

STATE OF NORTH DAKOTA IN DISTRICT COURT COUNTY OF CASS EAST CENTRAL JUDICIAL DISTRICT Navy Federal Credit Union, Plaintiff, vs Duke Henry Brown; Heather Rochelle Jager; and any person in possession, Defendants.

Civil No. SUMMONS THE STATE OF NORTH DAKOTA TO THE ABOVE NAMED DEFENDANTS: You are hereby summoned to appear and defend against the Complaint in this action, which has been served upon you, by serving upon the undersigned a copy of an answer or other proper response within twenty (20) days after the service of this Summons upon you, exclusive of the day of service.

This action relates to the foreclosure of a mortgage upon the following described real property in the County of Cass, State of North Dakota:

Lot Eleven, in Block Two, of Legacy I First Addition to the City of Fargo, situate in the County of Cass and the State of North Dakota, a/k/a 1921 58th Avenue South, Fargo, ND 58104.

The Plaintiff is not seeking a personal judgment against the above-named Defendants.

Dated November 19, 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: Glen R. Bruhschwein, Attorney #4491

THIS IS AN ATTEMPT TO COLLECT THE REFERENCED DEBT AND ANY INFORMATION OBTAINED WILL BE USED FOR THAT PURPOSE. THIS COMMUNICATION IS FROM A DEBT COLLECTOR. (Nov 30, Dec 7, 14, 2009) 1010414

IN JUVENILE COURT, COUNTY OF CASS, STATE OF NORTH DAKOTA. IN THE INTEREST OF BG, A CHILD Jeanette Wetsch, L.S.W., Petitioner, vs Respondents

Director of Cass County Social Services, Jennifer Grieger, BG, John Doe, Jane Haerter, Lay Guardian ad Litem, Respondents

AMENDED SUMMONS File No. 09-09-R-59 THE STATE OF NORTH DAKOTA TO THE ABOVE-NAMED RESPONDENTS: You and each of you are hereby summoned and required to appear personally and bring the above-named children before the Juvenile Court at the Cass County Courthouse Annex at 1010 Second Avenue South in Fargo, North Dakota, on December 15, 2009, or as soon thereafter as the parties can be heard, for the purpose of a hearing on a Petition filed with the Court alleging the above-named children to be subject to the provision of Chapter 27-20, North Dakota Century Code by reason of the following: that the said child falls within the meaning of Section 27-20-02 of the said Code, as more fully appears from the Petition, a copy of which is on file in the office of the Clerk of the District Court of Cass County.

If you fail to appear personally and bring said children before the Court at said time and place the Findings and Recommendation of the Judicial Referee as confirmed by the Judge of the Juvenile Court, made by this court at a hearing had herein will become final. You are entitled to legal counsel in these proceedings if you so desire. If you are unable without undue financial hardship to employ counsel the Court, upon request, will appoint legal counsel for you. You are further informed that you are entitled to have the Petition heard by a Judge of the Juvenile Court instead of a Judicial Referee if written request therefore is filed with the Clerk of the above-named Court within three days after receiving a copy of this Amended Summons.

Dated November 9, 2009 Chris Iverson, Clerk of Court By: Laura Roberge, Deputy (Dec 7, 14, 21, 2009) 1010795

Public Hearing Notice Notice is hereby given that the Cass County Planning Commission will conduct a Public Hearing in the Conference Room of the Cass County Highway Department, 1201 Main Avenue W., West Fargo, on Thursday December 17, 2009 at a meeting which starts at 7:00 A.M. The hearing provides opportunity for public comment during consideration of Final Plat approval for Tulip Acres Subdivision located in the NE 1/4 of Section 14 in Warren Township.

The subdivision is along Cass County Highway 6, approximately two miles west of Cass County Highway 17 S and near the City of Horace. The Subdivision provides for platting of two (2) lots for residential development on land located in the NE 1/4 of Section 14, in Township 138N Range 50W in Cass County, North Dakota. This tract of land contains 20.7 acres more or less. (Dec 7, 14, 2009) 1010824

Public Notice North Dakota Medicaid Program

The Department of Human Services is amending its Medicaid State Plan regarding the Estimated Acquisition Cost (EAC) calculation for pharmacy services. Currently, EAC equals the lesser of Average Wholesale Price (AWP) minus 10% or Wholesale Acquisition Cost (WAC) plus 12.5% as determined by First Data Bank. WAC+12.5% was added to the calculation to be equivalent to the longstanding AWP-10% portion of the calculation. Due to First Data Bank changing their calculation of AWP from WAC+25% to WAC+20%, the Department will change the WAC portion of the EAC calculation to WAC+8% to negate effect of the First Databank change on that portion of the EAC calculation so the AWP and WAC portions remain equivalent. The effective date of the State Plan change is January 1, 2010. The estimated impact for this change is zero dollars.

The Medicaid State Plan regarding Nursing Facility Rate Setting is being amended to provide an exception to the 90% occupancy limitation for geropsychiatric units and for non-geriatric facilities that serve individuals with physical disabilities; to provide a six percent increase to the limits for nursing facility rates; to provide a six percent inflationary cost increase; to incorporate increases for bad debt and education expenses; and to exclude late charges and non-covered bed-hold days as an offset to costs for nursing facilities. The effective date of the changes is January 1, 2010. The estimated cost for these changes is \$12.7 million for 12 months, of which approximately \$4.7 million will be state general funds.

The Medicaid State Plan is also being amended to provide a six percent inflationary cost increase for all Nursing Facility Services. This increase is effective January 1, 2011. The estimated cost for this increase is \$11.9 million for 12-months, of which approximately \$4.4 million will be state general funds. The Medicaid State Plan regarding the methods for reimbursing Inpatient Hospital Services is being amended to increase the Disproportionate Share Hospital calculation for Critical Access Hospitals to four-percent plus four-tenths of a percent for each qualifying percentage that a Critical Access Hospital's Medicaid utilization exceeds one standard deviation. This change is effective January 1, 2010. The estimated cost for this change is \$373,000 for 12 months, of which approximately \$138,000 will be state general funds.

The method used to set rates and reimburse Infant Development services will change January 1, 2010. Infant Development services will now be reimbursed based on set fees for four different activities. The activities are: home visits with caregivers, trans-disciplinary consultation, plan development and revisions, and completion of evaluations or assessments. Previously, Infant Development services were reimbursed based on a daily rate based on 5 days a week 12 months a year. There is no estimated cost for the changes, as the changes will be budget neutral. Copies of the state plan amendments or other supporting information can be requested of the Medical Services Division, Room 309, North Dakota Department of Human Services, 600 E Boulevard Ave, Dept 325, Bismarck, ND 58505-0250 or toll-free at 1-800-755-2604. Comments can be sent to and viewed at the same address. Questions may be directed to the North Dakota Medicaid Program at 1-800-755-2604 or can be sent through the local county social service offices. (December 7, 2009) 1010446

Gregory B. Selbo (ID #03245) NILLES LAW FIRM 1800 Radisson Tower 201 North 5th Street P. O. Box 2626 Fargo, North Dakota 58108-2626 (701) 237-5544 Attorneys for Personal Representative IN THE DISTRICT COURT OF CASS COUNTY, NORTH DAKOTA In the Matter of the Estate of Robert W. Anderson, Deceased

NOTICE TO CREDITORS Court File No. 09-2009-PR-18 NOTICE IS GIVEN that the undersigned has been appointed Personal Representative of the above estate. All persons having claims against the deceased are required to present their claims within three (3) months after the date of the first publication of this Notice or claims will be forever barred. Claims must either be presented to Phyllis E. Anderson, Deceased

NOTICE OF SALE Civil No. 09-09-C-3459 Notice is hereby given that by virtue of a judgment of foreclosure by the District Court of the East Central Judicial District in and for the County of Cass and State of North Dakota, and entered and docketed in the Office of the Clerk of said Court on November 4, 2009, in an action wherein CitiMortgage, Inc. was Plaintiff and Jeremy Selzler; Tara Selzler; and any person in possession were Defendants, in favor of Plaintiff and against the Defendants for the sum of \$126,436.02, which judgment and decree, among other things, direct the sale by me of the real property hereinafter described, to satisfy the amount of said judgment, with interest thereon and the costs and expenses of such sale, or so much thereof as the proceeds of said sale will satisfy; and by virtue of a writ issued to me out of the office of the Clerk of said Court, I, Paul D. Laney, Sheriff of Cass County, North Dakota, will sell the property described in the Judgment to the highest bidder for cash at public auction at the front door of the Courthouse in the City of Fargo in the County of Cass and State of North Dakota, on December 30, 2009, at the hour of 10:00 A.M. (CT), to satisfy the amount due, with interest thereon, and the costs and expenses of such sale, or so much thereof as the proceeds of such sale will satisfy. The property to be sold is situated in the County of Cass and State of North Dakota, and described as follows: The East Forty-two feet (E42') of the West One Hundred Thirty feet (W130'), of Lots One (1) and Two (2), in Block Forty-six (46) of Robert's Second Addition to the City of Fargo, situate in the County of Cass and the State of North Dakota, a/k/a 1209 4th Avenue N., Fargo, ND 58102. IN TESTIMONY WHEREOF, I have hereunto set my hand and seal this 25th day of November, 2009. Paul D. Laney Sheriff of Cass County, North Dakota By: Dean Haaland, Deputy STATE OF NORTH DAKOTA ss County of Cass On this 25th day of November, 2009, before me, a Notary Public in and for said County and State, personally appeared Dean Haaland, known to me to be the person who is described in, and whose name is subscribed to this instrument. Cindy Zetocha Notary Public Cass County, North Dakota My Commission expires: 6-27-14 MACKOFF KELLOGG LAW FIRM P.O. Box 1097 Dickinson, ND 58602-1097 Attorneys for Plaintiff (Dec 7, 14, 21, 2009) 1011508

NOTICE OF SALE Civil No. 09-09-C-3706-1 Notice is hereby given that by virtue of a judgment of foreclosure by the District Court of the East Central Judicial District in and for the County of Cass and State of North Dakota, and entered and docketed in the Office of the Clerk of said Court on November 5, 2009, in an action wherein Wells Fargo Bank, N.A., successor by merger to Wells Fargo Home Mortgage, Inc. was Plaintiff and Patrick J. Scott; Jodi R. Scott; North Dakota State Tax Commissioner; and any person in possession were Defendants, in favor of Plaintiff and against the Defendants for the sum of \$97,908.34, which judgment and decree, among other things, direct the sale by me of the real property hereinafter described, to satisfy the amount of said judgment, with interest thereon and the costs and expenses of such sale, or so much thereof as the proceeds of said sale will satisfy; and by virtue of a writ issued to me out of the office of the Clerk of said Court, I, Paul D. Laney, Sheriff of Cass County, North Dakota, will sell the property described in the Judgment to the highest bidder for cash at public auction at the front door of the Courthouse in the City of Fargo in the County of Cass and State of North Dakota, on December 30, 2009, at the hour of 10:00 A.M. (CT), to satisfy the amount due, with interest thereon, and the costs and expenses of such sale, or so much thereof as the proceeds of such sale will satisfy. The property to be sold is situated in the County of Cass and State of North Dakota, and described as follows: The East Forty-two feet (E42') of the West One Hundred Thirty feet (W130'), of Lots One (1) and Two (2), in Block Forty-six (46) of Robert's Second Addition to the City of Fargo, situate in the County of Cass and the State of North Dakota, a/k/a 1209 4th Avenue N., Fargo, ND 58102. IN TESTIMONY WHEREOF, I have hereunto set my hand and seal this 25th day of November, 2009. Paul D. Laney Sheriff of Cass County, North Dakota By: Dean Haaland, Deputy STATE OF NORTH DAKOTA ss County of Cass On this 25th day of November, 2009, before me, a Notary Public in and for said County and State, personally appeared Dean Haaland, known to me to be the person who is described in, and whose name is subscribed to this instrument. Cindy Zetocha Notary Public Cass County, North Dakota My Commission expires: 6-27-14 MACKOFF KELLOGG LAW FIRM P.O. Box 1097 Dickinson, ND 58602-1097 Attorneys for Plaintiff (Dec 7, 14, 21, 2009) 1011508

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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) 325-2400; 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 (December 7, 2009) 1011516

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NOTICE BEFORE FORECLOSURE TO: Steven W. Harris 261 Spruce St. Kindred, ND 58051

Brenda M. Harris 261 Spruce St. Kindred, ND 58051

Occupant 261 Spruce St. Kindred, ND 58051 the title owners of the following described real property:

Auditor's Lot Number 22, of the SE 1/4 of Section 29, Township 137 North of Range 50 West of the Fifth Principal Meridian, situate in the County of Cass and the State of North Dakota, a/k/a 261 Spruce St., Kindred, ND 58051.

Notice is hereby given that that certain mortgage upon the above-described property, Steven W. Harris and Brenda M. Harris, Mortgagees, executed and delivered to Mortgage Electronic Registration Systems, Inc., as nominee for Freedom Mortgage Corporation, Mortgagee, dated September 21, 2007, and filed for record in the office of the Register of Deeds of the County of Cass and State of North Dakota, on the 25th day of September, 2007, at 9:36 o'clock AM, as Document No. 1214956; which mortgage will be assigned to Freedom Mortgage Corporation by an Assignment of Mortgage, and which mortgage is being serviced by Loan Care Servicing Center, Inc., and given to secure the payment of \$159,000.00, and interest according to the conditions of a certain promissory note, is in default.

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 5, 2009:

- Principal \$156,609.56 Escrow Advance for Mortgage Insurance: 300.02 Accrued interest to December 5, 2009 8,193.15 Late Charges 313.38 Recording Fees 7.00 Pro Rata MIP/PMI 128.53 Property Inspection 60.60 Property Preservation 1011.00 TOTAL \$166,623.24

That as of December 5, 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 Owning: 9 payments @ \$1,044.52 = \$9,400.68 Escrow: 9 payments @ \$403.04 = \$3,627.37 \$13,028.06 Late Charges 313.38 Forecasted Late Charges 52.23 Property Inspection 40.60 Property Maintenance 1,011.00 TOTAL \$14,445.27

all of which must be paid by CERTIFIED FUNDS, MADE PAYABLE TO LOAN CARE SERVICING CENTER, INC. 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 18, 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: 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. (Dec