other little issues like,
13 okay, if somebody with a backhoe gets this 42 inch
14 high pressure pipeline, how big is the fire gonna
15 be and how long is it gonna last, 'cause a backhoe
16 puts a one to three inch hole in it. There's,
17 what, 17 and a half miles of pipeline, 42 inches
18 by, what, 1400 PSI, good engineer can tell me how
19 long that fire is gonna be running, 'cause my local
20 first responders cannot cope with this. In fact,
21 all four counties that surround this area cannot
22 cope with this. We don't have that ability and we
23 need knowledge instantly. In fact, my local fire
24 chief said, we're gonna be evacuating, that's all
25 we can do. And then who is responsible for the

Rockies Express Pipeline Project
January 7, 2008

1 clean up, I hope it's not the taxpayer, because
2 we're already maxed out. That's one issue.

3 You change my echos here and you're
4 going to cause problems for, like the people who
5 depend on deer for sustenance. Family sometimes
6 harvests eight or nine deer, sometimes more if it's
7 a bigger family and that's what they get for meat
8 for the year. If you put a big gash through the
9 migratory path and fence is up, well, deer don't
10 cross those things well, sometimes they do though.

11 You know, it's gonna change the
12 quality for some people, and this is a secondary
13 ripple to all of this, but who's gonna be
14 responsible for that. And I mean this is a big
15 issue with some people.

16 The last thing that I want to say
17 is, and I had discussions with the Amish community
18 and I have dealt with them during the Canadian
19 trans Canada pipeline situation. Ferc really may
20 not have the ability, yet alone Rex, to negotiate
21 with 'em since they are an order; that their Bishop
22 owns everything. Yep, separation of church and
23 state.

24 And they believe that this pipeline
25 is subordinating God's gift. I'm just telling you what

Rockies Express Pipeline Project
January 7, 2008

1 they stated to me, because they don't want to come
2 this far, and it's late for them in the day, and
3 they get up when the sun does, and they go to bed
4 about the same time the sun goes down, and they are
5 concerned about this. And somebody has to come up
6 with a really constitutionally sound answer to
7 that. And I think this may be beyond Rex and
8 Ferc's ability.

9 And that's all I really have to say,
10 other than the fact that they're not going on my
11 property, but they are changing my world, and
12 that's the reason I moved to where I'm at. Thank
13 you.

14 DOUG SIPE: Thank you, sir. Richard
15 Sidwell.

16 RICHARD SIDWELL

17 RICHARD SIDWELL: Thank you. My
18 name is Richard Sidwell, that's R-i-c-h-a-r-d
19 S-i-d-w-e-l-l. I'm here representing -- I'm the
20 treasurer of Raven Rocks, Incorporated in Belmont
21 County. What I'd like to do is to ask you to
22 seriously consider re-routing a line around a large
23 property which we own in Belmont County, and I'll
24 explain why we're making that request.

25 Last fall we sent a letter to Ferc

Rockies Express Pipeline Project
January 7, 2008

1 which we filed with -- got no response, but I want
2 to make sure that that letter is on the record, so
3 I'll read that first.

4 "The proposed route to the Rockies
5 Express Pipeline would cross a very special place
6 in Belmont County, Ohio. With beautiful rock
7 formations, known since the 19th Century in this
8 areas as "The Raven Rocks."

9 In 1970 the Raven Rocks Land was at
10 risk of being sold for coal strip mining. A group
11 of 19 of us, young at the time at an average of 25
12 and with little financial resources but inspired by
13 the natural beauty of the Raven Rocks, set out to
14 protect it. Toward that end we formed Raven Rocks,
15 Incorporated. And over the intervening 37 years we
16 have donated our time to raise and sell Christmas
17 trees to purchase the initial 847 acres the city
18 ravines hill and woodlands to make them a permanent
19 wilderness preserve.

20 Our intention has been to establish
21 and preserve our public value through private
22 voluntary means. We have continued to add ravine
23 in the important watershed area to the Raven Rocks
24 Preserve which currently stands at about 1260
25 acres.

Rockies Express Pipeline Project
January 7, 2008

1 Public education and outreach had
2 been a primary focus of Raven Rocks, Incorporated
3 since the beginning. Early in the history of Raven
4 Rocks we were aware of a variety of environmental
5 threats, including the threat of climate change for
6 the burning of fossil fuels.

7 We have accordingly added a variety
8 of projects focused on demonstrating options for a
9 more sustainable lifestyle. These include
10 underground solar heated homes, solar and wind
11 generation electricity composting toilets, solar
12 water heating, and super insulation of existing
13 homes.

14 In our effort to create a
15 sustainable wilderness preserve we have planted
16 several species of hardwood trees and have
17 encouraged natural recourse space over much of the
18 total acreage.

19 We believe that putting the pipeline
20 through Raven Rocks would significantly compromise
21 the integrity of the preserve. The proposed route
22 crosses the property at its widest point. That
23 point is at almost a mile and three quarters long,
24 and thus ruins the considerable slot for
25 regenerating mixed hardwood forest. It also

Rockies Express Pipeline Project
January 7, 2008

1 crosses two major creeks through a high, high
2 bluffs at each -- We urge that an alternative route
3 in eastern Ohio be chosen.

4 I'd like to make two additional
5 points. One is about the creek crossings. On each
6 end of the Raven Rocks property there are very
7 steep valleys below Raven Rocks and creek
8 crossings. In order to make the crossings the
9 construction process is much complicated. They
10 have to dig deeper in order to get to approach both
11 creeks and to come up from either side. They've
12 already, in the proposal, so far the proposed maps
13 that we've seen, they've asked for more than the
14 normal width, the right of way, in order to pile
15 dirt and debris, and because they know it's gonna
16 be a very difficult -- both of those would be a
17 difficult process.

18 To skirt our property would
19 presumably eliminate those very costly and tricky
20 crossings by, by going either north and south and
21 avoiding those deep creek areas.

22 One of the -- I just want to read a
23 short section from our Articles of Incorporation
24 which indicate that the purpose for owning this
25 land. One of our purposes when we formed the

Rockies Express Pipeline Project
January 7, 2008

1 corporation in 1970. "To purchase, preserve and
2 protect an area of land known as Raven Rocks and
3 its environments. To, make parts of area -- open
4 to the public, whether with fee or not, and we do
5 not charge any fees. To develop a new -- said
6 total area according to sound, ecological planning
7 and principles. To provide private areas for the
8 creations of enterprises -- fossil projects."

9 One indication of the value of this
10 property in southern Belmont County is the fact
11 that -- Bob Murray's name was mentioned earlier, we
12 negotiated with Robert Murray and the American
13 Energy Corporation to minimize that and in fact
14 eliminate much of the proposed damage that might
15 have been, might have occurred on that property
16 from the Longwell Mining that is occurring there
17 presently.

18 They've revised their mining plan to
19 miss six of those seven major ravines on that
20 property in order to protect it, 'cause they knew
21 that it was a good public relations move. Bob
22 Murray grew up in Belmont County, he knew the Raven
23 Rocks area, he knew it historically, he knew the
24 beauty and the value, and he said I'm gonna do what
25 I can do to protect this area for the future.

Rockies Express Pipeline Project
January 7, 2008

1 That gives it a clear indication
2 that this, that the value of this property is
3 significant locally. And as I say, having the
4 pipeline come right across the middle of it we feel
5 compromises the integrity of the wilderness
6 preserve. Thank you.

7 DOUG SIPE: Thank you, sir. One
8 second, sir. You asked if there's -- a lady in the
9 audience asked if there was a comment on the last
10 speaker. We have his comments. He said he filed
11 them back in November of last year, I do believe,
12 and I'm gonna check, but I believe -- This is not
13 my project. I'm coming out to do the meeting for
14 it, but I'm gonna check to see if it was addressed
15 in the EIS itself.

16 The comment that I would have is the
17 alternative -- anybody that has an alternative that
18 they believe that should be applied to this
19 project, please file that information with us.

20 Just -- It's more beneficial for everyone involved
21 if you just don't, you know, tell us that you want
22 an alternative route, but if it is your property or
23 a property that you're representing, tell us, you
24 know, tell us what that alternative route should be
25 and then we'll look into that. Sir.

Rockies Express Pipeline Project
January 7, 2008

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

JAMES WITMER

JAMES WITMER: My name is James Witmer, W-i-t-m-e-r. I am pleased to have the honor to address you as representatives of the Federal Energy Regulatory Commission.

DOUG SIPE: Good, thank you.

JAMES WITMER: My wife, Rachel and I, along with my daughter and son-in-law and nephew and his wife own a beautiful tract of land in Belmont County. And the way I see it, you are the only party who can protect our beautiful land from the devastating effects that Rex Pipeline proposes.

This last year my wife and I took a car trip out west. We knew that Wyoming had tremendous coal reserves. We were astonished. We drove mile after mile along a railway watching trains, one mile long, go every 15 minutes, loaded with coal. And this is my impression that this is non-regulated use of non-renewable energy.

This is energy that was created millions of years ago, basically, directly or indirectly by sun, water, and air wind, and this is being consumed like there is no tomorrow.

I think it is the responsibility of the Federal Energy Regulatory Committee to see that

Rockies Express Pipeline Project
January 7, 2008

1 that energy is used in a judicious manner, not only
2 for immediately needs and this generation, but for
3 generations to come and for centuries not decades.

4 The Rex Pipeline is proposed as a
5 profitable project for a few people. And there are
6 plenty of existing pipelines to consume gas faster
7 than we should be consuming gas. It would be my
8 impression that it would be more judicious for the
9 Ferc to emphasize the use, direct use of sun,
10 water, and the wind for energy and preserve these
11 reserves that have taken millions of years to
12 accumulate for more emergency situations.

13 We hope that you will have the
14 insight, the courage, the wisdom and the local
15 vanacular do to this.

16 DOUG SIPE: Thank you. Next speaker
17 is Jerry Witmer.

18 JERRY WITMER

19 JERRY WITMER: Good evening. My
20 name is Jerry Witmer, J-e-r-r-y W-i-t-m-e-r. I am
21 the nephew of Dr. Jim Witmer who just spoke, and
22 I'm also part owner of Captunic Creek Reserve,
23 which is just south of Barnesville near Raven Rocks
24 which you heard from previously tonight.

25 I would like to thank you for

Rockies Express Pipeline Project
January 7, 2008

1 allowing us to air our opinions tonight. I think
2 it's important that common people or landowners can
3 be heard.

4 And I would just like to say that I
5 am a high school biology teacher, and I have been
6 in with this land-holding project for 10 years, we
7 purchased the land in '98, 1998, and I've taken
8 numerous youth groups and school classroom students
9 down to this property, which is a beautiful tract
10 of land with lots of old growth hardwood trees.
11 And I can tell you the great affect it's had on
12 kids that I've taken down there and the learning
13 experience that has taken place.

14 And this project will pretty much
15 cut a wide smock of destruction through the most
16 beautiful part of our property, and it will greatly
17 alter the affects of the future of our children, of
18 what will happen, what can happen there in the
19 future. And I would just like to say that I think
20 our natural resources can be put to better use for
21 alternative energies, and I think economically
22 there's a greater return for that.

23 And I can tell you as a science
24 teacher who has studied, has a Masters Degree in
25 Natural Resources Management and a Masters Degree

Rockies Express Pipeline Project
January 7, 2008

1 in Science Education, that this is not a project
2 that is good for the environment, but is
3 economically good, and there are better
4 alternatives. Thank you.

5 DOUG SIPE: Thank you. Carol
6 Costello.

7 CAROL COSTELLO

8 CAROL COSTELLO: Yes, my name is
9 Carol Costello. I've -- That's C-o-s-t-e-l-l-o,
10 we're Pleasant City, Ohio, and my issue is putting
11 this gas line underneath the 750,000 volt power
12 line, which they're doing for about 40 miles,
13 through Guernsey County into probably Belmont
14 County, but they said, R-e-x said, that our land is
15 already compromised and that is why they're putting
16 it there.

17 We already have 8 inch gas line,
18 this power line, and now we're gonna have this 42
19 inch gas line going through. And I wrote to you
20 and suggested, because there's gonna be a
21 compressor station at Tannersville, Ohio, and I
22 suggested you go through a high-power land, which
23 is east of Tannersville, where there's no
24 residences. There's nothing there for miles and
25 miles and not go through residential areas.

Rockies Express Pipeline Project
January 7, 2008

1 Now, I was told that there would be
2 an engineer here tonight that could tell me what
3 kind of destruction will be caused when this
4 explodes, and it's going to explode down the road.
5 I put a billboard out there showing one in Noble
6 County that exploded in '83. They also had an
7 explosion in '50 and '49. It's gonna explode
8 sooner or later.

9 These towers are aluminum, you've
10 got all these high intensity volts going through
11 there. There's schools within quarter miles, half
12 miles. What's this gonna do to the residence?
13 It's like we don't amount to anything, because --
14 Bill Werks from R-e-x told me, right before
15 Christmas, "I said, how can you guys be writing
16 checks to the farmers around here when you haven't
17 even been approved yet? He said, "We will be
18 approved in January. Do you think we would be
19 sending millions of dollars here in Ohio if we
20 weren't gonna be certified." That's the way
21 they're talking to us.

22 Now I think this is not only a
23 safety issue, a whole mass security issue, all this
24 on top of each other. They're going over and under
25 and going -- Within a one farm they're go under

Rockies Express Pipeline Project
January 7, 2008

1 that pipe or under that power line. It doesn't
2 make any sense.

3 It looks like they sat in an office
4 somewhere and drew a line across the United States,
5 and they took into no consideration of the natural
6 things they're gonna destroy. It's easy to sit in
7 an office and draw a line across the map. You've
8 got to get out there on foot and see and look at
9 the land.

10 They probably had to pay Ohio Power
11 more money to go through that, but that land has
12 already been stripped, deeply. They had that big
13 muskie down there. So that land would be
14 underneath Guernsey County.

15 We've got underground mines. The
16 explosion there in Noble County was caused by a
17 landslide, and we -- Guernsey County is riddled
18 with underground mines, which are gonna have
19 sinkholes. That's all my -- that's all my
20 comments. Thank you.

21 DOUG SIPE: Thank you. When a
22 pipeline company initially starts routing a project
23 from Point A to Point B, we like, and it's set up
24 in our regulations that they look for existing
25 rights of way, whether it be a power line, a road,

Rockies Express Pipeline Project
January 7, 2008

1 an existing pipeline. We ask them to look for
2 existing infrastructure. So, in other words, where
3 we don't have pipelines just going across
4 everywhere, you know, just creating their own right
5 of way. So that's the one reason why they look for
6 existing rights of way, because we ask them to.

7 Not all the time is that existing
8 right of way that they're looking at a good one.
9 That's what we're analyzing.

10 The Ohio Power Land, I will look
11 into that for you, and we will address your
12 comments in the final EIS. But that's one reason
13 -- that's what they do, they look for existing
14 rights of way.

15 Again, back to the right of way
16 agent deal. You will have some right-of-way agents
17 tell you certain things that aren't, you know, just
18 not true, and again I apologize for that. Nancy
19 Holland?

20 NANCY HOLLAND: I'll pass.

21 DOUG SIPE: Sorry.

22 NANCY HOLLAND: No, I'll pass.

23 DOUG SIPE: You'll pass?

24 NANCY HOLLAND: Yeah.

25 DOUG SIPE: Back to the safety part

Rockies Express Pipeline Project
January 7, 2008

1 of the deal, I'm gonna -- and maybe you want to
2 talk a little bit more about it.

3 The Pipeline Safety Improvement Act
4 of 2002 has changed a lot of regulations on these
5 pipeline companies. Under that they are required
6 to do a lot different testing procedures on their
7 pipelines, different from what they used to.
8 They're required, and, Gery, you can hit on this a
9 little bit more under that, but they're required to
10 do a lot more testing in a different time span.
11 They're required to test in different ways.
12 They're required to test their old lines and bring
13 them all up to speed on how they should be.
14 They're required to -- All the new lines that
15 they're sticking in has to have these certain
16 operational standards set to them, how they're
17 gonna be tested in the future.

18 So the safety of our pipelines since
19 Pipeline Safety Improvement Act of 2002 has greatly
20 improved. Gery, you want to --

21 GERY BAUMAN: Sure.

22 DOUG SIPE: -- hit on that anymore?

23 GERY BAUMAN: Yes, hello, my name is
24 Gery Bauman, I'm with Pipeline and Hazardous
25 Materials Safety Administration. Hello, my name is

Rockies Express Pipeline Project
January 7, 2008

1 Gery Bauman, I'm with the Pipeline and Hazardous
2 Materials Safety Administration. We have federal
3 safety standards that Rex and all pipelines must
4 abide by. They are 49-CFR-Part 192. If you're
5 knowledgeable about the internet you can look up
6 the regulations yourself and see what the gas
7 companies and Rex must live up to.

8 With this particular Rex pipeline
9 we've had negotiations with them ahead of time and
10 we've put together 46 additional safety features
11 that must be incorporated into this pipeline if it
12 is built. These safety provisions go everywhere
13 from a remote control SCADA operation. That's
14 telemetry system that monitors the pipeline for any
15 problems. It consist of remote control valves
16 spaced according to the class location. The higher
17 the class location the closer the safety valves are
18 located together.

19 We also have regulations associated
20 with damage prevention. We have here in the State
21 of Ohio OOPS and their program for damage
22 prevention. We've also negotiated with Rex a
23 provision that their pipeline would withstand the
24 impact of backhoes and not fail. There's
25 patrolling provisions. It just goes on and on and

Rockies Express Pipeline Project
January 7, 2008

1 on associated with all of the regulations that are
2 presently there, plus additional regulations that
3 we --

4 In addition to these pipeline safety
5 regulations, Part 192, we've negotiated 46
6 additional items that Rex must do in order to build
7 this pipeline if Ferc gives them the authority to
8 build the pipeline.

9 An additional one is very important,
10 is an Integrity Management Plan and Program to look
11 at any threats to the pipeline, like coal mining
12 subsistence or any possible threat and address that
13 in the plan proactively ahead of operating the
14 pipeline.

15 I'll be available down front after
16 the presentation if you have specific questions
17 about this regulations that I've referred to, I'd
18 be happy to help answer those.

19 CAROL COSTELLO: I have a question.

20 DOUG SIPE: Ms?

21 CAROL COSTELLO: Why would you
22 approve to go under this power line, is that asking
23 for trouble?

24 DOUG SIPE: I'm sorry, if you have a
25 question, I apologize, but you have to come to the

Rockies Express Pipeline Project
January 7, 2008

1 mic and ask the question, and please state your
2 name.

3 CAROL COSTELLO: Why we couldn't
4 understand him was because he wasn't speaking in
5 language we can understand, because that didn't
6 really mean anything to us.

7 I've asking a straight question.
8 Carol Costello, Pleasant City, Ohio. Why would you
9 approve to put it under a power line that's already
10 there? It's made out of aluminum, it's -- that
11 power line or that gas line that exploded in Noble
12 County, they had to let it burn out. That was 25
13 years ago, and there's still nothing growing there
14 except a little bit of grass. It was so hot it
15 melted the ground in the clay -- I mean it would --
16 it turned it into glass. Why would you approve a
17 gas line which is going to explode sooner or later
18 somewhere under a power line that's already
19 dangerous, why would you approve that, why would he
20 in his safety regulations not consider that?

21 DOUG SIPE: He was giving you the
22 safety regulations. If you have any specific
23 questions under that regulation you can talk to him
24 after the meeting.

25 Let me answer your question.

Rockies Express Pipeline Project
January 7, 2008

1 There's pipelines throughout the entire nation that
2 is co-located with electrical facilities.

3 CAROL COSTELLO: So do you have a
4 power line of this extent of this voltage and you
5 have a gas line that's 42 inches going under it
6 somewhere already?

7 DOUG SIPE: I can't speak to your
8 exact situation, but, yes, there are pipelines all
9 over the country. We just approved a pipeline to
10 be co-located with an electrical line for miles and
11 miles in the State of Arizona. So the engineering
12 is there and the protection is there with what
13 we've called cathodic protection on the pipeline.

14 CAROL COSTELLO: What protection,
15 what protection?

16 DOUG SIPE: There's --

17 CAROL COSTELLO: It talked about
18 that family running for their lives. There were
19 three of 'em at home at the time. The house went
20 up so fast, they didn't even try to put it out, and
21 they ran all three directions, one of 'em was
22 barefoot, they ran for their lives. Well I'm 63, I
23 don't think I can out run it. Would you like to
24 live beside that? Would you want your children
25 going to school right down the road from it? How

Rockies Express Pipeline Project
January 7, 2008

1 fast could them little kids run? Why would you
2 approve something this dangerous? Homeland
3 Security. Yeah, sabotage. Why would you even make
4 us -- I'm trembling all over right now talking to
5 you. Why would you put us through this? We're
6 paying you guys' salary. We have no say in -- You
7 are our representatives. We've written to our
8 representative and I don't any of them are here
9 tonight, are they? That space was supposed to --
10 Okay, good, good, there's a representative. Most
11 of them --

12 Most of the representatives that
13 we've written to haven't even commented. I've
14 written to the ones here in Ohio. We've got a form
15 letter back, that was all we got. You're our only
16 contact. And I've written to you several times, if
17 you'll look in your mailboxes, you'll see Carol
18 Costello's name.

19 We bought the land and we pay the
20 taxes and now here comes this, and it's all about
21 money, it's all about money. I had a Ferc man
22 telling me he could put it through my basement if
23 he wanted. That was last year when I called
24 Washington, D.C. He said, "ma'am, I can put this
25 through your basement if we want to." This is the

Rockies Express Pipeline Project
January 7, 2008

1 comments we're getting from people. It's like it
2 was Russia.

3 DOUG SIPE: I appreciate your
4 comments. Thank you.

5 GARY SMITH

6 GARY SMITH: My name is Gary Smith,
7 I'm a retired engineer and 30 years in my field,
8 mostly regionalized planning throughout the United
9 States, Canada, taught at three universities over
10 my career. I have a question for you. What kind
11 of backhoe are we talking about, I've seen some
12 pretty big ones lately? How about an R-100 series,
13 'cause they crash them 36 inch pipelines. Okay.
14 Are we talking about the one that goes on the back
15 of my little John Deere or are we talking about
16 commercial or are we talking about industrial,
17 'cause I have 'em all in my area. Some of my
18 farmer friends have equipment that I haven't seen
19 in construction companies and it's huge. You know,
20 what spec, what standard did you use for this
21 determination, because 36 inch pipeline pretty, is
22 pretty secure and yet I've see one smashed? Thank
23 you.

24 DOUG SIPE: There are a lot of
25 programs put in place for actual construction

Rockies Express Pipeline Project
January 7, 2008

1 around an existing pipeline, even though this one
2 didn't go -- maybe this one may not go through, but
3 there are procedures set in place with a one-call
4 system and other systems being put in place that if
5 you're working near any existing utility, you're
6 required by law to call before you start digging.
7 That's the system put in place. Sir.

8 GARY SMITH: That's one of the
9 people who helped put OOPS together in the early
10 '80s. Is Rex currently a member of that
11 organization, do they pay them?

12 DOUG SIPE: I can't --

13 GARY SMITH: See, nobody can answer
14 that, and OOPS people say that's confidential,
15 okay. I -- It can't be confidential because I have
16 Columbia Transmission who -- they said, yeah, this
17 is our number, you know, our customer number with
18 OOPS, and, you know, I want to pick up some trees
19 with a big backhoe. And everybody under the sun
20 showed up. Is Rex in this consortium with that?

21 And there are a lot of issues over
22 things like OOPS. You know, and they should be
23 addressed before there's any consideration for
24 approving this project, and this should be stopped
25 if they are not a member of such organizations.

Rockies Express Pipeline Project
January 7, 2008

1 And there's an organization like this in every
2 state, but you say that they have to call, guess
3 what, Department of Navy doesn't have to call.
4 They did a trans-continental fiber optic line and
5 they just had to cut a few people on the way. They
6 said national security, he can't do anything about
7 it. Just like people saying Homeland Security now.
8 So that's neither here nor there, but if they're
9 not a member of OOPS before they start their
10 construction, then they should not be allowed to
11 start their construction. Thank you.

12 DOUG SIPE: Thank you. That is the
13 last speaker I have on the list. Would anybody
14 else like to ask a question? Sir. And, please, if
15 you're gonna come up and ask me a question, just
16 try to raise your hand and I'll point you out, I
17 don't want anybody just coming up to the mic.

18 RICHARD KEMP

19 RICHARD KEMP: My name is Richard
20 Kemp and I'm talking in reference to the alternate
21 proposed route around Stilk Creek Reservoir. The
22 original route did not cross my property, but the
23 proposed route -- I think it's sad that we as
24 property owners don't have any say for the fact
25 that Barnesville Council got the town commissioners

Rockies Express Pipeline Project
January 7, 2008

1 and Tom Wilson to go along with them in having this
2 alternate route proposed. We as property owners
3 has never wanted to defend us.

4 I know we're gonna have gas lines,
5 we're gonna have power lines, if we didn't we
6 probably wouldn't be here tonight. I'm not opposed
7 to the gas line, I just would like to see it take
8 the best route. And the original route by far was
9 the best route.

10 If any of you gentlemen would come
11 out and see where they're going to have to put this
12 alternate route, it's pathetic. The old original
13 route would affect a lot less people, and it makes
14 an awful lot more sense of where it's to be
15 located. I just hope that you people would or
16 someone would come out and take a look at this.

17 And I'll have to say that I've
18 talked to several of the Rex people, and they may
19 throw out for saying this, but they have been very
20 good and honest talking to me. All right. That's
21 all I have to say.

22 DOUG SIPE: Thank you, sir. We are
23 aware of that situation that you just talked about.
24 I was actually in a meeting just the other day
25 talking about that alternative where it was -- you

Rockies Express Pipeline Project
January 7, 2008

1 know, before it was above the reservoir, now it's
2 below it. So we're well aware of that alternative.
3 Thank you for your question and comment. Sir.

4 JOHN MORGAN

5 JOHN MORGAN: John Morgan, also from
6 Raven Rock. Two things, one is I wanted to echo
7 James Witmer's comment, that we should be
8 conserving the limited supply of natural gas that
9 we have left rather than consuming it at a great
10 speed.

11 The other thing is, I understand the
12 original plan was the tunnel under the reservoir at
13 Barnesville, and it made me wonder is it possible
14 that Raven Rocks, if there is no possibility of an
15 alternative route, would it be possible to tunnel
16 under the most difficult areas where steep bluffs
17 are?

18 DOUG SIPE: The tunneling that he's
19 speaking about is called "horizontal directional
20 drilling." I believe that the longest horizontal
21 directional drill that I'm aware of is 4000, 5000
22 feet. The company can -- probably something like
23 that, but we -- the companies do do that in certain
24 situations where they are going under sensitive
25 areas. If that's a sensitive area which I know is,

Rockies Express Pipeline Project
January 7, 2008

1 you know, that that can be looked into, but for the
2 entirety of that sensitive area, no, I understand,
3 it's just the fact that you're talking about a
4 certain alternative to go around it, underneath a
5 steep bluff. There's a lot of things that have to
6 be looked into geotechnically, for that to happen.
7 So that's the comment on the record tonight, so
8 that will be looked into.

9 GARY SMITH

10 GARY SMITH: Excuse me. How long is
11 the tunnel, 20 miles plus long -- horizontal
12 boring. How about the new freeway in Spain, it's
13 gonna be 160 below ground. They didn't figure out
14 to keep people from getting the bends.

15 A lot of other companies are doing
16 things. The Chinese are doing even better things
17 and they are going much further than 4000 feet,
18 they're talking about 100,000 feet in China right
19 now.

20 I realize that I'm retired and I can
21 read all this stuff on the internet, but you should
22 be made well aware of this before a meeting. And
23 the Rex people don't even answer when you bring up
24 questions like this.

25 The Spaniards can put a freeway

Rockies Express Pipeline Project
January 7, 2008

1 under ground. They put three rail tunnels
2 underneath the English Channel, and the Chinese are
3 building an infrastructure system, that -- they're
4 putting a 70 inch bore, miles, not feet, miles, and
5 I think the world should be aware of that.

6 But we are not the greatest anymore,
7 and we're rushing to put this in and we're not
8 looking at all the alternatives and we're not
9 looking at how much damage is gonna get done.

10 Thank you.

11 DOUG SIPE: Sir, what you're
12 referring to is different than horizontal
13 directional drilling, that is tunneling. I'm
14 giving you the current practices of pipeline
15 constructions. I'm not gonna debate this with you.

16 GARY SMITH: I'm not gonna debate it
17 either. It can be done, so why don't they do it.
18 Okay. I don't care about the budget. But the
19 Chinese are putting in what is a 70 inch line, and
20 why don't you go on the internet and look. You
21 guys need a machine, it's a horizontal bore. Guess
22 who they bought it from, the British.

23 DOUG SIPE: Thank you, sir. Any
24 further questions? Sir.

25 RICK HUTCHISON

Rockies Express Pipeline Project
January 7, 2008

1 RICK HUTCHISON: My name is Rick
2 Hutchison, H-u-t-c-h-i-s-o-n, I live in Somerset
3 Township in Belmont County. I just wanted to
4 address a few of the things that have been, in
5 particular your mention of the one-call system and
6 how that should prevent these catastrophes.

7 I'm sure that many of the people
8 here heard about the explosion in Wyoming on the 36
9 inch line there. I don't know who owned it. From
10 what I understand the newspaper reports, the
11 backhoe was being operated by a contractor working
12 for Rex in that area.

13 If anybody should know where a
14 pipeline is when they're doing construction on a
15 big line like that, I would think that it's them.
16 And so if their backhoe can hit a 36 inch line and
17 destroy the surrounding 100s of acres, I don't
18 think it's inconceivable to think of somebody else
19 doing work who has not been aware of the project
20 causing such an accident.

21 I also wanted to speak to what I can
22 only term to be manipulation and unfair treatment.
23 Other people have mentioned misrepresentations,
24 lies, if you will, by land agents. I can tell you
25 that the first two times that I met with the Rex

Rockies Express Pipeline Project
January 7, 2008

1 individuals that I was told, "This pipeline is
2 going through your property, it's only a matter of
3 where." And at that time I wasn't even trying to
4 discuss stopping it completely, which I know is
5 probably futile, but I was suggesting moving of,
6 you know, a 1000 feet or somewhere nearby, but I
7 was told, it is going through your property, it is
8 not being moved. And my concern about that is that
9 they've had this mentality for months now and I've
10 seen the response to the Ferc recommendations, the
11 149 conditions that you mentioned, which you said
12 that they need to meet those, but their responses
13 indicate that they're not really interested in
14 meeting all of those, and that they have reasons,
15 that they believe, your recommendations are not
16 valid. So I think that it's probably unfair to say
17 that they need to meet those. I think that those
18 are still conditions in flux; that they may not end
19 up doing what you recommended.

20 Also, in regard to the way that
21 we've been treated. Several people have already
22 received offers. And we were told that they
23 intended to have this wrapped up by the beginning
24 of this year, beginning of 2008. Yet, and I was
25 told that I've not received my offer because my

Rockies Express Pipeline Project
January 7, 2008

1 land was surveyed near the end. Well the person
2 whose land is directly north of mine, her land was
3 surveyed a day or two after mine. She received her
4 offer as much as three weeks ago. Individual whose
5 land was surveyed months ago have also not received
6 offers. And the only thing that I can put
7 together, among the people who have not received
8 their offers, is that they're the people who have
9 been most vocal and difficult about dealing with
10 the Rex people.

11 So, you know, I would like to get my
12 offer and maybe now I'll get it tomorrow, I don't
13 know, but I just don't think that it's fair to, to
14 say, you know, it's because your survey was just
15 done when it's clearly not that is the reason.

16 I was wondering if you would mind
17 answering Ms. Costello's question. Would you like
18 to have this pipeline in your yard?

19 DOUG SIPE: If it was proposed to be
20 in my yard, yeah, I mean, 'cause I work with them
21 every day, I know how they're constructed.

22 RICK HUTCHISON: Then it would be
23 okay to be in your yard?

24 DOUG SIPE: Depending where it is.

25 RICK HUTCHISON: Okay.

Rockies Express Pipeline Project
January 7, 2008

1 DOUG SIPE: I mean, sir, that's all
2 I can tell you. I mean if it was proposed to be in
3 my yard, yes, if I -- I mean I have four acres of
4 property in Annapolis, Maryland. Would I want 'em
5 to -- I'd have my say on where -- I would like to
6 have my say on how they would cross it.

7 RICK HUTCHISON: Okay. And then the
8 last thing I was gonna ask is, could you finish out
9 the time line, I know the 14th is the last day for
10 comments, can you tell everybody what's going to
11 happen after that as far as the time line for the
12 Final Impact Statement, comments after that, and
13 the rest of the time?

14 DOUG SIPE: The normal time frames
15 for a project of this nature is once they file an
16 application, you have four months until you get a
17 Draft EIS. Four months after that you get a Final
18 EIS, and then two months after that you get a
19 Commission decision. But there's a 149 conditions,
20 and, you know, you can believe, that's your right
21 to believe what you want. You're right, they may
22 not have to do some of those, because they may --
23 you know, they may provide us the information that
24 we don't need to condition them any longer. But if
25 Ferc decides once they -- if they decide, yes, for

Rockies Express Pipeline Project
January 7, 2008

1 this project and they are conditioned on how many
2 ever it may be, then with that authorization they
3 do have apply by law -- they're mandated to do
4 those conditions.

5 This is a Draft Environmental Impact
6 Statement. Stuff can change between now and the
7 Final Environmental Impact Statement. The project
8 may go away. This has happened. I know you guys
9 are sitting out there saying, no way, you know, we
10 don't what we're talking about, but I've seen
11 that's happened, too. I'm not saying that's going
12 to happen to Rex but it could. But the time line
13 from now is, I think -- I don't have the schedule
14 sitting in front of me. Again, I'm not the PM for
15 this project, but standard, and there are data
16 requests questions out to them that they need to
17 address before we issue a final, standards like
18 around about four months after a draft you'll an
19 FEIS. And then two months after that you'll see a
20 Commission decision.

21 RICK HUTCHISON: So then since the
22 draft is, actually it was issued on November 23rd,
23 under standard conditions the final impact
24 statement should not be issued to anybody any
25 sooner than March 23rd; is that what you said, four

Rockies Express Pipeline Project
January 7, 2008

1 months between final or draft and final?

2 DOUG SIPE: That's usually the
3 standard, now it depends on the project itself.
4 I'm giving you the average time frame. Right now
5 do we have a scheduling notice right now for this
6 project, Tom, that you're aware of, do we have a
7 scheduling notice out that says when we're gonna
8 have the final EIS on the street?

9 TOM CUDDY: I don't think so, but
10 I'm not positive.

11 DOUG SIPE: If we didn't issue a
12 scheduling notice -- now that is a notice that we
13 will issue on this project, that will give you a
14 time frame. Now, again, that's not set in stone
15 either, because if we don't have the information
16 available to us from the company, then we're not
17 gonna be able to issue the final.

18 RICK HUTCHISON: So are there
19 minimal requirements, like the 45 day comment
20 period?

21 DOUG SIPE: That's the NEPA time
22 frame. That's the National Environmental Policy
23 Act of 1969. That's --

24 RICK HUTCHISON: So that has to
25 happen?

Rockies Express Pipeline Project
January 7, 2008

1 DOUG SIPE: Right. Like the process
2 in general when they're in pre-filing, you know,
3 which this project was, you know, we issue a notice
4 of intent to prepare an environmental document.
5 That opens scoping. The scoping comment for that
6 would be 30 days. That's not -- Those are NEPA
7 time frames. That's not to say after that 30 days
8 that we're not going to accept your comments.

9 The NEPA time frame on this
10 environmental document is whatever you stated,
11 January, or January 14th. That's not to say after
12 that date that we won't accept your comments, but
13 if your comments come in too late from the time
14 that we're gonna -- you know, if we're in the mode
15 of issuing the Final Environmental Statement and we
16 get a comment the day before, we're not gonna have
17 time to address that in the final. So that's why I
18 stress for you to get your comments in early as
19 possible so that we can analyze them. But if you
20 have a comment come in after January 14th, it's not
21 like we're not going to accept it, that's a NEPA
22 time frame.

23 RICK HUTCHISON: Well I was
24 concerned about the comment time period, because
25 those seem to be established than I am about

Rockies Express Pipeline Project
January 7, 2008

1 knowing when the final is going to happen, and then
2 knowing as soon as the certificate could happen, is
3 that the day when it's real.

4 DOUG SIPE: Right.

5 RICK HUTCHISON: So when will we
6 know and how will we know?

7 DOUG SIPE: Well once you see the
8 Final Environmental Impact Statement to be issued
9 to the public. CEQ has a basically like a 30
10 cooling off period. That's what it's called, that
11 is another standard time frame. After that 30 days
12 it can go to the Commission to be voted upon. So
13 after you see the final, assume, that's why we're
14 giving -- I'm giving you a general time frame,
15 assume two months after the Final EIS, depending on
16 the commission meeting date.

17 Now you can go on our website and
18 look. You know, you can map this out and look at
19 the schedule and see when the next commission
20 meeting date is after the final goes out, and then
21 you can look for it.

22 That's one thing we don't give to
23 the public, in general, because there's money to be
24 made off these projects, from the public, is we
25 don't say when it's going to be on the commissions'

Rockies Express Pipeline Project
January 7, 2008

1 agenda.

2 Now you'll see a notice a week
3 before it's going on the commission agenda, that's
4 called the Sunshine, or the, ah. Yeah, the open
5 meeting schedule, but there's -- there's a name for
6 it and I'm just blanking. I can't believe, I deal
7 with it every day. But there's a notice about the
8 a week before the commission meeting that tells you
9 what's gonna be on the commission's agenda, what
10 they're going to vote for.

11 RICK HUTCHISON: Thank you.

12 DOUG SIPE: Okay. And to further
13 upon that, we are commission staff. I'm one of
14 1200 in D.C. What I do with the Environmental
15 Impact Statement is, is we produce the
16 Environmental Impact Statement with our
17 recommendations. We send the recommendations
18 upstairs to the guys that was appointed by the
19 President for them to make their decision. We're
20 just one part of that decision. Like I stated
21 earlier, the environmental part, the markets part,
22 the tariffs part, the rates parts, all that get's
23 put into a commission order that goes upstairs, and
24 that's what they vote on, and they'll vote on that
25 during the commission meeting. All I can do is

Rockies Express Pipeline Project
January 7, 2008

1 make recommendations. Ms.

2 CAROL COSTELLO

3 CAROL COSTELLO: What I would like
4 to know, why weren't you briefed on this, why is it
5 the guy that's in charge, you said, I'm not, I'm
6 substituting, why are you substituting?

7 DOUG SIPE: Why am I substituting?

8 CAROL COSTELLO: And why -- And why
9 did he look at you blankly when you asked him a
10 question?

11 DOUG SIPE: He's not looking at me
12 blankly, Ms. I'm not gonna debate this, but I'm
13 the outreach manager for Ferc, in general, I can
14 answer about any question you have, but if there's
15 a specific date that I don't have in front of me,
16 remember, I go to a 100 projects throughout the
17 year. I'm not positively sure if there's a notice
18 put out on this project. What I'm telling is the
19 general time frame.

20 CAROL COSTELLO: Everything you said
21 is very general. Why couldn't you study this as
22 specific?

23 We're talking about our lives here. We've lived on
24 this farm since 1970. We want to pass it onto the
25 grandchildren, and this may turn out worthless.

Rockies Express Pipeline Project
January 7, 2008

1 And also my neighbor is here. Who needs this gas,
2 where is this gas going. They've heard that this
3 is going to be exported. Now why would you start
4 something in Colorado and then end up in Europe,
5 why? And, also, West Virginia now has a surplus of
6 gas. They're not really wanting Rex to bring this
7 all the way across the country. Can't they sell
8 this somewhere closer to home. Why do they have to
9 send it to New York, Boston and beyond, that
10 doesn't make any good -- For American it doesn't
11 make sense to waste the land just for profit.

12 DOUG SIPE: Trevor or Ann, could you
13 get me the dates for this and bring it up to me so
14 I had it in front of me. I can address the your --
15 wait a minute, sir, let me address her question or
16 her comment.

17 That's another question we get or
18 another comment we get throughout the country, the
19 need for the gas in your area. We're a federal
20 agency, we look at the need for, if the United
21 States in general. We don't look at the need for a
22 specific area, a specific state, a specific town,
23 we look at the need for infrastructure throughout
24 the United States. You may have -- but the thing
25 right now is liquefied natural gas, well, it was a

Rockies Express Pipeline Project
January 7, 2008

1 couple months ago, it's actually, you know, slowing
2 down.

3 They're -- you know, they're
4 bringing liquefied natural gas from a number of
5 different areas, bringing it to our country, and
6 then building L and D terminals in order to feed
7 the system. That's what we look at. We look at
8 the infrastructure for the entire nation. So when
9 you're talking about a pipeline who is -- you know,
10 we don't regulate the production of natural gas or
11 liquefied natural gas, that's the producing side.
12 What we regulate is the companies that transport
13 that gas.

14 Now when you have, when you have
15 gas, it's a legitimate question coming from
16 Colorado, the San Juan Basin, that's an example,
17 that's an area where it may come from. You need to
18 take that gas and you need to distribute that into
19 the infrastructure.

20 There's pipelines going across this
21 country. There's hundreds and thousands of miles
22 of natural gas pipelines, and many more hundred
23 thousand miles of other pipelines throughout this
24 country. But what this gas is doing is feeding
25 infrastructure. This gas has multiple areas where

Rockies Express Pipeline Project
January 7, 2008

1 it can be fed into the system. Other pipelines
2 have multiple areas. They go into hubs and then
3 gas can be shooting of basically wherever it's
4 needed. Maybe needed here in Columbus, it may be
5 needed else -- it may be needed in New York. This
6 gas may end up in California, it may end up in
7 Florida. That's what this is. There's a
8 infrastructure out there that feed the United
9 States population in whole. That's what we look
10 at. Okay.

11 CAROL COSTELLO: Okay.

12 DOUG SIPE: Okay.

13 RAY GRUDI ER

14 RAY GRUDI ER: Ray Grudier. And you
15 said you have a set of guidelines that they have to
16 follow, correct?

17 DOUG SIPE: We have regulations --

18 RAY GRUDI ER: Regulations they have
19 to follow.

20 DOUG SIPE: When they file an
21 application.

22 RAY GRUDI ER: Well, you know what, I
23 really don't believe it, because this company, like
24 I said, they've only contacted me once. It says by
25 the State Law that they have to try to work out and

Rockies Express Pipeline Project
January 7, 2008

1 get in contact with you and workout a deal on this
2 thing. They haven't done it. They sent me a court
3 summons. They don't care about the laws -- they
4 don't care about your regulations. So which one of
5 you is going to stand over them personally to watch
6 this is what I want to know? I mean how many
7 people is going to be there from your organization
8 and watch every move they make to make sure that
9 they comply with this?

10 DOUG SIPE: One of the conditions
11 that we have in front of them right now is asking
12 them to fund a third party monitoring program. And
13 what a third party monitoring program does is it
14 puts Ferc's staff out on the right of way the
15 entire, you know, start. Beginning of the project
16 until it's in restoration.

17 So we do have many plans in place,
18 inspection criteria that we watch the pipeline
19 from. Application phase through construction.
20 Sure.

21 MIKE CALEVSKI

22 MIKE CALEVSKI: Mike Cal evski ,
23 C-a-l-e-v-s-k-i. This representative from
24 Congressman Sack's space. I want to seriously
25 thank you guys for being here. It's not easy, as

Rockies Express Pipeline Project
January 7, 2008

1 you can tell, there's a lot of passion here. At
2 the same time it's not for a lot of the people
3 behind me. They're very passionate about the
4 situation that they're in. And with that said I
5 want to say that it is an open-door policy for our
6 office, both for Ferc, Rex, and obviously the
7 constituents. Please contact us, and that's what
8 we're for. I'm here to listen, and thank's again
9 for putting this on, and thank you all for coming.

10 DOUG SIPE: Appreciate it. Ms.
11 Costello, general public, the scheduling notice
12 that's out right now, our scheduling notice, that's
13 basically a notice of schedule.

14 Now in the past, this isn't
15 something new, under the Energy Policy Act of 2005,
16 since December 26 of last year we started issuing
17 these scheduling notices. The scheduling notice on
18 for this project states that we are going to issue
19 a FEIS February 29th, 2008. So basically a month
20 and a half after the comment period closes.

21 GARY SMITH: FEIS stands for?

22 DOUG SIPE: Environmental Impact
23 Statement.

24 GARY SMITH: Final.

25 DOUG SIPE: The Final Environmental

Rockies Express Pipeline Project
January 7, 2008

1 Impact Statement. Now, again, you know, this is
2 why I'm giving you generalities is because -- For
3 example, the first scheduling notice we have to
4 issue under -- we had to change it, because, you
5 know, we're looking a head at the future, like,
6 okay, we should be able to have our information
7 available to us to issue the document by the state.
8 A lot of times we don't have that information
9 available, so we have to push back that date and
10 issue a new scheduling notice. So if you follow
11 this project through you will see that we have to
12 issue a new scheduling notice for this project, but
13 right now it seems to be February 29th, 2008. Any
14 further questions? Sir. I see you back there with
15 the red hat. I'm sorry I'm up on the stage. I
16 usually don't like to do this, I like to be down.

17 RON FORNI

18 RON FORNI: Name is Ron Forni,
19 F-o-r-n-i. Since this is an environmental impact
20 study and agriculture is the number 1 in the State
21 of Ohio any town, why does Rex pipeline think they
22 can pay \$3.00 a bail or \$150.00 a ton for hay when
23 it cost \$250 to \$300 a ton or that's what I can
24 sell it for?

25 And what are they going to do to

Rockies Express Pipeline Project
January 7, 2008

1 prevent the killings of my animal from the metal
2 that they had put in the ground already? The
3 cattle eats hard -- metal as in hardware if they
4 don't kill it. Right now I found enough so far
5 that wipe out half my herd.

6 And me and my father walked back in
7 March with a representative with Rex Pipeline a
8 route that we could live with. I mean finally
9 found today after asking for this information for
10 months that it's not even gone be close to us, most
11 of the area, I'd like to know why.

12 DOUG SIPE: Is it still going to be
13 on your property?

14 RON FORNI: Yeah.

15 DOUG SIPE: But it's not going to be
16 close to the areas that you've recommended to them?

17 RON FORNI: Right.

18 DOUG SIPE: Did you file that
19 information with Ferc, I know that's an issue that
20 you -- I mean you -- You know, if you get one of us
21 tonight on the maps and show it to us, then we can
22 get that information from you. And with the
23 negotiation process I do understand that that's
24 troublesome, and I can't speak to your specific
25 situation on how much they're offering you for your

Rockies Express Pipeline Project
January 7, 2008

1 produce or for whatever you produce, but that's a
2 negotiation you will have to do between you and
3 Rex. But again if you want to show us and
4 alternative, then you should share it with Rex
5 yourself. If you didn't share it with us, then
6 we're not aware of that, so if you want to give it
7 to one of us after the meeting, you can show us on
8 the map, we'd more than willing to look at that.

9 RON FORNI: Appreciate it.

10 DOUG SIPE: Sir.

11 GARY CARTER

12 GARY CARTER: Ready.

13 DOUG SIPE: Yes.

14 GARY CARTER: All right. Can you
15 hear me?

16 DOUG SIPE: I can.

17 GARY CARTER: Okay. My name is Gary
18 Carter, G-a-r-y C-a-r-t-e-r and I'm the vice
19 president of a landowner association in Boyd, Ohio,
20 and I represent a lot of landowners that called me,
21 and they had a lot of objectionable comments about
22 Rex.

23 And our organization fought the
24 independent pipeline project seven, took a \$100,000
25 and many years in court. We won all of our court

Rockies Express Pipeline Project
January 7, 2008

1 cases. Found guilty of assaulting battered
2 landowners for absentee landowner easement,
3 trespassing, and willful destruction of personal
4 property, stealing of artifacts on peoples' land,
5 and destroying endangered species on the right of
6 way from that application.

7 We found all of these criminal acts
8 felony acts by the independent pipeline. Rex. All
9 of these people -- the Enron knew people that are
10 doing the same thing from an application that is
11 used for -- just for money that they're bringing in
12 from and off-shore accounts from the Enron debacle
13 that should it.

14 I've made a lot of notes here
15 watching what you guys are doing here, because I'm
16 no stranger to Ferc. You may be a new face, I
17 haven't seen you yet before. You know Paul Phil
18 and Tom McKee, he's retired now, and so those
19 people now -- I know Bill Solar, quite a few other
20 commissioners. There's new commissioners down
21 there now since I filed our fight 10 years ago.

22 They used to had didn't -- won our
23 fight because they couldn't prove need and
24 necessity. You're right, they didn't prove need,
25 there wasn't -- no contract. National Fuel and

Rockies Express Pipeline Project
January 7, 2008

1 Gas, the Williams Company, A & R, and I think it
2 was -- El Paso was all part of the application for
3 that application, 400 mile pipeline, over a billion
4 dollars they were asking for government loan
5 guarantees, criminal acts that they were
6 committing. And we have a federal lawsuit against
7 them, and they begged me as an officer of our
8 landowners association if we would drop our federal
9 lawsuit against them, they would stop their
10 application. I said you first, 'cause I don't
11 trust them. They lie, lie and do more lies.
12 They're not to be trusted. As I made in my last
13 couple of scoping meeting conference.

14 And they do, smell a rat here, was
15 talking about boring, they can build a miles with
16 boring tools. How do you think they get on the
17 Mississippi River, that's miles across there. They
18 -- Georgia, Florida, all demand that all pipelines
19 in the south have double --

20 DOUG SIPE: I think if you just hold
21 the mic a little further from your mouth.

22 GARY CARTER: I want to make sure
23 they hear me. Do you hear me?

24 DOUG SIPE: Sir, it's gonna continue
25 to do that. If you hold the mic like right here,

Rockies Express Pipeline Project
January 7, 2008

1 just hold it down a little further. No, just don't
2 hold the mic so close to your mouth.

3 GARY CARTER: Oh -- watch that.
4 These pipelines that I've come to know about, not
5 wanting to after retiring 40 years of milking and
6 four years in Vietnam flying helicopters in and out
7 of harms way, I thought that I deserved the right
8 to be at peace and quiet.

9 I've been attacked three times by a
10 domain forces from all over the country from
11 different sources. And now Rex is doing the same
12 thing to these people. Half of 'em aren't here
13 tonight because they -- wouldn't help. We can't,
14 we can't be beat on, and maybe some people are
15 right, but they have talk a bit about, have you got
16 knowledge that they have took any long-term
17 commitment contract of anybody in the east. I
18 don't think so.

19 Preceding agreements is what they
20 tried to get these guys to believe. It's not a --
21 need, it's just, oh, we might use it if you build
22 it, and if you can -- the commissioners into doing
23 it, because it's a lot of money -- we're talking
24 nine billion dollars. No more loan guarantees if
25 we can -- the commissioners into doing it. These

Rockies Express Pipeline Project
January 7, 2008

1 people, Ferc, they're -- they'll let us do it
2 because -- a lot of money.

3 If you build a pipeline and if they
4 get their ducks in a row, these pipelines carry
5 such horrific pressure in them -- the pipes are
6 hot. They're so hot, a matter of fact, you can
7 cook bread and turn it to toast in minutes on these
8 pipelines.

9 I have pipelines in my neighborhood
10 that melt the snow year around in the winter time.
11 Even right now if there's any snow in my
12 neighborhood, it's a little warm today, but they
13 melt the snow every winter. I've got aerial
14 photographs. In the summer time they burn the
15 ground brown.

16 These pipelines, also have an
17 ultrasonic frequency, because the pressure and the
18 boring gas going through 'em is a dangerous
19 sickening affect to people. Certain people can get
20 sick from these things, because of the sound
21 frequency. It's not -- you can't hear it, but if
22 you stand on it you can surely feel it.

23 Three feet under the ground is
24 hardly acceptable. These pipe of this size and
25 magnitude and this pressure must be buried at a

Rockies Express Pipeline Project
January 7, 2008

1 minimum of 5 foot of cover to 7 foot of cover to
2 get it down below harms way of other pipelines
3 built. Drain pods, pipelines for their drainage
4 systems, sewer lines along the roads. These
5 pipelines must be buried steep to the size of
6 magnitude of this thing, built out of harms way.

7 Bob Mere down here, the owner of
8 this coal company down here -- a good part maybe
9 all of the coal rights in and around this area.
10 And the reason they part -- it blew up down here in
11 Bellesville, broke it, blew up was deep mind of
12 sites.

13 They tried to sue Bob here, to say
14 he was at fault because he got their coal out from
15 under there. Not so. They went to court and
16 argued. He wasn't at fault. He owned his easement
17 before the pipeline come through. Texas Eastern
18 was the pipeline. They argued that, well, oh, it
19 wasn't our fault, it was a land slide in a heavy
20 rain storm. My foot. It was a line -- deep mind
21 of sites.

22 It happened all the time in this
23 area, all over the place. It happens all the time.
24 In my own back yard in Boy, Ohio, we have mines
25 that were dug in the '20s and '30s by hand, old

Rockies Express Pipeline Project
January 7, 2008

1 abandon mines, and they're just now caving in.

2 Absolutely, right there, there you go.

3 CAROL COSTELLO: Interstate caved
4 in.

5 GARY CARTER: Absolutely. This
6 pipeline, if you allow it to be built, I guarantee
7 you these other mines or sites in this area or in
8 my area for that matter, when they dropped two to
9 three feet, there is no pipeline that can withstand
10 that kind of -- This coal -- or this -- the height
11 of the state -- when that drops, boom, and
12 everybody is dead for a 1000 feet.

13 DOUG SIPE: Sorry, I apologize for
14 this mic.

15 GARY CARTER: The family referring
16 to that burned to death down here in Bellesville.
17 Is it Bellesville or Barnesville.

18 CAROL COSTELLO: Noble County.

19 GARY CARTER: Right. Okay. Yes.
20 They were burned alive trying to outrun this thing.
21 In their homes, for God sakes, and to my knowledge
22 yet to this day, nobody has ever paid them kind of
23 people a penny. A daughter that survived is in New
24 York and to my knowledge we're still investigating,
25 have never got compensation from them. Texas

Rockies Express Pipeline Project
January 7, 2008

1 Eastern Pipeline. This is nothing more different.

2 I don't know, is Texas Eastern apart
3 of this applicant, I bet they are.

4 You mentioned that you have like 46,
5 was it 46 new rules?

6 DOUG SIPE: No, there's -- I think
7 there--

8 UNIDENTIFIED PERSON: 149.

9 GARY CARTER: Oh hundred -- Excuse
10 me. A hundred and --

11 DOUG SIPE: Just keep it away --
12 Sir, we can hear you just fine, just keep it like
13 right there.

14 GARY CARTER: Okay. 149 rules and
15 regulations that you say you're gonna negotiate
16 with them when they hire subcontractors of
17 subcontractors of foreign origin. These are people
18 that come in from Haiti, from Mexico, from all
19 over the world, they don't employ Americans. These
20 are foreign people that do this work out there.
21 They don't know anything about the rules and
22 regulations. Who's gonna enforce their rules and
23 regulations, this agency you talk about. They
24 stand there and watch 'em do it. I've watched them
25 do it, I've been there and talked to 'em, I've seen

Rockies Express Pipeline Project
January 7, 2008

1 it. I flew -- I'm a pilot, I fly airplanes and
2 I've flown over these lines and watch what they do.
3 They do not enforce their rules. These guys will
4 break the rules.

5 And if the task force enforcement
6 agency at Ferc -- Is Susan McNamaria still there,
7 Susan McNamaria.

8 DOUG SIPE: I don't know her.

9 GARY CARTER: She's the senior
10 attorney at the --

11 DOUG SIPE: Excuse me one second.
12 Sir, sir, in front of me. If you guys want to have
13 a conversation -- I can hear it, so if you want to
14 go in the back you can have it.

15 GARY CARTER: There is a task force
16 enforcement agency law firm in Washington, D.C.,
17 it's supposed to enforce wrongdoing on all and any
18 pipelines. Susan McNamaria used to be the senior
19 executive of that branch. I communicated with her
20 many a times, telling her about the insulting and
21 battery on peoples' properties when we were
22 fighting the independent pipeline. Never did prove
23 need and necessity. Are they gonna be your
24 enforcers, they should be.

25 Then what fines will they be paying,

Rockies Express Pipeline Project
January 7, 2008

1 make 'em pay, a million here and a million there.
2 That's a slap on the wrist to these people. These
3 people are told from the get go, say anything, do
4 anything, sign anything, lie, cheat, steal, will
5 never take -- threaten, even assault and battery,
6 we don't care, just get the job done, we'll pay the
7 fines and cost of doing business, just get the
8 project done. That's what the independence --
9 that's what this project is about. They're not
10 trustworthy.

11 Somebody ever here said that they
12 might be nice people. That's the first person ever
13 heard that said a nice word about them people,
14 first person. Is that unusual, highly unusual, I
15 never heard nobody say anything nice about 'em.

16 I don't think they have any contract
17 needs. They haven't showed any contract needs from
18 all the information that I've got together, I don't
19 think you have seen any either. Their's should be
20 the first thing they should have is long-term
21 commitment contract for a pipeline of this size and
22 magnitude. That has to be a prerequisite for any
23 pipeline. Not just to let them go out there
24 willy-nilly and torcher landowners and threaten to
25 turn their land into a mud bottle, 'cause when a

Rockies Express Pipeline Project
January 7, 2008

1 pipeline is built it creates a hole in the ground 6
2 feet wide sometimes, and maybe 8, 10 feet deep.
3 They refill that ground and it turns into mud in
4 the next rain shower. You can't drive over that
5 with a tractor for years for fear you'll sink down
6 to pipe, and I've got pictures to prove that. That
7 does happen all the time.

8 Oh, let's see here. I've covered
9 the boring part. How many alternate routes do they
10 have? I know they have many. How do you know,
11 about how many alternate routes they have, can you
12 answer that?

13 DOUG SIPE: They've had a lot of
14 alternate routes, and I mean all the alternate
15 routes are discussed in the Draft Environmental
16 Impact Statement.

17 GARY CARTER: That you know about,
18 that would be in part of the draft. Okay. Well,
19 we'll see when I get there. I didn't get the
20 preliminary, so I can't address that. Somebody was
21 saying something to the fact, why don't they ship
22 this gas before it's needed? That's a very good
23 point. It sure is not needed here in the east,
24 'cause I talked to -- Pennsylvania, the single
25 largest gas storage dump in the east coast. Those

Rockies Express Pipeline Project
January 7, 2008

1 representatives I talked up there I talked to -- I
2 was there personally, and they said if we add one
3 more pipeline out here, we'll just have to turn it
4 off, 'cause we can't use it. We can't get the gas
5 out of here that we have already. They can't do it
6 -- Pennsylvania.

7 New Jersey don't need it.
8 Princeton, New Jersey is where they say they want
9 to end up going to. New Jersey, they are adamantly
10 opposed to this pipeline. The Governor is
11 adamantly opposed it. I spoke to him. They
12 already have adequate supply of gas off coast.

13 Do you know what high -- gas is?
14 That's where you drill just 50 miles off in the
15 east coast, and that belongs to the -- Islands,
16 Nobisgosha and the like, and they're bringing down
17 billions and billions of cubic feet of gas in
18 projects right now. That gas from overseas is
19 liquified.

20 California is crying for energy.
21 Arnold Schwarzenegger over there is pleading,
22 please send us some more energy. But there's a
23 political rift out there, and they said we ain't
24 gonna deal with Arnold.

25 They told me not to say anything

Rockies Express Pipeline Project
January 7, 2008

1 because they don't want Ferc to know about this
2 rift. I think we're talking about 800 miles, maybe
3 over to California, if that, compared to 2000 miles
4 to Princeton, New Jersey. That is ludicrous. Oh,
5 yeah, I forget the 9 billion dollars they're trying
6 to hog squabble out of the Federal Loan Guaranteed
7 Program. It's money, and that's what I found out
8 in a lot of these pipeline projects.

9 One of the things -- somebody here
10 mentioned tonight that these pipelines have a
11 coding on the outside, they do. It's a protective
12 coding to keep it from corroding and rusting on the
13 outside.

14 We found out this because they
15 wanted to go within a couple hundred feet of our
16 city water works. They went over there and they
17 was testing these pipes that they found, poisonous
18 coding.

19 Those pipes when they run
20 underground for miles and miles the water from that
21 yellowing follows that pipe and goes right into the
22 city water. Yes, you will get sick if it don't
23 kill you outright. Now they said, oh, it's safe,
24 it won't nobody killed by it. So what if you have
25 to go to the doctor for a week or two and the

Rockies Express Pipeline Project
January 7, 2008

1 hospital for a week or two, that's just collateral
2 damage.

3 I'm looking here in my notes, trying
4 to make sure I covered them all and I'm sure
5 there's a few out there that I'll probably have
6 forgotten.

7 The double wall thing, I really like
8 that in the pipeline, it's really neat and
9 unnecessary as they do in Georgia and Florida, that
10 would really help, and stainless steel, 'cause
11 stainless steel tends not to rust or corrode, it's
12 a non-fair metal. Now maybe they won't want to
13 do that, but, guys, that gonna cost the project
14 money.

15 By the way, who is the project
16 manager for this project, sir, it isn't Bill Solar,
17 is it?

18 DOUG SIPE: No, you're talking about
19 Bill Solar's group, that certificate side?

20 GARY CARTER: Well somebody has to
21 be the head person at Ferc.

22 DOUG SIPE: Well the environmental
23 side is Laura Turner.

24 GARY CARTER: For?

25 DOUG SIPE: For the environmental

Rockies Express Pipeline Project
January 7, 2008

1 side.

2 GARY CARTER: He is irrelevant.

3 DOUG SIPE: And then the director of
4 the certificates group where you're talking is Berm
5 Mosley.

6 GARY CARTER: Huh.

7 DOUG SIPE: Is Berm Mosley.

8 GARY CARTER: Berm Mosley. So if I
9 was to call Ferc over there and ask for Berm Mosley
10 he will tell me he's project manager for this
11 application.

12 DOUG SIPE: He's the director of
13 that group.

14 GARY CARTER: Okay. Director of
15 that group, Berm Mosley. Let me write this down
16 before I forget.

17 DOUG SIPE: I can give that to you
18 afterwards, sir, I can give that to you.

19 GARY CARTER: I can't remember that
20 long.

21 DOUG SIPE: I can give it to you
22 after the meeting.

23 GARY CARTER: Okay. Please do.

24 DOUG SIPE: Okay.

25 GARY CARTER: Okay. Oh, okay, I

Rockies Express Pipeline Project
January 7, 2008

1 think I've just about covered the extent of this
2 pipeline project, but there's many more I'll have
3 -- You'll have scoping meeting, is that right,
4 final draft?

5 DOUG SIPE: No, no, the scoping
6 meetings were held earlier, this is a comment
7 meeting.

8 GARY CARTER: Any other comments we
9 have we have to mail them to you guys?

10 DOUG SIPE: Yeah, mail them or
11 electronic file them or write 'em down and give
12 them to us tonight or write 'em down and send 'em
13 to us in the mail.

14 GARY CARTER: Oh, okay. There's not
15 been much talk about fair compensation to
16 landowners, if and when this thing would ever be
17 built. We have established a team of lawyers now,
18 and the landowners that have contacted me and many
19 -- Indianapolis, there's an landowners organization
20 out there, we're gonna demand a hearing to hear the
21 damages and the fair compensations to all
22 individual landowners. This will be a long lengthy
23 process, and cost of a lot of money to do this, but
24 that will give more time to find legitimate need
25 and necessity.

Rockies Express Pipeline Project
January 7, 2008

1 The people aren't offered a fair and
2 reasonable price for the take of their land. This
3 is not a 50 foot easement. This is a 300 foot plus
4 easement. It's an energy corridor for other
5 pipelines that would follow it, if they could prove
6 need and necessity.

7 Now, American right now and the
8 Department of Energy were there, sent me brochures
9 and tells me there is no need. They say that there
10 is a 15 percent reduction and a demand for natural
11 gas in the east part of the United States as you're
12 alluding to, but oversee, not just New Jersey, but
13 the whole eastern seaboard, 50 percent defined,
14 because big infrastructure is leaving, big steel,
15 big steel, bit users are leaving and going over
16 seas. Alternative energy is coming on line big
17 time, wind mills and geo-thermal, hydrogen fuel
18 cells, ethanol, bio diesel, the list rose every day
19 of alternative energies. Like -- we need to
20 conserve some of these limited resources that we
21 have so that they last a big longer into the future
22 generations. Responsible stewardship, and this
23 pipeline has not done a responsible stewardship. I
24 think that pretty well covers it. Thank you very
25 much.

Rockies Express Pipeline Project
January 7, 2008

1 DOUG SIPE: Thank you, sir. One
2 comment I definitely want to hit on that you
3 addressed is the fact that that is your right to
4 use an attorney to fight this project to help you
5 with the negotiation of this project, but I caution
6 you, and this has happened throughout the country,
7 also, and I can give you plenty of examples where
8 an attorney will promise you a lot more than they
9 can get you.

10 Just make sure that when you're
11 dealing with an attorney that you let -- not let us
12 know the specifics of the negotiations, but if
13 you're talking to an attorney about moving the
14 pipeline right away or if you're talking to an
15 attorney about doing something with the pipeline,
16 let Ferc know, 'cause we're here, you know, that's
17 what we do we protect the public.

18 GARY CARTER: You're gonna protect
19 my financial well-being and give me my fair
20 compensation for the destruction of my property or
21 their property?

22 CAROL COSTELLO: That's a threat,
23 your statement was a threat.

24 GARY CARTER: I don't think so.

25 DOUG SIPE: I'm not --

Rockies Express Pipeline Project
January 7, 2008

1 GARY CARTER: You can't protect me
2 the landowners. You can't even enforce the rule
3 that you have over the pipelines and you haven't in
4 the past, I've watched you.

5 DOUG SIPE: Sir.

6 GARY CARTER: I've been here 10
7 years watching what Ferc do.

8 DOUG SIPE: My statement that I just
9 stated was to protect the public. It has nothing
10 to do with the pipeline in general.

11 GARY CARTER: Well what do you think
12 we are, chop liver?

13 DOUG SIPE: You want -- That's what
14 I'm stating. I'm stating to protect the public.
15 I'm stating that an attorney -- Let me give you an
16 example. An attorney will charge you X amount of
17 dollars to fight a project, okay.

18 GARY CARTER: No.

19 DOUG SIPE: I'm not gonna -- I'm
20 just giving you an example. An attorney will
21 charge you X amount of dollars --

22 GARY CARTER: No.

23 DOUG SIPE: -- on some, to fight a
24 project.

25 GARY CARTER: No. No.

Rockies Express Pipeline Project
January 7, 2008

1 DOUG SIPE: Okay. I mean if you
2 don't want me to help you then.

3 GARY CARTER: Well you're lying to
4 me right now.

5 DOUG SIPE: I'm giving you an
6 example, sir, of what I --

7 GARY CARTER: You're lying to me
8 right now, sir.

9 DOUG SIPE: Okay.

10 GARY CARTER: These attorneys we've
11 approached will all do contingency fees. Do you
12 know what that is?

13 DOUG SIPE: Some will, yes.

14 GARY CARTER: All will we've talked
15 to. Dozens of dozens of lawyers, almost a 100
16 percent. Some of 'em will ask for a little
17 retainer to get started and they'll take that out
18 of their fee at the end, because whatever the
19 pipeline offers you, it'll always be less than what
20 you will get from a jury, period, always, a 100
21 percent of the time, unless the pipeline does what
22 Marathon did and opened up their pocketbooks like a
23 floodgate of money like no tomorrow.

24 DOUG SIPE: So you're talking about
25 money. I did not state "money." I'm talking if

Rockies Express Pipeline Project
January 7, 2008

1 you're dealing with an attorney --

2 GARY CARTER: Yeah.

3 DOUG SIPE: And he's going to help
4 you on your property or the organization that
5 you're representing and he's going to advise you
6 working with Rex to move the route or do certain
7 things out there that we are not aware of, and then
8 your attorney will tell you, okay, well we worked
9 this out with Rex, but Ferc doesn't know this.

10 GARY CARTER: I ain't talking to
11 Rex.

12 DOUG SIPE: This has happened in the
13 past where Ferc doesn't know that you may have an
14 alternative route and you may have agreed to this
15 alternative route, and if this attorney does not
16 file that information about the alternative route
17 with Ferc, it may or may not happen. So I'm just
18 stating for like if you're using an attorney, make
19 sure that the attorney sends us some information,
20 if you're gonna change the route or you're going to
21 do something. Nothing about money.

22 GARY CARTER: Please don't confuse
23 the issue, sir. Once the EIS is out, environmental
24 study, there is no more talking about that. The
25 attorneys don't care less. They're not talking

Rockies Express Pipeline Project
January 7, 2008

1 about rechanging a route. They're talking about a
2 contingency program where they're gonna take the
3 Rex and represent every single landowner that hired
4 these lawyers. At no cost to them, whatsoever, the
5 Rex will offer them X dollars. And whatever gets
6 to a jury hearing, more he takes a percent of that.
7 That's where he makes his money, and he does very
8 well at that. So it's not -- It's very --

9 DOUG SIPE: And that's perfect what
10 you're talking about, that situation is perfect.

11 GARY CARTER: They don't have to
12 talk to you or anybody, it's none of your business
13 what we get at that point.

14 DOUG SIPE: I never stated that, so
15 I mean if I came across that way. I'm not worried
16 about the negotiations of money at all.

17 GARY CARTER: You're confusing
18 people, that's right. Please don't confuse the
19 audience, 'cause that's exactly what you did.

20 DOUG SIPE: Thank you.

21 GARY CARTER: I've been there, I've
22 been watching you guys from the get go. You ain't
23 gone pull no wool over this sailor's eyes. I've
24 been in Nam four years and I fought the enemy and
25 the enemy is here.

Rockies Express Pipeline Project
January 7, 2008

1 DOUG SIPE: Thank you.

2 GARY SMITH

3 GARY SMITH: Yeah, I'm actually one
4 of the windier guys on posting, but when they were
5 doing their initial survey, okay, and I realize you
6 get out there with the -- Chicago staff, I've been
7 doing that sort of work off and on for decades, but
8 because of where I live, before I bought my
9 property I called Murray Cole, I called AEP and
10 some other organization that had coal rights in the
11 area, because we have a lot of blown long mines
12 that are uncharted. Okay. This takes one piece of
13 equipment, one laptop computer and a couple boxes
14 of shotgun shells to figure out where your survey,
15 if there are any blown long mines remotely
16 underneath there. And the only thing I've ever
17 gotten out of the Rex people is we'll do whatever
18 is necessary. Doesn't mean anything.

19 And I spent \$1100 on my property to
20 get it surveyed, 'cause I have connections. You
21 know, not for the survey, for the IP to the IP to
22 the IP, but what's underneath my land.

23 And this has to be done throughout
24 Noble, Guernsy, Monroe, and Belmont Counties
25 because there is so many old mines through there,

Rockies Express Pipeline Project
January 7, 2008

1 that, yeah, we did lose a freeway a few years ago.

2 When -- was it in '92?

3 CAROL COSTELLO: Yeah, Guernsey
4 County.

5 GARY SMITH: When they had the
6 pipeline in Monroe County, that's because of very
7 deep long well mine pretty much settled in and put
8 more stress on the pipeline there.

9 Somebody showed me a videotape and I
10 said did you get this from Super 8 put on the
11 videotape, they said, no, this is in '92. That's
12 too recent.

13 And necessary things because you had
14 mentioned all sorts of rules, regulations and so
15 forth as, okay, why aren't they doing testing for
16 these or compel Murray to do them, 'cause it is a
17 Murray problem, but Murray could probably just say
18 go to hell, you know, that is a Rex problem.

19 And I think that Ferc should look at
20 this whole issue because it is amazing when you see
21 the area, the freeway that dropped away. You have
22 to come out and see that. They had to reroute
23 every one onto old U.S. 40 which is about as slow
24 as can be, then they had to fill it all in, and
25 they're still not sure. They had some of the

Rockies Express Pipeline Project
January 7, 2008

1 finest engineering minds in the country working on
2 it.

3 So, you know, this should be a
4 mandatory in our area and I doubt if it every will
5 be. Thank you.

6 DOUG SIPE: Thank you, sir. Any
7 further questions? Okay. I don't mind, I mean,
8 people coming up to the mic are -- stating, you
9 know, that they feel like -- I'm here, I hear this
10 stuff all throughout the country, I can take
11 questions and your concerns and your heated
12 answers, I'm here for you guys, so if you want to
13 ask questions. Wait, ma'am. Sir.

14 DALE FORNI

15 DALE FORNI: I'm Dale Forni,
16 F-o-r-n-i. My boy just spoke, but he didn't tell
17 everything. Mr. Kemp, they must have sent a good
18 man to your house, so they sent all the liars to
19 our place.

20 MR. KEMP: They were good honest
21 people to me, sir.

22 DALE FORNI: Okay. Anyhow, they're
23 leaving a high tension line either on our farm or
24 the neighbor's farm. They came to us before they
25 surveyed. They said, where could you live with it?

Rockies Express Pipeline Project
January 7, 2008

1 Like the boy said, we took 'em down, we showed 'em,
2 they tied ribbons on the trees.

3 We found out today that they're no
4 ways near where we suggested. Now they want to go
5 through septic systems, my front yard.

6 We have offered \$200 an acre for
7 timber. One tree will make \$200. \$3.00 a bail for
8 hay. Hay sells for \$4.00 and \$5.00 a bail. We're
9 supposed to replace that?

10 1992 Texas Eastern went through,
11 they offered a \$100 a bail. Excuse me, \$100 a ton.
12 We had to replace it with \$200 a ton. Is that
13 fair?

14 There's a man there this afternoon,
15 first time for months. He said they cannot reroute
16 this. This has already been rerouted, they cannot
17 reroute it. Now someone is lying. And he told us
18 that he doesn't lie. He said it's -- he's a pretty
19 good guy, but some people don't know lie. That's
20 all I've got to say. Thank you.

21 DOUG SIPE: Thank you, sir. They
22 can reroute on your property, and if you stay and
23 show us that route, we will look at it.

24 CAROL COSTELLO

25 CAROL COSTELLO: I know I've been up

Rockies Express Pipeline Project
January 7, 2008

1 here, too.

2 DOUG SIPE: That's okay.

3 CAROL COSTELLO: But why doesn't
4 Ferc put somebody on the ground, why doesn't
5 somebody come and walk the land like they -- and
6 know the land? Why doesn't Ferc know that there's
7 underground mines and rocks -- rocks caved in? Why
8 don't somebody from Ferc --

9 DOUG SIPE: Ms., if you --

10 CAROL COSTELLO: -- Leave
11 Washington, D.C. and look at what they're doing to
12 the land?

13 DOUG SIPE: We have, I mean, what we
14 do is initial route. In pre-filing we will fly the
15 route in a helicopter, we will check out certain
16 areas of the route by foot, and that's happened on
17 multiple occasions. If you look at the Draft
18 Environmental Impact Statement it tells you all
19 that information.

20 CAROL COSTELLO: But --

21 DOUG SIPE: And we do -- we are, we
22 are familiar with the mines, and there are
23 conditions, basically questions to the company that
24 you have to provide us information before we go
25 forward.

Rockies Express Pipeline Project
January 7, 2008

1 CAROL COSTELLO: Right, but they're
2 still going through. They're still going over
3 underground mines and under these power lines, and
4 you're not questioning that, the safety of this.

5 DOUG SIPE: Remember this is the
6 Draft Environmental Impact Statement. So we're
7 gonna take your concerns tonight, which your
8 concern is that the pipeline is underneath is the
9 safety issues and your pipeline is underneath the
10 power line, that issue will be addressed.

11 CAROL COSTELLO: Thank you.

12 DOUG SIPE: Thank you. Losing a lot
13 of the crowd. Is there any further questions?
14 I'm gonna be here. I'm gonna stay here afterwards
15 and I can close the formal part of this meeting and
16 be here to answer any questions.

17 Without anymore speakers, the formal
18 part of this meeting will conclude on behalf of the
19 Federal Energy Regulatory Commission and the
20 Pipeline and Hazardous Materials Safety
21 Administration, I would like to thank you call for
22 coming tonight.

23 Let the record show that the Rockies
24 Express East Pipeline Project Public Comment
25 Meeting concluded at 8:04 p.m. Thank you.

Rockies Express Pipeline Project
January 7, 2008

- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18
- 19
- 20
- 21
- 22
- 23
- 24
- 25

- - -

(At 8:04 p.m., the meeting adjourned)

- - -

Rockies Express Pipeline Project
January 7, 2008

C E R T I F I C A T E

STATE OF OHIO)

) SS:

COUNTY OF MUSKINGUM)

I, Terence M. Holmes, a duly qualified and commissioned notary public within and for the State of Ohio, do hereby certify that at the time and place stated herein, and in the presence of the persons named, I recorded in stenotypy and tape recorded the proceedings of the within-captioned matter, and that the foregoing pages constitute a true, correct and complete transcript of the said proceedings.

IN WITNESS WHEREOF, I have hereunto set my hand at Cincinnati, Ohio, this 11th day of January, 2008.

My Commission Expires:
July 28, 2012

Terence M. Holmes
Notary Public - State of Ohio