# Public Notices

## L ESTATE

HUD! Only
wn, 15 yrs @
Listings
ext t528

**ODAY!**

g cabin ready
. 14 X 20.
41-9080.

**ILE HOMES SALE**

d 16 x 76. 3
bath home.

**ODAY!**

0. Can Deliv-
bo. 290-5875
5.

**NTED**

DICKINSON
SIFIED SEC-
YOU FIND
RIGHT ITEM
UST RIGHT
CALL
0 OR
DETAILS!

g once-in-life-
ag. Would ap-
01-720-2526.

Bulb exterior
all 290-2926.

**ERCISE UIPMEN**

**ODAY!**

**2 for sale!!!**
abs? Try the
Great condi-
$50! Call
Hurry before

**RTING DDS**

d-made from
very unusual.
483-8689.

**for sale**
w/ boots at-
suspenders,
shoe chains
size 7 laceup
483-9919

**NITURE**

on lovely 45"
d w/4 rolling
& chairs are
3-8689

**ODAY!**

at, 2 end ta-
le & 2 lamps.
s. Green/bur-
Good condi-
o for set.

**ODAY!**

*g for a*
*cliner?*
navy blue,
back handle
Very comfy &
0! Call
interested.

**ecliner**
orris recliner,
dition, claw
k in front and
483-9919

**r for sale**
antique oak
fittings, flour
ll 483-9919

## 7920 MUSIC/ LESSONS

**NEW TODAY!**

Beautiful black 5 pc. drum set with cymbals and throne. Evans heads. Almost new, excellent condition, played 4 times. $450. Located in Belfield. 701-590-2909.

## 7950 MISC. FOR SALE

**DUKE'S BOOT REPAIR & SADDLERY**

**663 E. Villard**
**Dickinson, ND**
**(701) 483-0777**

**We Repair:**
Ladies Heels
Tennis Shoes
Crepe Soles
Most Shoes & Boots
Saddles and Tack

Don't throw them away, bring them to us!

28 years in business in Dickinson

**NEW TODAY!**

Coin-operated dryers for sale. Good condition. 483-1480.

Dell desktop computer. 3 mths old. $300 Call 701-290-3272.

**Guardrail** for corrals. 701-290-0882 or 225-7809.

**NEW TODAY!**

Pirates of the Caribbean treasure chest CD player, plays CDs & has a spot to plug in an Ipod also. Only $75 call 701-260-7610.

Safety/Security Door. Burglar resistant metal bars. $37.50. Call 483-8689

**Thule car-top carrier** good condition, $50. call 483-9919

***Used Furniture...*** Sofas, loveseats, chairs, recliners, entertainment centers, misc items. All priced for quick sale!! Furniture City, 515 W Villard, Dickinson.

*VERY NICE* oak poker & bumper pool game table with 4 chairs. $1,000. Call 483-7186.

**NEW TODAY!**

**X-BOX**
X-box with 2 controllers, 4 games: Tiger Woods PGA Tour 2005, NFL Blitz Pro, NBA Live 2002, AMPED snowboarding. $75. 701-590-2909, Belfield.

## 8690 SPORT UTILITY

**2005 4WD** Toyota Sequoia, SR5, *many extras.* Like new! 34k miles, $23,500. 701-483-2226.

## 9000 AUTOMOBILES

$500 Police Impounds! Cars/Trucks from $500! For listings 800-620-4869 x A882

1998 Plymouth Voyager Caravan SE. Uses no oil, no leaks. 140k mi. ABS, Good tires. $1800. Call 225-2025.

**NOTICE BEFORE FORECLOSURE**

TO:
Occupant
226 5th Avenue East
Dickinson, ND 58601
Tracey A. Weichel
226 5th Avenue East
Dickinson, ND 58601
the title owners of the following described real property:
The North Eighty Five feet of the West One Hundred Feet (N.85' of W. 100') of Block Twelve (12), Messersmith and Simpson's Addition to the City of Dickinson, Stark County, North Dakota, a/k/a 226 5th Avenue East, Dickinson, ND 58601.

Notice is hereby given that that certain mortgage upon the above-described property, Tracey A. Weichel, Mortgagor, executed and delivered to Wells Fargo Bank, N.A., Mortgagee, dated April 27, 2007, and filed for record in the office of the Register of Deeds of the County of Stark and State of North Dakota, on the 1st day of May 2007, at 3:17 o'clock P.M. as Document No. 3048951; and given to secure the payment of $117,500.00, and interest according to the conditions of a certain promissory note, is in default.

**NOTICE**

Pursuant to the provisions of the Federal Fair Debt Collection Practices Act, you are advised that unless you dispute the validity of the foregoing debt or any portion thereof within thirty days after receipt of this letter, we will assume the debt to be valid. On the other hand, if the debt or any portion thereof is disputed, we will obtain verification of the debt and will mail you a copy of such verification. You are also advised that upon your request within the thirty day period, we will provide you with the name and address of your original creditor, if different from the creditor referred to in this Notice. We are attempting to collect a debt and any information obtained will be used for that purpose.

At this time, no attorney with this firm has personally reviewed the particular circumstances of your account. However, if you fail to contact our office, our client may consider additional remedies to recover the balance due.

**The following is a statement of the sum due for principal, interest, taxes, insurance, maintenance, etc., as of December 12, 2009:**

| | |
|---|---|
| Principal | $114,398.58 |
| Escrow: | 184.89 |
| Mortgage Insurance paid 8/2009 | $76.38 |
| 9/2009 | $76.38 |
| 10/2009 | $76.38 |
| Accrued interest to December 12, 2009 | 3,194.63 |
| Late Charges | 45.00 |
| Recording Fees | 10.00 |
| Pro Rata MIP/PMI | 305.52 |
| Property Inspection | 30.00 |
| Pending County Taxes 12/2009 | 1,269.45 |
| TOTAL | $119,438.07 |

**That as of December 12, 2009, the amount due to cure any default, or to be due under the terms of the mortgage, exists in the following respects:**

| | |
|---|---|
| Accumulated Payments Owing: | 4,999.45 |
| Principal & Interest: 5 months @ $723.47 = $3,617.35 | |
| Escrow: | |
| County Taxes: 5 months @ $105.79 = $528.95 | |
| PMI/MIP: 5 months @ $76.38 = $381.90 | |
| Hazard Insurance: 5 months @ $94.25 = $471.25 | |
| Late Charges | 60.00 |
| Property Inspection | 30.00 |
| TOTAL | 5,089.45 |

all of which must be paid **BY CERTIFIED FUNDS, MADE PAYABLE TO WELLS FARGO HOME MORTGAGE** and mailed to the undersigned attorney to cure the default, **plus any accrued interest, subsequent payments or late charges which become due and any further expenses for preservation of the property which may be advanced. PLEASE CONTACT THE UNDERSIGNED FOR THE EXACT AMOUNT DUE THROUGH A CERTAIN DATE.**

You have the right, in accordance with the terms of the mortgage, to cure the default specified above. You also have the right to assert in the foreclosure action that no default exists or any other defense you may have to said action.

Notice is further given that if the total sums in default, together with interest accrued thereon at the time of such payment, accrued payments then due and expenses advanced, are not paid within thirty (30) days from the date of mailing or service of this Notice, the Mortgagee will deem the whole sum secured by the mortgage to be due and payable in full without further notice. Furthermore, proceedings will be commenced to foreclose such mortgage, and in the event of Sheriff's sale as provided by the laws of the State of North Dakota, the time for redemption shall be as provided by law, but not less than sixty (60) days after the Sheriff's Sale.

Dated November 13, 2009.
MACKOFF KELLOGG LAW FIRM
Attorneys for the Plaintiff
Office and Post Office Address:
38 Second Avenue East
Dickinson, North Dakota 58601
Tel: (701) 227-1841
Fax: (701) 225-6878
By: /s/ Bethany Abrams
Bethany Abrams, Attorney #06344

**If you have previously received a discharge in a Chapter 7 bankruptcy, this is not an attempt to collect a debt against you personally, but only an attempt to determine your intention concerning retaining this property.**

(Published November 19, 26 & December 3, 2009)

**STATE OF NORTH DAKOTA**
**PUBLIC SERVICE COMMISSION**
**Public Service Commission**
**Qwest Performance Assurance Plan Investigation**
**Case No. PU-06-58**
**Public Service Commission**
**Qwest Performance Assurance Plan Investigation**
**Case No. PU-07-256**
**Public Service Commission**
**Qwest Performance Assurance Plan Investigation**
**Case No. PU-08-920**
**NOTICE OF OPPORTUNITY FOR COMMENT AND NOTICE OF OPPORTUNITY FOR HEARING**
**November 25, 2009**
**Preliminary Statement**

For telecommunications companies that have, or intend to have, an agreement with Qwest Corporation (Qwest) for interconnection services, Qwest offers a Performance Assurance Plan (PAP) option. A PAP provides for self-executing payments to the competitive local exchange carrier (CLEC) if Qwest does not provide interconnection services to the CLEC at parity to the service it provides to its own retail customers, or if Qwest fails to meet certain service benchmarks.

The PAP provides for periodic reviews to determine whether performance measures should be added to, deleted from, or modified; whether benchmark standards should be modified or replaced by parity standards; and whether to move a classification of a performance measurement to High, Medium, or Low or Tier 1 to Tier 2. Participants of the review may include Qwest, CLECs, and the Commission.

PAP revisions approved by the Commission as a result of such reviews apply to existing and future interconnection agreements that incorporate the PAP. The most recent PAP revision was effective beginning January 1, 2008, as approved in Case No PU-06-58. That proceeding was continued in the event an ongoing multistate Regional Oversight Committee review might result in further PAP or performance measurement changes.

On June 13, 2007, the Commission joined in a multistate collaborative audit of Qwest's PAP performance reporting and payment process for calendar year 2005, Case No. PU-07-256. The Final Report for the Audit of 2005 Qwest's Performance Assurance Plans by Liberty Consulting Group was issued November 30, 2007. The report is available for viewing and downloading from the Commission's internet site at http://www.psc.state.nd.us/database/documents/07-0256/014-010.pdf.

On December 17, 2008, the Commission joined in a multistate review of the effectiveness of the PAP and whether its continuation is necessary, Case No. PU-08-920. The review was a multistate effort organized by the Regional Oversight Committee. On February 11, 2009, the Commission issued a Notice of Qwest Performance Assurance Plan Review and Notice of Opportunity for Comment in Case No. PU-08-920, for comments from interested persons on trends in Qwest performance in providing interconnection, comments on the structural components of the PAP and performance measures, stakeholder recommendations and experiences with the PAP and performance measures, and comments on the competitive environment. The Notice stated that the Commission would receive written comments until March 27, 2009. On March 27, 2009, Integra Telecom of North Dakota, Inc. filed comments and petitioned to intervene.

The Regional Oversight Committee contracted with Liberty Consulting Group (Liberty) to perform the review. Based on comments received from Integra Telecom of North Dakota, Inc. and other competitive local exchange carriers and data provided by Qwest, Liberty issued its June 30, 2009 Analysis of Qwest's Performance Assurance Plans Final Report. Liberty concluded that the PAP is still serving a useful purpose. The report also offers several recommendations for changes to the PAP and performance measures, and makes several findings that may have affected Qwest's reported performance results or payments under the PAP.

The report is available for viewing and downloading from the Commission's internet site at:
http://www.psc.state.nd.us/database/documents/08-0920/018-020.pdf
with appendices at:
http://www.psc.state.nd.us/database/documents/08-0920/018-010.pdf.

Comments and requests for hearing must be filed by January 15, 2010. Comments should address the following:

1. Whether there exists an omission or failure of existing performance measures to capture intended performance.
2. Where there is duplication of another performance measurement.
3. Whether such omission, failure, or duplication of a performance measure justifies the addition, modification, or removal of a performance measure.
4. Whether any benchmark standards should be modified or replaced by parity standards.
5. Whether the actual volume of data points have been less or greater than anticipated, and, if so, whether there is justification for the reclassification of a performance measurement.

Any disputes regarding adding, deleting, or modifying performance measurements will be resolved by the Commission.

A copy of Qwest's performance measures and the PAP may be obtained from the Commission. For more information contact the North Dakota 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 the Commission at least 24 hours in advance.

PUBLIC SERVICE COMMISSION
Tony Clark, Commissioner
Kevin Cramer, Chairman
Brian P. Kalk, Commissioner
(Published December 3, 2009)

**STATE OF NORTH DAKOTA**
**PUBLIC SERVICE COMMISSION**
**FirstLink**
**211 Designation**
**Application**
**Case No. PU-09-713**
**NOTICE OF OPPORTUNITY FOR HEARING**
**November 25, 2009**

The Federal Communications Commission (FCC) has designated the 211 dialing code to provide direct access to organizations providing community information and referral services that are currently not available through the 911 emergency code or the 311 police non-emergency code.

On September 24, 2003, the Commission designated the Mental Health Association in North Dakota (MHAND), as the user of the 211 dialing code in North Dakota.

On March 7, 2007, the Commission authorized MHAND to subcontract 211 operations within North Dakota. MHAND has been subcontracting with FirstLink for the provision of 211 operations in Cass County.

In its October 30, 2009 letter, MHAND notified the Commission that, due to lack of economic support, it must relinquish its designation as the 211 dialing code user.

On November 2, 2009, the Commission received a letter stating that effective October 30, 2009, FirstLink will temporarily provide 211 operations for North Dakota until a decision is made about 211's future.

On November 23, 2009, FirstLink filed a letter requesting designation as the 211 dialing code user for North Dakota.

The issues to be considered are:

1. Is any other entity interested in designation as the user of the 211 dial code in North Dakota?
2. Is the FirstLink's intended use of the 211 dial code in North Dakota consistent with the FCC intended use of that code?

Those interested are invited to comment in writing. Persons desiring a hearing must file a written request identifying their interest in the proceeding and the reasons for requesting a hearing. Comments and requests for hearing must be received by January 8, 2010. If deemed appropriate, the Commission can determine the matter without a hearing.

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 the Commission.

PUBLIC SERVICE COMMISSION
Tony Clark, Commissioner
Kevin Cramer, Chairman
Brian P. Kalk, Commissioner
(Published December 3, 2009)

**STATE OF NORTH DAKOTA**
**PUBLIC SERVICE COMMISSION**
**Qwest Corporation**
**Request to Withdraw SGAT Available Terms/Conditions**
**Application**
**Case No. PU-07-314**
**NOTICE OF OPPORTUNITY FOR HEARING**
**November 25, 2009**

On June 14, 2007, Qwest Corp (Qwest) filed an application to w its Statement of Generally Av Terms and Conditions (SGAT SGAT is a statement of the ter conditions under which Qwest p access and interconnection to its facilities for the network facilities filiated, competing providers of tel exchange services.

Qwest states that the SGAT was dated on May 30, 2002 and, changes in applicable law since th SGAT is outdated. Qwest states th continue to make its Performance tor Definitions and its Performance rance Plan available to competitiv exchange companies.

On July 25, 2007, the Commission a Notice of Opportunity for Hearir August 29, 2007, Level 3 Comm tions, LLC filed comments requesti the Commission require Qwest to updated SGAT for approval, that riers have the opportunity to partic the approval process regardir SGAT, and that the Commission Qwest to allow Level 3 to continue erate under its current intercon agreement until an updated SG been submitted and approved.

On October 15, 2009, Qwest file quest that the Commission issue a approving withdrawal of the SGAT. believes that three developments the withdrawal: (1) on June 9, 2008 3, entered into a Term Extension ment of its interconnection agr with Qwest, extending that agree til July 31, 2010; (2) the Idaho C sion granted Qwest's request to w the Idaho SGAT finding that inte did not identify a legal requirement ho that an SGAT remain in effect; in the two years since Qwest mad ing to withdraw the SGAT, no CL opted into the SGAT in North Dakot Persons desiring a hearing must written request identifying their int the proceeding and the reasons questing a hearing. Requests for must be received by January 15, 2 deemed appropriate, the Commiss determine the matter without a hea For more information contact the Service Commission, State Capit marck, North Dakota 701-328-2400; or Relay North 1-800-366-6888 TTY. If you requ auxiliary aids or services, such a ers, signers, or Braille materials notify the Commission.

PUBLIC SERVICE COMMISSION
Tony Clark, Commissioner
Kevin Cramer, Chairman
Brian P. Kalk, Commissioner
(Published December 3, 2009

**STATE OF NORTH DAKOTA, CO**
**OF STARK, IN JUVENILE COU**
**SOUTHWEST JUDICIAL DISTR**
**IN THE INTEREST OF D.S.M., A C**

| | | |
|---|---|---|
| R.V.D., Petitioner, | ) | |
| vs. | ) | **JUVEN** |
| D.S.M., a child, S.M., his mother, and | ) | **SUMM** |
| Stanford Deas, his father, | ) | **Juveni** |
| Respondents. | ) | **45-09R** |

THE STATE OF NORTH DAKO
THE ABOVE-NAMED RESPONDEN
You, and each of you, are hereb moned and required to appear pe and bring the above-named child the Juvenile Judge, at Dickinson County and State, on the 21 day cember, 2009, at 9:00 o'clock a.m soon thereafter as the parties heard, for the purpose of hearing t tion made and filed with this Court ing said child to be subject to the sions of the Uniform Juvenile Co (Chapter 27-20 of the North Dakot tury Code) by reason of the followin That the above-named Responden is a delinquent child, as more fu pears from the Petition, a copy of w on file with the above-named Court If you fail to appear personally bring said child before the Court time and place or to show good why you cannot do so, the Co make such order as may be appr and you may be proceeded aga civil contempt.

RIGHT TO COUNSEL

While you are not required to hav counsel in this proceeding, you a tled to legal counsel if you so de you desire legal counsel and are without undue financial hardship ploy counsel, the Court, upon y quest, will appoint legal counsel fo you intend to have legal counsel, y requested to make the necessa rangements in advance so as not t the hearing.

Dated this 30 day of Nov., 2009, a inson, North Dakota.
/s/ H. Patrick Weir
District Judge
(Published December 3, 10 & 17,