

**STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION**

Navigator Heartland Greenway LLC)	
)	
Application Pursuant to the Carbon Dioxide Transportation)	
and Sequestration Act (220 ILCS 75/1 et seq.) for a)	Docket 23-0161
Certificate of Authority to Construct and Operate a Carbon)	
Dioxide Pipeline and When Necessary to Take Interests)	
In Property as Provided by the Law of Eminent Domain)	

**Navigator Heartland Greenway LLC’s Motion to Withdraw Application and for
Order Voluntarily Dismissing Application Without Prejudice and
Concluding this Proceeding**

Navigator Heartland Greenway LLC (“NHG”) hereby moves to voluntarily withdraw its Application for a Certificate of Authority in the above-captioned proceeding and requests an order by the Commission granting voluntary dismissal of the Application, without prejudice, and concluding the proceedings in this Docket. NHG also respectfully suggests that, to avoid the need for parties to expend additional resources in this Docket, the Administrative Law Judges (“ALJs”) should immediately suspend the upcoming procedural schedule, filing deadlines, and evidentiary hearing in this Docket until this Motion can be presented to and ruled on by the Commission.

1. On February 24, 2023, NHG filed with the Illinois Commerce Commission (“Commission”) an Application for a Certificate of Authority (“Application”) to construct and operate an interstate carbon dioxide transportation pipeline in Illinois, pursuant to the Carbon Dioxide Transportation and Sequestration Act, 220 ILCS 75/1 *et seq.* (“CO2 Act”). The Application was docketed by the Commission as Docket No. 23-0161.

2. Consistent with recent filings in other jurisdictions, NHG has elected to reassess the route and other aspects of the Heartland Greenway Pipeline System, and the Application. Being cognizant of the ICC and intervenor resources, NHG seeks to withdraw its Application with the intent to reinstate Illinois permitting, if appropriate, when NHG’s full evaluation is complete.

Accordingly, Applicant will cease to prosecute its Application.

3. As noted above, NHG respectfully suggests that, to avoid the need for parties to expend additional resources in this Docket, the ALJs should immediately suspend the upcoming procedural schedule and filing dates in this Docket until this Motion can be presented to and ruled on by the Commission.

Wherefore, Navigator Heartland Greenway LLC respectfully requests entry of an order by the Commission granting Applicant's request for voluntary dismissal, without prejudice, of its Application, and concluding proceedings in this docket.

Dated: October 10, 2023

Respectfully Submitted

NAVIGATOR HEARTLAND GREENWAY LLC

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