

**DIVIDER**  
STATE OF NORTH DAKOTA  
INFORMATION TECHNOLOGY DEPARTMENT  
SFN 2053 (4-2002)

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**DESCRIPTION**

**GE-04-515**  
**Public Service Commission**  
**Rayglen Commodities, Inc.**  
**Ex Parte Cease & Desist** 04  
**Filed 9/30/2004**      **Closed 10/22/2004**

Licensing Division  
600 E Boulevard Ave – Dept 408  
Bismarck, ND 58505-0480  
701/328-4097 - phone  
701/328-2410 - fax

**Public Service  
Commission**

# Fax

**To:** Ray Germain **From:** Sue Richter *Sue Richter*  
**Fax:** 306-931-6739 **Page(s):** 2  
**Phone:** 306-249-9602 **Date:** October 26, 2004  
**Re:** Rayglen Commodities

Attached is a copy of the North Dakota Grain Dealers Association's one page broadcast fax that was provided to association member elevator managers and allied members on Friday October 22, 2004.

As stated before, the Licensing Division routinely provides the North Dakota Grain Dealers Association copies of grain related orders issued by the Commission. The North Dakota Grain Dealers Association decides which items will be included in their industry broadcasts.

Please call if you have any questions.

skr  
Attachment

cc: Beth Baumstark via fax 701-223-5366

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Pages 1

Copy of NDGDA broadcast faxed to  
Rayglen Commodities  
by Public Service Commission

10/26/2004

CC Comm Legal Licensing

17 **GE-04-516**

Pages 1

Copy of NDGDA broadcast faxed to  
Rayglen Commodities  
by Public Service Commission

10/26/2004

CC Comm Legal Licensing

Licensing Division  
600 E Boulevard Ave -- Dept 408  
Bismarck, ND 58505-0480  
701/328-4097 - phone  
701/328-2410 - fax

**Public Service  
Commission**

# Fax

**To:** Beth Baumstark                      **From:** Sue Richter *Sue Richter*  
**Fax:** 701-223-5366                      **Page(s):** 2  
**Phone:** 701-223-5300                      **Date:** October 26, 2004  
**Re:** Raylen Commodities

Attached is a copy of the North Dakota Grain Dealers Association's one page broadcast fax that was provided to association member elevator managers and allied members on Friday October 22, 2004.

As stated before, the Licensing Division routinely provides the North Dakota Grain Dealers Association copies of grain related orders issued by the Commission. The North Dakota Grain Dealers Association decides which items will be included in their industry broadcasts.

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Attachment

cc: Ray Germain via fax 306-931-6739

22 GE-04-515

Pages 1

Copy of NDGDA broadcast faxed to Beth  
Baumstark  
by Public Service Commission

10/26/2004

CC Comm Legal Licensing

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Pages 1

Copy of NDGDA broadcast faxed to Beth  
Baumstark  
by Public Service Commission

10/26/2004

CC Comm Legal Licensing



# NORTH DAKOTA GRAIN DEALERS ASSOCIATION

STEVEN D. STREGE, Executive Vice President  
 CHERYAL WELLE, Executive Assistant  
 CONNIE LEIER, Administrative Assistant  
 Ph: 701-235-4184, Fax: 701-235-1026  
 118 Broadway, 606 Black Bldg, Fargo, ND 58102  
 Website: www.ndgda.org

STU LETCHER, Safety & Health Director  
 Ph: 701-543-3110, Fax: 701-543-4183  
 P.O. Box 72, Hatton, ND 58240

HAL GRIEVE, Safety Specialist  
 Ph: 701-633-5256, Fax: 701-633-5258  
 204 4th Avenue S., Buffalo, ND 58011

October 22, 2004  
 One page broadcast fax

TO: Association Member Elevator Managers and Allied Members

**Rayglen Commodities back in business.** The North Dakota Public Service Commission has dissolved the cease and desist order and dismissed its complaint against Rayglen Commodities effective October 22, 2004 upon agreement to the following stipulations: Rayglen will: 1) cease any solicitation of sellers of grain in North Dakota except when acting in the capacity as an agent for a North Dakota licensed grain buyer; 2) use only North Dakota licensed grain buyer's forms when contracting for the purchase of grain as an agent for a North Dakota licensed grain buyer; 3) not solicit any North Dakota buyers of grain on behalf of any grain sellers, unless or until Rayglen becomes a North Dakota licensed grain buyer

**Earth Harvest Mills hearing on Monday.** The Public Service Commission has scheduled a formal hearing on Monday October 25 at 9:00 a.m. CDT to consider the allegations of the Public Service Commission Staff Complaint against Earth Harvest Mills, Inc. and to consider the request for hearing on the Cease and Desist Order. You can listen to the proceeding at <http://pc6.psc.state.nd.us/media/comm-livc/> Click on Listen to the Commission. You must have the appropriate software on your computer for this to work

**Rabobank Purchase of FCSA Off.** Farm Credit Services of America has terminated its agreement to be purchased by Rabobank of The Netherlands. Announcement several weeks ago of the pending sale had created a political firestorm. The President of the Farm Credit Council congratulated the FCSA Board on halting the sale.

**BNSF Wheat Rate Action.** There will be a \$98 per car reduction in the single car rate from Fargo to Minneapolis effective December 1. BNSF is also reducing single and 26-car rates from North Dakota to the PNW. Little if any wheat moves west in these shipment sizes

**NGFA Meeting Six Weeks Away.** The National Grain and Feed Association's Country Elevator Council Conference and Trade Show will be held December 5-7, 2004 at the Adams Mark Hotel in Denver. The early bird registration deadline is November 5. Hotel reservation deadline is November 12. For further information go to [www.ngfa.org](http://www.ngfa.org).

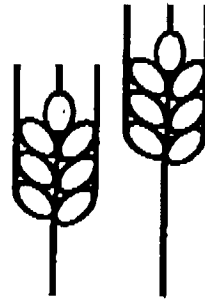
FAX COVER SHEET

DATE: 10-22-04 TIME: \_\_\_\_\_

To: Sue Rutter

Fax: \_\_\_\_\_

From: Steve Stey



NORTH DAKOTA GRAIN DEALERS ASSOCIATION  
118 BROADWAY, 606 BLACK BUILDING  
FARGO, ND 58102

FAX # 701-235-1026  
PHONE # 701-235-4184  
WATS # 1-800-342-4778

Number of pages including coversheet: 2

Contact sender ASAP if you do not receive all pages.

COMMENTS.

Page 2 here was faxed mid-afternoon to the same group to whom we faxed the memo on cease & desist orders a couple weeks ago.

STATE OF NORTH DAKOTA  
PUBLIC SERVICE COMMISSION

Public Service Commission  
Rayglan Commodities, Inc.  
Ex Parte Cease & Desist

Case No. GE-04-515

Public Service Commission  
vs. Rayglan Commodities, Inc.  
Complaint

Case No. GE-04-516

STATE OF NORTH DAKOTA                    )  
  )ss  
COUNTY OF BURLEIGH                    )

Shelly A. Bauske deposes and says that she is over the age of 18 years and not a party to this action and on the **22<sup>nd</sup> day of October, 2004**, she deposited in the United States Mail, Bismarck, North Dakota, 2 envelope by regular mail, with postage fully prepaid, securely sealed and containing a photocopy of.

1 Order Approving Stipulated Agreement with attached Stipulated Agreement

The envelopes were addressed as follows

Beth Baumstark  
Wheeler Wolf Law Firm  
PO Box 2056  
Bismarck, ND 58502-2056

Ray Germain  
Rayglan Commodities, Inc  
#1-3815 Thatcher Avenue  
Saskatoon, SK S7R 1A3

Shelly A Bauske further deposes that on the **22<sup>nd</sup> day of October, 2004**, she faxed a photocopy of the same as follows

Beth Baumstark  
701-223-5366

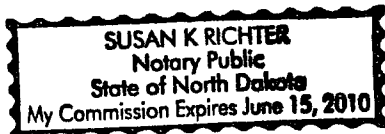
Ray Germain  
306-931-6739

To the best of affiant's knowledge each address shown is the respective addressee's last reasonably ascertainable mailing address

Shelly A Bauske

Subscribed and sworn to before me  
this **22<sup>nd</sup> day of October, 2004**.

Susan K Richter



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14 GE-04-516 Pages 3

Affidavit of Service

by Public Service Commission

Post-it® Fax Note	7671	Date	10-22-04	# of pages ▶	6
To	Ray Germain	From	Shelly Bauske		
Co /Dept	Raygen Commodities	Co	ND PSC		
Phone #		Phone #	701-328-2400		
Fax #	306-931-6739	Fax #	701-328-2410		

Post-it® Fax Note	7671	Date	10-22-04	# of pages ▶	6
To	Beth Baumstark	From	Shelly Bauske		
Co /Dept	Wheeler Wolf	Co	ND PSC		
Phone #		Phone #	701-328-2400		
Fax #	223-5366	Fax #	701-328-2410		

ACTIVITY REPORT

TIME : 10/22/2004 10:11  
 NAME : NDPSC  
 FAX : 7013282410  
 TEL : 7013282400  
 SER.# : BROJ1J595612

NO.	DATE	TIME	FAX NO./NAME	DURATION	PAGE(S)	RESULT	COMMENT
#011	10/20	11:12	7018526058	44	01	OK	RX ECM
	10/20	11:47	912183469004	01:18	01	OK	TX
#012	10/20	14:05	917012241677	43	01	OK	TX ECM
#013	10/20	14:09	92241677	44	01	OK	TX ECM
#014	10/20	15:00	917013244334	01:34	03	OK	TX ECM
	10/20	19:06	701 523 5394	40	02	OK	RX ECM
	10/21	08:54	7018526058	01:10	02	OK	RX ECM
	10/21	09:10	7018526058	05:28	02	OK	RX ECM
#015	10/21	09:30	81506	17	01	OK	TX ECM
	10/21	09:34	7018526058	45	01	OK	RX ECM
	10/21	09:57	6125711789	57	02	OK	RX ECM
	10/21	11:47	7018526058	03:05	05	OK	RX ECM
	10/21	11:51	7018526058	01:17	03	OK	RX ECM
	10/21	11:53	7018526058	01:18	03	OK	RX ECM
	10/21	11:55	7018526058	01:16	03	OK	RX ECM
	10/21	11:59	7018526058	01:19	03	OK	RX ECM
	10/21	12:01	7018526058	01:19	03	OK	RX ECM
#018	10/21	12:06	915152818021	04:29	14	OK	TX ECM
	10/21	12:24	2	18	01	OK	RX ECM
#019	10/21	14:13	87585	41	01	OK	TX ECM
	10/21	14:54	7018526058	01:08	02	OK	RX ECM
	10/21	15:05	701 252 0540	03:46	07	OK	RX ECM
	10/21	15:10	7013382128	12	01	OK	RX ECM
	10/21	15:13	701 235 1026	29	01	OK	RX ECM
#020	10/21	15:15	917013244334	05:19	09	OK	TX ECM
#021	10/21	15:21	917019681747	03:47	07	OK	TX ECM
#022	10/21	15:35	83254	09:21	09	OK	TX ECM
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	10/21	16:05	306 931 6739	28	03	OK	RX ECM
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#025	10/21	16:47	92234324	02:24	01	BUSY	TX
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#026	10/22	08:11	917013244334	01:48	03	OK	TX ECM
#027	10/22	09:40	83254	54	01	OK	TX ECM
#028	10/22	09:59	92235366	03:08	06	OK	TX ECM
#029	10/22	10:09	913069316739	02:09	06	OK	TX ECM

BUSY: BUSY/NO RESPONSE  
 NG : POOR LINE CONDITION / OUT OF MEMORY  
 CV : COVERPAGE  
 POL : POLLING  
 RET : RETRIEVAL  
 PC : PC-FAX

**STATE OF NORTH DAKOTA  
PUBLIC SERVICE COMMISSION**

**Public Service Commission  
Rayglen Commodities, Inc.  
Ex Parte Cease & Desist**

**Case No. GE-04-515**

**Public Service Commission  
vs. Rayglen Commodities, Inc.  
Complaint**

**Case No. GE-04-516**

**ORDER APPROVING STIPULATED AGREEMENT**

**October 22, 2004**

**Preliminary Statement**

On October 8, 2004, the Public Service Commission issued a Cease and Desist Order and a corresponding Notice of Opportunity for Hearing in Case No. GE-04-515 ordering Rayglen Commodities, Inc. (Rayglen) to cease and desist all grain buying activities in North Dakota. On that same date, the Commission found that the Public Service Commission Staff (Staff) Complaint filed on October 6, 2004, in Case No. GE-04-516 stated a prima facie case and served the Complaint on Rayglen. The Complaint alleged that Rayglen was in violation of North Dakota law because it was operating as a grain buyer in the State of North Dakota without the required license and bond

On October 20, 2004, Rayglen and Staff filed a Stipulated Agreement. Rayglen and Staff agreed as follows:

1. Rayglen will cease any solicitation of sellers of grain in North Dakota except when acting in the capacity as an agent for a North Dakota licensed grain buyer.
2. Rayglen will use only North Dakota licensed grain buyer's forms when contracting for the purchase of grain as an agent for a North Dakota licensed grain buyer.
3. Rayglen will not solicit any North Dakota buyers of grain on behalf of any grain sellers, unless or until Rayglen becomes a North Dakota licensed grain buyer.
4. The Public Service Commission will lift the Cease and Desist Order immediately upon its approval of the Stipulated Agreement
5. The Public Service Commission will dismiss the Complaint against Rayglen Commodities, Inc.

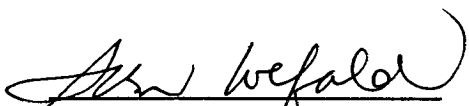
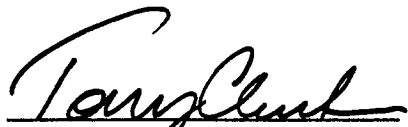

6. The Public Service Commission will notify the North Dakota Grain Dealers Association that it has dissolved the Cease and Desist Order against Rayglen Commodities, Inc.

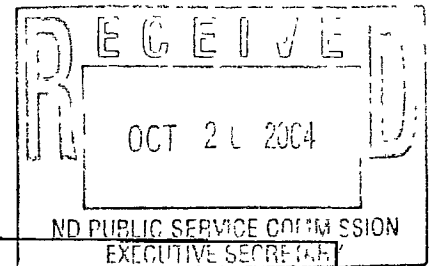
Having considered this matter, the Commission finds the Stipulated Agreement filed October 20, 2004, is reasonable and should be approved. Therefore, the Commission issues the following:

**Order**

1. The Stipulated Agreement filed October 20, 2004, a copy of which is attached to this Order and made a part of this Order, is APPROVED.
2. The Cease and Desist Order issue on October 8, 2004, in Case No. GE-04-515 is **DISSOLVED**.
3. The Complaint filed in Case No. GE-04-516 is **DISMISSED**.
4. The North Dakota Grain Dealers Association will be notified that the Cease and Desist Order has been dissolved.

**PUBLIC SERVICE COMMISSION**

		
Susan E. Wefald Commissioner	Tony Clark President	Kevin Cramer Commissioner



STATE OF NORTH DAKOTA PUBLIC SERVICE COMMISSION	
Public Service Commission,  <p style="text-align: center;">Complainant,</p> vs.  Rayglen Commodities, Inc.  <p style="text-align: center;">Respondent.</p>	<p style="text-align: center;">Case No. GE-04-515 and Case No. GE-04-516</p> <p style="text-align: center;"><b>STIPULATED AGREEMENT</b></p>

WHEREAS, The Public Service Commission entered an Ex Parte Cease and Desist Order on October 8, 2004 against Rayglen Commodities, Inc., and

WHEREAS, The Public Service Commission Staff filed a Complaint against Rayglen Commodities, Inc. on October 6, 2004, and

WHEREAS, Rayglen Commodities, Inc., through its president Ray Germain, has been in communication with and offered its full cooperation with the recommendations and requests of the Public Service Commission staff, and

WHEREAS, The Public Service Commission has determined that it is not a violation of North Dakota grain buyers' licensing laws for Rayglen Commodities, Inc. to arrange for the sale of grain to a buyer outside of North Dakota when a North Dakota seller of grain contacts Rayglen Commodities, Inc. to represent it in finding a buyer outside of North Dakota,

WHEREAS, Rayglen Commodities, Inc. has not intentionally violated the grain buyer licensing laws of North Dakota, and

WHEREAS, The Public Service Commission has received confirmation from Pizzey's Milling and Baking Company, a North Dakota licensed grain buyer, that Rayglen Commodities, Inc. is its authorized agent for purchasing grain, and

WHEREAS, There is no indication that any North Dakota farmer has been injured in any manner by or through the activities of Rayglen Commodities, Inc., and

WHEREAS, Both the Public Service Commission and Rayglen Commodities, Inc. desire to reach a settlement of this matter as expeditiously as possible to allow Rayglen Commodities, Inc. to conduct business activities in North Dakota as set forth in this Agreement,

Now, therefore, the parties hereby agree as follows:

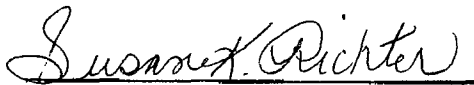
1. Rayglen Commodities, Inc. agrees to cease any solicitation of sellers of grain in North Dakota except when acting in the capacity as an agent for a North Dakota licensed grain buyer, and
2. Rayglen Commodities, Inc. agrees to use only the North Dakota licensed grain buyer's forms when contracting for the purchase of grain as an agent for a North Dakota licensed grain buyer, and
3. Rayglen Commodities, Inc. agrees not to solicit any North Dakota buyers of grain on behalf of any grain sellers, unless or until Rayglen Commodities, Inc. becomes a North Dakota licensed grain buyer.
4. The Public Service Commission agrees to lift the Ex Parte Cease and Desist Order immediately upon approval of this Stipulated Agreement by the Public Service Commission, and
5. The Public Service Commission agrees to notify the North Dakota Grain Dealers Association that it has lifted the Cease and Desist Order against Rayglen Commodities, Inc., and
6. The Public Service Commission agrees to dismiss the Complaint against Rayglen Commodities, Inc.

Entered this 20<sup>th</sup> day of October, 2004.

Rayglen Commodities, Inc.

  
By: Ray Germain

Public Service Commission

  
By: Susan K. Richter, Director  
Licensing Division

**APPROVED**

DATE: 10-22-04  
KMF

**MOTION**

**OCTOBER 22, 2004**

**Public Service Commission  
Rayglen Commodities, Inc.  
Ex Parte Cease & Desist**

**Case No. GE-04-515**

**Public Service Commission  
vs. Rayglen Commodities, Inc.  
Complaint**

**Case No. GE-04-516**

I move the Commission approve the Order Approving Stipulated Agreement in Case No. GE-04-515 – Public Service Commission, Rayglen Commodities, Inc., Ex Parte Cease and Desist and Case No. GE-04-516 – Public Service Commission vs. Rayglen Commodities, Inc., Complaint.

**18 GE-04-515** Pages 1

Motion approving Order Approving  
Stipulated Agreement  
by Public Service Commission

10/22/2004 CC Comm Legal Licensing

**12 GE-04-516** Pages 1

Motion approving Order Approving  
Stipulated Agreement  
by Public Service Commission

10/22/2004 CC Comm Legal Licensing

# RAYGLEN COMMODITIES INC

#1 - 3815 THATCHER AVENUE SASKATOON SK S7R 1A3  
TEL: (306) 242-9100 FAX: (306) 931-6739

## FACSIMILE TRANSMITTAL SHEET

TO: <b>Susan Richter</b>	FROM: <b>Desmond Guenther</b>
COMPANY: <b>North Dakota Service Commission</b>	DATE: <b>10/21/04</b>
FAX NUMBER: <b>701-328-2410</b>	TOTAL NO. OF PAGES INCLUDING COVER: <b>3</b>
PHONE NUMBER: <b>701-328-4097</b>	SENDER'S PHONE NUMBER: <b>306-249-9602</b>
<b>Agreement with ADM</b>	SENDER'S FAX NUMBER: <b>306-931-6739</b>

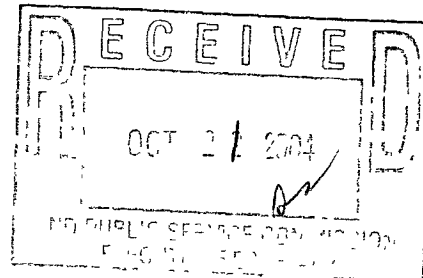
URGENT  
 PLEASE REPLY

### NOTES/COMMENTS:

As per Ray, I am sending you the agreement that we have with ADM Processing in Velva, ND. If you have any questions, please contact Ray.

Thanks.

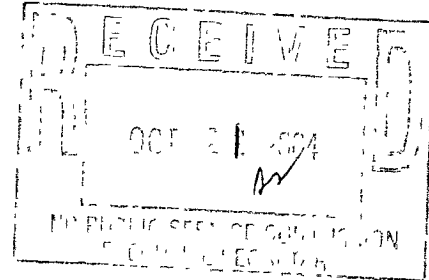
**DESMOND GUENTHER**  
Rayglen Commodities Inc  
(306) 249-9602





**ADM Processing Company**  
1388 Highway 97  
Velva, ND 58790-9003  
T 701.338.2491 F 701.338.2128

October 21, 2004  
ND Public Service Commission  
600 E. Boulevard Ave., Dept. 408  
Bismarck, North Dakota 58503-0480



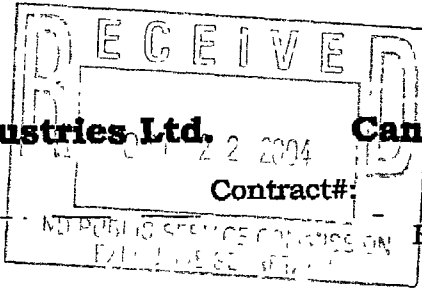
To The ND PSC:

I am writing this letter to *inform* those that are interested that Rayglen Commodities has been appointed as an agent of ADM Processing in Velva ND to originate canola seed from southern Saskatchewan and Manitoba, to ship to ADM Processing in Velva ND. I would request that Rayglen be permitted to call my location to confirm canola seed values so that he can continue to find Canadian seed for Velva. Rayglen's compensation for originating canola seed for ADM will be as before. We have never bought seed directly from Rayglen Commodities. And as you are aware ADM Processing is a licensed grain dealer in both ND and Canada so these activities should be able to continue unharmed by any scrutiny from the PSC.

Sincerely,

A handwritten signature in cursive script that reads 'Eric I. Mack'.

Eric I. Mack  
Merchandising Manager  
ADM Processing



**ADM Agri-Industries Ltd.**

**Canola Purchase Confirmation**

Date: \_\_\_\_\_

Contract#: \_\_\_\_\_

Vendor # \_\_\_\_\_

RAYGLEN Contract No.: RCMylLc3038

Fixed Price     Basis     Input     Minimum Price     DP 90 Days

Vendor:

Andrew Johnson  
Box437  
Canwood, SK S0J0K0

Fax:

CWB ID#:

00-41667080

Mobile: 747-7297

Phone:

(306) 468-2111

Phone2: \_\_\_\_\_

Sold By: \_\_\_\_\_

Quantity: 60.000 MT Price: \$128.60 MT Basis: \$0.00 Futures Month: \_\_\_\_\_

Delivery Period: November 2004 - December 2004

Freight Basis:  FOB \$0.00 Canwood Strike Price \$0.00

DELIVERED Futures Month: \$0.000

Location:

271 Lloyd

Basis: \$0.00

415 Watson

Call/Put Prem: \$0.000

752 Velva

Service Fee: \$0.00

604 Thunder Bay

Truck     Rail

Basis Price By Date / Expiry Date: \_\_\_\_\_

Estimated Quality: \_\_\_\_\_

Commission \$/MT: \$3.00

Contract Remarks:

Payment Terms:

At unload plus 10 business days

Merchant( Logan Connor/Myles Penner

Read Contract Back  Tape # \_\_\_\_\_

Producer's Signature \_\_\_\_\_

**PLEASE SIGN AND RE-FAX WITHIN 24 HRS**

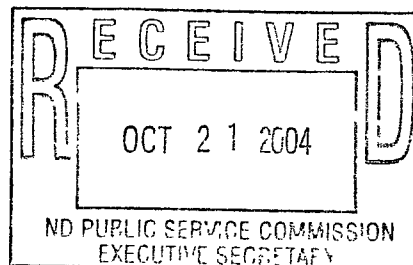
*Example of ADM Document to be used*

*Example Only*



ADM Processing Company  
1388 Highway 97  
Velva, ND 58790-9003  
T 701.338.2491 F 701.338.2128

October 21, 2004  
ND Public Service Commission  
600 E. Boulevard Ave., Dept. 408  
Bismarck, North Dakota 58505-0480



To The ND PSC

I am writing this letter to inform those that are interested that Rayglen Commodities has been appointed as an agent of ADM Processing in Velva ND to originate canola seed from southern Saskatchewan and Manitoba, to ship to ADM Processing in Velva ND. I would request that Rayglen be permitted to call my location to confirm canola seed values so that he can continue to find Canadian seed for Velva. Rayglen's compensation for originating canola seed for ADM will be as before. We have never bought seed directly from Rayglen Commodities. And as you are aware ADM Processing is a licensed grain dealer in both ND and Canada so these activities should be able to continue unhampered by any scrutiny from the PSC

Sincerely,

Eric J. Mack  
Merchandising Manager  
ADM Processing

16 GE-04-515

Pages 1

Letter re Rayglen has been appointed as an agent of ADM Processing by ADM Processing

10/21/2004

CC Comm Legal Licensing

10 GE-04-516

Pages 1

Letter re Rayglen has been appointed as an agent of ADM Processing by ADM Processing

10/21/2004

CC Comm Legal Licensing

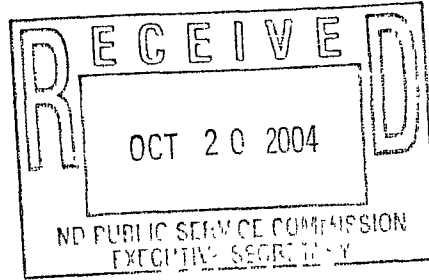


Public Service Commission  
State of North Dakota

COMMISSIONERS

Tony Clark, President  
Susan E Wefald  
Kevin Cramer

Executive Secretary  
Illona A Jeffcoat-Sacco



600 E Boulevard Ave Dept 408  
Bismarck, North Dakota 58505-0480  
web www.psc.state.nd.us  
e-mail ndpsc@state.nd.us  
TDD 800-366-6888  
Fax 701-328-2410  
Phone 701-328-2400

October 20, 2004

Ms. Illona A. Jeffcoat-Sacco  
Public Service Commission  
600 E Boulevard Ave Dept. 408  
Bismarck, ND 58505-0480

**RE: Public Service Commission vs.  
Rayglan Commodities, Inc.  
Complaint  
Case No. GE-04-516**

**Public Service Commission  
Rayglan Commodities, Inc.  
Ex Parte Cease & Desist  
Case No. GE-04-515**

Dear Ms. Jeffcoat-Sacco:

Enclosed for filing in the above referenced cases are the original and seven copies of the **Stipulated Agreement** in the referenced proceedings.

Thank you

Sincerely,

Susan K Richter, Director  
Licensing Division

Enclosures

# Wheeler Wolf

ATTORNEYS

Albert A. Wolf  
Jack McDonald  
Gregory C. Larson  
Steven L. Latham  
Sarah Vogel

Michael F. Daley  
Courtney Koebele  
Damian J. Huettl  
Beth A. Baumstark

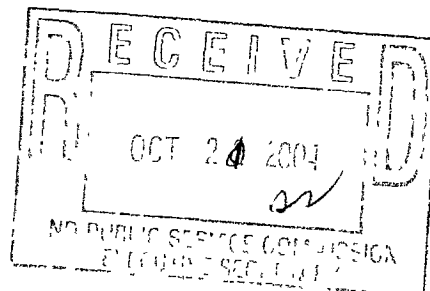
*Legal Assistants*  
Dianne M. Taix, CLAS  
Char J. Jacober, CP  
Sharon R. Cavender, CLA

220 North Fourth Street • P O Box 2056 • Bismarck, ND 58502-2056 • (701) 223-5300 • Fax (701) 223-5366

October 21, 2004

**HAND DELIVERY (12<sup>TH</sup> FLOOR - DOOR # 1201)**

Sue Richter  
Public Service Commission  
600 E Boulevard Ave # 408  
Bismarck, ND 58505



**RE: PSC v. Rayglen Commodities, Inc.**  
**OUR FILE: 02-366**

Dear Sue:

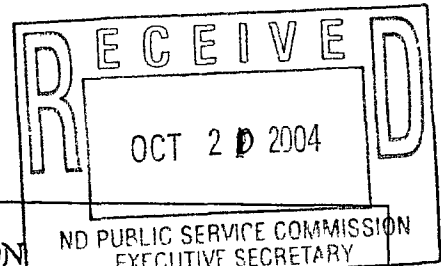
Enclosed is a Stipulated Agreement in the above captioned matter.

Sincerely,

WHEELER WOLF LAW FIRM

Trina Gilhooly  
Legal Secretary

Enclosure



STATE OF NORTH DAKOTA PUBLIC SERVICE COMMISSION	
Public Service Commission,  <p style="text-align: center;">Complainant,</p> vs.  Rayglen Commodities, Inc.  <p style="text-align: center;">Respondent.</p>	Case No. GE-04-515 and Case No. GE-04-516  <p style="text-align: center;"><b>STIPULATED AGREEMENT</b></p>

WHEREAS, The Public Service Commission entered an Ex Parte Cease and Desist Order on October 8, 2004 against Rayglen Commodities, Inc., and

WHEREAS, The Public Service Commission Staff filed a Complaint against Rayglen Commodities, Inc. on October 6, 2004, and

WHEREAS, Rayglen Commodities, Inc., through its president Ray German, has been in communication with and offered its full cooperation with the recommendations and requests of the Public Service Commission staff, and

WHEREAS, The Public Service Commission has determined that it is not a violation of North Dakota grain buyers' licensing laws for Rayglen Commodities, Inc. to arrange for the sale of grain to a buyer outside of North Dakota when a North Dakota seller of grain contacts Rayglen Commodities, Inc. to represent it in finding a buyer outside of North Dakota,

WHEREAS, Rayglen Commodities, Inc. has not intentionally violated the grain buyer licensing laws of North Dakota, and

WHEREAS, The Public Service Commission has received confirmation from Pitzey's Milling and Baking Company, a North Dakota licensed grain buyer, that Rayglen Commodities, Inc. is its authorized agent for purchasing grain, and

WHEREAS, There is no indication that any North Dakota farmer has been injured in any manner by or through the activities of Rayglen Commodities, Inc., and

WHEREAS, Both the Public Service Commission and Rayglen Commodities, Inc. desire to reach a settlement of this matter as expeditiously as possible to allow Rayglen Commodities, Inc. to conduct business activities in North Dakota as set forth in this Agreement,

Now, therefore, the parties hereby agree as follows.

1. Rayglen Commodities, Inc. agrees to cease any solicitation of sellers of grain in North Dakota except when acting in the capacity as an agent for a North Dakota licensed grain buyer, and

2. Rayglen Commodities, Inc. agrees to use only the North Dakota licensed grain buyer's forms when contracting for the purchase of grain as an agent for a North Dakota licensed grain buyer, and

3. Rayglen Commodities, Inc. agrees not to solicit any North Dakota buyers of grain on behalf on any grain sellers, unless or until Rayglen Commodities, Inc. becomes a North Dakota licensed grain buyer.

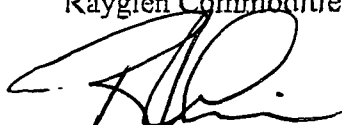
4. The Public Service Commission agrees to lift the Ex Parte Cease and Desist Order immediately upon approval of this Stipulated Agreement by the Public Service Commission, and

5. The Public Service Commission agrees to notify the North Dakota Grain Dealers Association that it has lifted the Cease and Desist Order against Rayglen Commodities, Inc., and

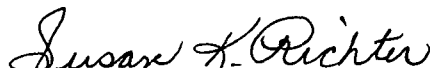
6. The Public Service Commission agrees to dismiss the Complaint against Rayglen Commodities, Inc.

Entered this 20<sup>th</sup> day of October, 2004.

Rayglen Commodities, Inc.

  
\_\_\_\_\_  
By: Ray Germain

Public Service Commission

  
\_\_\_\_\_  
By: Susan K. Richter, Director  
Licensing Division

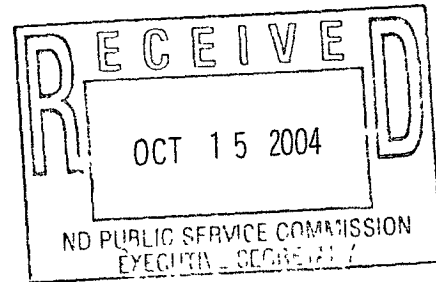
# *Pizzey's* Milling

## Specialty Flaxseed Ingredients

---

October 14, 2004

Susan K. Richter  
Director - Licensing Division  
Public Service Commission  
600 E, Boulevard Avenue  
Department 408  
Bismark, North Dakota  
58505-0480



Dear Ms. Richter,

Please be advised that we have authorized Rayglenn Commodities Inc. of Saskatoon, Saskatchewan to act as our agent in North Dakota for 2712270 Manitoba Ltd. T/A Pizzey's Milling Inc. Our Company is licensed as a "Roving Grain Buyer" entitled to do business as such any place within the State of North Dakota.

All contracts will be on Pizzey's Milling letterhead, and will continue to be between Pizzey's Milling and the seller in North Dakota.

Please feel free to contact us if you require further information.

Yours truly,

A handwritten signature in cursive script that reads "Linda Pizzey".

Linda Pizzey

13 GE-04-515

Pages 1

Letter Rayglenn Commodities, Inc

by Pizzey's Milling Inc

10/15/2004

CC Comm Legal Licensing

***Pizzey's* Milling**  
Box 132 / Main Street South  
Angusville, MB R0J 0A0 CANADA  
Tel. (800) 804 - 6433 / Fax: (204) 773 - 2317  
Email: [sales@pizzeys.com](mailto:sales@pizzeys.com) / website: [www.pizzeys.com](http://www.pizzeys.com)



# RAYGLEN COMMODITIES INC

#1- 3815 THATCHER AVENUE SASKATOON SK S7R 1A3

TEL: (306) 242-9100 FAX: (306) 931-6739

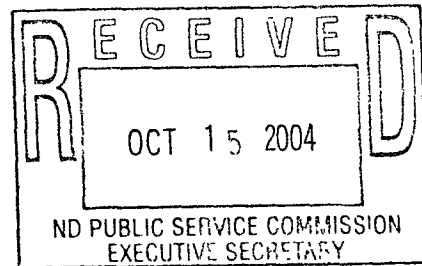
[rayglen@rayglen.com](mailto:rayglen@rayglen.com) [www.rayglen.com](http://www.rayglen.com)

October 12<sup>th</sup>, 2004

Susan Richter  
Licensing Office  
ND Public Service Commission  
Bismarck, North Dakota

Dear Susan,

Re. As per our conversation  
Cease and Desist Order



As per our conversation we will keep our activities in North Dakota limited to Grain Companies that are licensed and bonded in North Dakota and we will use the "grain company's contract" for North Dakota. Since 2002 we have been under the assumption, Susan, that we could use our broker's note for a contract if the company we were representing was licensed and bonded in North Dakota.

To date some of the licensed and bonded companies in North Dakota that we deal with have preferred to use our broker note as a contract. This is because of the computer generated document system we use and the different reports we can generate for our buyers or sellers.

We believe we run our company with strong ethical standards and we strive not to deal with buyers or sellers with low business standards.

As of now our staff has been instructed not to have one Rayglenn broker's note cross the North Dakota border on purchases made on our buyer instructions where we initiate the transaction. On the other hand if a seller from North Dakota calls us to sell in Canada, we will advise him of his protection under Canadian law and we will do business with him as you and I concurred this morning re our telephone conversation.

We currently act as agents under employ of Pizzey's Milling and Baking Company and Walker Seeds. We shall use only their company contracts from here on in. All existing Rayglenn brokers' notes will be replaced with grain company contracts.

We also have to put more due diligence in following up on companies that say they are licensed and bonded, although we have found your website outdated and not reflecting the true status of licensed and bonded grain companies. We will strive to contact your staff to inquire about a company's status if their name does not appear as licensed on the Public Service Commission website.

It is because of our increasing attempts to improve due diligence that Mr. Guenther called your office to ask about the licensing and bond of JM Grain who were wanting us to act as a grain originator for them. We were concerned about their finances. A report from Dun and Brad has been our standard policy before we agree to represent a grain company.

Susan, if is there anything in this letter that is not correct or as you wish it, please call me immediately at 1 800 729 4536.

Thank you

Sincerely,

Ray Germain  
President  
Rayglenn Commodities Inc

12 GE-04-515

Pages 1

Response

by Rayglenn Commodities Inc

10/15/2004

CC Comm Legal Licensing

**RAYGLEN COMMODITIES INC**

#1 - 3815 THATCHER AVENUE SASKATOON SK S7R 1A3

TEL: (306) 242-9100 FAX: (306) 931-6739

---

**FACSIMILE TRANSMITTAL SHEET**

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TO:	FROM:
Susan Richter	Ray Germain
COMPANY:	DATE:
NDPSC	10/15/04
FAX NUMBER:	TOTAL NO. OF PAGES INCLUDING COVER:
701 328 2410	2
PHONE NUMBER:	SENDER'S PHONE NUMBER:
	306-242-9100
RE:	SENDER'S FAX NUMBER:
Cease and desist order	306-931-6739

---

URGENT  
 PLEASE REPLY

---

notes/Comments:

As per our conversation, this attached letter addresses how we are trying to correct or address the complaint. A formal letter for the hearing will be forwarded from counsel.

Rgds

  
Ray Germain

---

*"Grain brokers with an edge"*

STATE OF NORTH DAKOTA  
PUBLIC SERVICE COMMISSION

Public Service Commission  
Rayglan Commodities, Inc.  
Ex Parte Cease & Desist

Case No. GE-04-515

Public Service Commission  
vs. Rayglan Commodities, Inc.  
Complaint

Case No. GE-04-516

STATE OF NORTH DAKOTA                    )  
  )ss  
COUNTY OF BURLEIGH                    )

Shelly Bauske deposes and says that she is over the age of 18 years and not a party to this action and on the 8<sup>th</sup> day of October, 2004, she deposited in the United States Mail, Bismarck, North Dakota, 1 envelope by registered mail, return receipt requested, with postage fully prepaid, securely sealed and containing a photocopy of:

- 1 Ex Parte Motion for Cease and Desist Order
- 2 Cease and Desist Order
- 3 Affidavit in Support of Ex Parte Motion for Cease and Desist Order
- 4 Notice of Opportunity for Hearing
- 5 Complaint

The envelope was addressed as follows

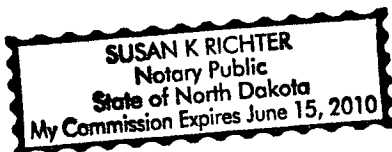
Desmond Guenther  
Rayglan Commodities, Inc  
#1-3815 Thatcher Avenue  
Saskatoon, SK S7R 1A  
Registered No RR 047 682 465 US

To the best of affiant's knowledge each address shown is the respective addressee's last reasonably ascertainable mailing address

Shelly A Bauske

Subscribed and sworn to before me  
this 8<sup>th</sup> day of October, 2004.

Susan K Richter  
Notary Public



**MOTION**  
**October 8, 2004**

**APPROVED**  
DATE: 10-8-04  
[Signature]

**Public Service Commission  
Rayglen Commodities, Inc.  
Ex Parte Cease & Desist**

**Case No. GE-04-515**

I move the Commission issue a Cease and Desist Order and a corresponding Notice of Opportunity for Hearing in Case No. GE-04-515, Public Service Commission, Rayglen Commodities, Inc , Ex Parte Cease & Desist.

**STATE OF NORTH DAKOTA**  
**PUBLIC SERVICE COMMISSION**

**Public Service Commission  
Rayglen Commodities, Inc.  
Ex Parte Cease & Desist**

**Case No. GE-04-515**

**CEASE AND DESIST ORDER**

**October 8, 2004**

On October 6, 2004, Commission staff (staff) filed an Ex parte Motion for Cease and Desist Order against Rayglen Commodities, Inc., #1-3815 Thatcher Avenue, Saskatoon, Saskatchewan S7R 1A3, requesting that the Commission issue an order to require Rayglen Commodities, Inc. to immediately cease and desist the entity's grain buying or warehousing activities within the State of North Dakota.

On August 30, 2004 and on September 1, 2004, staff received phone calls, respectively, from the elevator manager for Demeter (1993) Inc. dba Agricore (Agricore) in Ray, North Dakota and from the Executive Director of the ND Dry Pea and Lentil Association regarding the license status of Rayglen Commodities, Inc. Both callers alleged that Rayglen Commodities, Inc. is brokering peas and lentils in North Dakota

On September 21, 2004, staff received a phone call and e-mail from Desmond Guenther, representing Rayglen Commodities, Inc. Staff informed Mr. Guenther of the grain buyer license laws and directed Mr. Guenther to the grain buyer laws, rules, and applicable application documents on the Commission's web-site.

On September 28, 2004, the manager of the Ray Farmers Union Elevator Company faxed copies of four grain merchandising contracts entered into between Rayglen Commodities, Inc. and the Ray Farmers Union Elevator Company. Two of the merchandising contracts are dated September 24, 2004 and two are dated September 27, 2004.

Rayglen Commodities, Inc. is not authorized and licensed under N.D.C.C. Chapter 60-02.1 to operate as a grain buyer in North Dakota. Under N.D.C.C. § 60-02.1-01(6) a grain buyer means any person, other than a public warehouseman, who purchases or otherwise merchandises grain for compensation.

N.D.C.C. § 60-02.1-39 provides the Commission with authority to issue a cease and desist order without prior notice against an entity that engages in an activity or practice that is contrary to the provisions of North Dakota law or rules.

The Commission has considered staff's Ex parte Motion for Cease and Desist Order and finds that a cease and desist order is necessary because Rayglen

Commodities, Inc. does not have a license to operate as a grain buyer in the State of North Dakota. The Commission further finds that unless a cease and desist order is issued, grain sellers are at risk to suffer immediate damage or injury as a result of the actions of Rayglen Commodities, Inc.

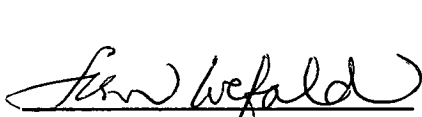
Therefore, the Commission issues the following:

**Order**

The Commission orders:

1. That Rayglen Commodities, Inc. **Cease and Desist** all grain buying activities in North Dakota.
2. The Commission will issue to Rayglen Commodities, Inc. a notice of opportunity to be heard within fifteen days of the issuance of this order.

**PUBLIC SERVICE COMMISSION**



**Susan E. Wefald**  
Commissioner



**Tony Clark**  
President



**Kevin Cramer**  
Commissioner

**STATE OF NORTH DAKOTA  
PUBLIC SERVICE COMMISSION**

**Public Service Commission  
Rayglen Commodities, Inc.  
Ex Parte Cease & Desist**

**Case No. GE-04-515**

**NOTICE OF OPPORTUNITY FOR HEARING**

**October 8, 2004**

On October 8, 2004, the Commission issued a Cease and Desist Order against Rayglen Commodities, Inc. ordering the entity to Cease and Desist all grain buying activities in North Dakota.

The issues to be considered in a hearing, if requested, are:

1. Do the entity's operations require a grain buyer license?
2. Does the entity possess a valid grain buyer license?
3. Was the Cease and Desist Order lawfully issued by the Commission?
4. Other issues that may appropriately come before the Commission relating to this matter.

You are hereby notified that you have the opportunity to request a hearing on this matter. A request for hearing must be made in writing within fifteen days of the issuance of the Cease and Desist Order.

For more information contact the Public Service Commission, State Capitol, Bismarck, North Dakota 58505, 701-328-2400; or Relay North Dakota 1-800-366-6888 TTY. If you require any auxiliary aids or services, such as readers, signers, or Braille materials please notify Illona A. Jeffcoat-Sacco, Executive Secretary.

**PUBLIC SERVICE COMMISSION**

  
**Susan E. Wefald  
Commissioner**

  
**Tony Clark  
President**

  
**Kevin Cramer  
Commissioner**



Public Service Commission  
State of North Dakota

COMMISSIONERS

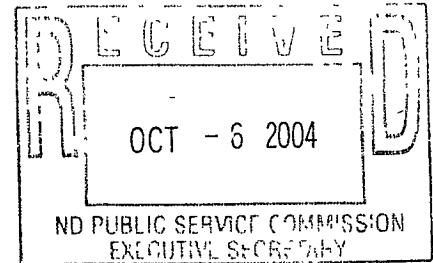
Tony Clark, President  
Susan E Wefald  
Kevin Cramer

Executive Secretary  
Illona A. Jeffcoat-Sacco

October 6, 2004

600 E Boulevard Ave Dept 408  
Bismarck, North Dakota 58505-0480  
web www.psc.state.nd.us  
e-mail ndpsc@psc.state.nd.us  
TDD 800-366-6888  
Fax 701-328-2410  
Phone 701-328-2400

Ms. Illona A. Jeffcoat-Sacco  
Public Service Commission  
600 E Boulevard Ave. Dept 408  
Bismarck, ND 58505-0480



**RE: Public Service Commission vs.  
Rayglan Commodities, Inc.  
Ex Parte Cease & Desist  
Case No. GE-04-515**

Dear Ms. Jeffcoat-Sacco:

Enclosed for filing in the above referenced case are the original and seven copies of the following documents in this proceeding:

- 1) Ex Parte Motion for Cease and Desist Order,
- 2) Affidavit in Support of Ex Parte Motion for Cease and Desist Order,
- 3) Proposed Cease and Desist Order; and
- 4) Proposed Notice of Opportunity for Hearing

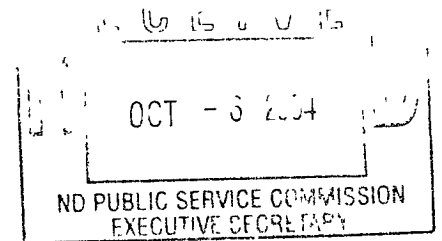
Thank you.

Sincerely,

*Susan K Richter*  
Susan K Richter, Director  
Licensing Division

Enclosures

**STATE OF NORTH DAKOTA**  
**PUBLIC SERVICE COMMISSION**



**Case No. GE-04-515**

**Public Service Commission**  
**Rayglen Commodities, Inc.**  
**Ex Parte Cease & Desist**

**EX PARTE MOTION FOR CEASE AND DESIST ORDER**

Commission staff (staff) files this Ex parte Motion for Cease and Desist Order against Rayglen Commodities, Inc., #1-3815 Thatcher Avenue, Saskatoon, Saskatchewan S7R 1A3 requesting that the Commission issue an order to require Rayglen Commodities, Inc. to immediately cease and desist the entity's grain buying activities within the State of North Dakota.

On August 30, 2004 and on September 1, 2004, staff received phone calls, respectively, from the elevator manager for Demeter (1993) Inc. dba Agricore (Agricore) in Ray, North Dakota and from the Executive Director of the ND Dry Pea and Lentil Association regarding the license status of Rayglen Commodities, Inc. Both callers alleged that Rayglen Commodities, Inc is brokering peas and lentils in North Dakota.

On September 21, 2004, staff received a phone call and e-mail from Desmond Guenther, representing Rayglen Commodities, Inc. Staff informed Mr. Guenther of the grain buyer license laws and directed Mr. Guenther to the grain buyer laws, rules, and applicable application documents on the Commission's web-site

On September 28, 2004, the manager of the Ray Farmers Union Elevator Company faxed copies of four grain merchandising contracts entered into between Rayglen Commodities, Inc. and the Ray Farmers Union Elevator Company. Two of the merchandising contracts are dated September 24, 2004 and two are dated September 27, 2004

Rayglen Commodities, Inc. is not authorized and licensed under N.D.C.C. Chapter 60-02.1 to operate as a grain buyer in North Dakota. Under N.D.C.C. § 60-02.1-01(6) a grain buyer means any person, other than a public warehouseman, who purchases or otherwise merchandises grain for compensation.

N.D.C.C. § 60-02.1-39 provides the Commission with authority to issue a cease and desist order without prior notice against an entity that engages in an activity or practice that is contrary to the provisions of North Dakota law or rules.

Unless this motion is granted, grain sellers may suffer immediate economic loss, damage or injury as a result of the actions of Rayglen Commodities, Inc.

Staff requests that the Commission issue an Ex parte Cease and Desist Order against Rayglen Commodities, Inc as authorized by ND C.C. § 60-02.1-39 to immediately cease and desist the entity's grain buying activities within the State of North Dakota. Staff further requests that the Commission issue to Rayglen Commodities, Inc. a notice of opportunity to be heard on the cease and desist order within fifteen days of the issuance or the order.

Dated this 6<sup>th</sup> day of October, 2004.

A handwritten signature in black ink, appearing to read 'William W. Binek', written over a horizontal line.

William W. Binek  
Chief Counsel  
Public Service Commission  
600 E. Boulevard Ave., Dept. 408  
Bismarck, ND 58505-0480  
Phone: 701-328-4088  
Fax: 701-328-2410  
Counsel for Public Service Commission Staff



Affiant believes that an emergency exists which requires ex parte action by the Commission because sellers may suffer immediate economic loss, damage or injury.

Affiant requests that the Commission issue an Ex parte Cease and Desist Order against Rayglen Commodities, Inc. as authorized by N.D.C.C. § 60-02 1-39.

*Susan Richter*

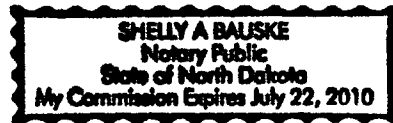
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Subscribed and sworn to before me this 6th day of October, 2004.

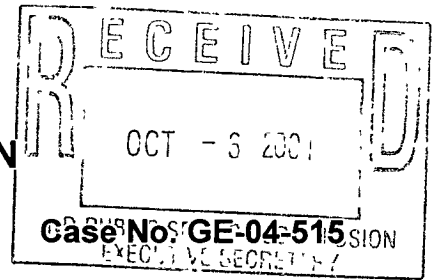
*Shelly A Bauske*

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Notary Public



**STATE OF NORTH DAKOTA  
PUBLIC SERVICE COMMISSION**



**Public Service Commission  
Rayglen Commodities, Inc.  
Ex Parte Cease & Desist**

**CEASE AND DESIST ORDER**

**October 8, 2004**

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Rayglen Commodities, Inc is not authorized and licensed under N.D.C.C. Chapter 60-02 1 to operate as a grain buyer in North Dakota. Under N.D.C.C. § 60-02 1-01(6) a grain buyer means any person, other than a public warehouseman, who purchases or otherwise merchandises grain for compensation.

N.D.C.C. § 60-02.1-39 provides the Commission with authority to issue a cease and desist order without prior notice against an entity that engages in an activity or practice that is contrary to the provisions of North Dakota law or rules

The Commission has considered staff's Ex parte Motion for Cease and Desist Order and finds that a cease and desist order is necessary because Rayglen

Commodities, Inc. does not have a license to operate as a grain buyer in the State of North Dakota. The Commission further finds that unless a cease and desist order is issued, grain sellers are at risk to suffer immediate damage or injury as a result of the actions of Rayglan Commodities, Inc.

Therefore, the Commission issues the following:

**Order**

The Commission orders:

1. That Rayglan Commodities, Inc. **Cease and Desist** all grain buying activities in North Dakota
2. The Commission will issue to Rayglan Commodities, Inc. a notice of opportunity to be heard within fifteen days of the issuance of this order.

**PUBLIC SERVICE COMMISSION**

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**Susan E. Wefald  
Commissioner**

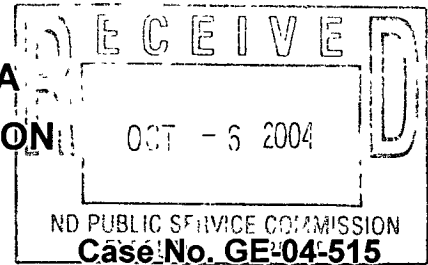
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**Tony Clark  
President**

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**Kevin Cramer  
Commissioner**

**STATE OF NORTH DAKOTA  
PUBLIC SERVICE COMMISSION**



**Public Service Commission  
Rayglan Commodities, Inc.  
Ex Parte Cease & Desist**

**NOTICE OF OPPORTUNITY FOR HEARING**

**October 8, 2004**

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2. Does the entity possess a valid grain buyer license?
3. Was the Cease and Desist Order lawfully issued by the Commission?
4. Other issues that may appropriately come before the Commission relating to this matter.

You are hereby notified that you have the opportunity to request a hearing on this matter. A request for hearing must be made in writing within fifteen days of the issuance of the Cease and Desist Order.

For more information contact the Public Service Commission, State Capitol, Bismarck, North Dakota 58505, 701-328-2400; or Relay North Dakota 1-800-366-6888 TTY. If you require any auxiliary aids or services, such as readers, signers, or Braille materials please notify Illona A. Jeffcoat-Sacco, Executive Secretary.

**PUBLIC SERVICE COMMISSION**

---

**Susan E. Wefald  
Commissioner**

---

**Tony Clark  
President**

---

**Kevin Cramer  
Commissioner**

MEMORANDUM

TO: Commissioners Clark, Wefald, and Cramer  
Illona A. Jeffcoat-Sacco  
Bill Binek

FR: Sue Richter, Licensing Division *Sue Richter*

DT: October 4, 2004

RE: Rayglen Commodities, Inc.  
Cease and Desist / Staff Complaint

On August 30, I received a call from Joe Blooms, the elevator manager for Demeter (1993) Inc. dba Agricore, Ray, North Dakota. On September 1, I received a call from Eric Bartsch, with the ND Pea and Lentil Association. Both calls were to check on the license status of Rayglen Commodities, Inc (Rayglen), Saskatoon, Saskatchewan. Joe said that Rayglen merchandised / brokered about \$350,000 worth of peas and lentils in 2003 (without a license). The company that Rayglen had arranged to purchase the peas and lentils ended up in receivership and Agricore in Ray, bought the producer contracts and paid producers directly. Rayglen is now operating as a grain buyer in North Dakota without a license. Although Rayglen is not actually purchasing grain, they are merchandising grain for compensation. NDCC § 60-02.1-01(6) identifies a grain buyer as a person, other than a public warehouseman, who purchases or merchandises grain for compensation.

In 2002, Eric contacted our office regarding the license status of Rayglen. Eric faxed a newspaper advertisement and I called Rayglen's area sourcing agent, Ann Watterud, regarding the advertisement. I made her aware of our license law requirement and directed her to our website where she could obtain the application forms as well as applicable laws and rules. Miss Watterud said she was going to pull the information off the internet and would decide if she was going to obtain a license. Rayglen did not apply for a license.

On September 21, I responded to a phone call and an e-mail message from Desmond Guenther, a Rayglen representative. Desmond was actually checking on the license status of a ND licensee. I asked which company he represented and he said Rayglen, I made him aware of the grain buyer / merchandiser license law and directed him to our website where he could access our laws and rules as well as our license application forms.

On September 27, Joe, with Agricore, faxed me copies of contracts issued by Rayglen to Ray Farmers Union Elevator Company. On September 28, Dave,

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the manger at Ray Farmers Union Elevator Company, faxed me copies of those same contracts.

Rayglen Commodities, Inc was asked to cease operating as a grain buyer / merchandiser and obtain a license in 2002. In 2003 they again operated as a grain buyer / merchandiser without obtaining an applicable license I visited with a representative of Rayglen Commodities, Inc on September 21, 2004, and again made him aware of our license requirements, however Rayglen continues to enter into merchandising contracts with North Dakota entities.

Rayglen Commodities, Inc. is merchandising grain in North Dakota without a license and corresponding bond. This is a violation of state grain buyer laws. NDCC § 60-02.1-39 provides that the Commission may order an entity to cease and desist from the activity I believe it is in the best interest of North Dakota producers that the Commission order Rayglen Commodities, Inc. to cease operating as a grain buyer / merchandiser Ex Parte Cease and Desist and Staff Complaint cases have been docketed and the paperwork is being prepared for the October 8, Commission Meeting.

cc Tim Erdmann  
Rick Fillbrandt