

STATE OF NORTH DAKOTA

IN DISTRICT COURT

COUNTY OF BURLEIGH

SOUTH CENTRAL JUDICIAL DISTRICT

_____)	
Public Service Commission	)	CIVIL NO. 09-C-1034
)	
Petitioner,)	
)	
vs.	)	AFFIDAVIT OF SERVICE
	)	BY REGULAR MAIL
Sustainable Systems, LLC)	
dba Montola)	
)	
Respondent.)	
_____)	
PSC Case No. GE-09-112)	
)	
_____)	

STATE OF NORTH DAKOTA)
) **ss**
 COUNTY OF BURLEIGH)

John Hamre deposes and says that:

he is over the age of 18 years and not a party to this action and on the **29th day of May, 2009**, he deposited in the United States Mail, Bismarck, North Dakota, **26 envelopes** with regular postage, fully prepaid, securely sealed and each containing a photocopy of:

1. Notice of Entry of Order with attached copy of Executed Order Appointing Trustee
2. Notice of Appointment as Trustee and Notice to File Claims
3. Affidavit of Service by Regular Mail

The envelopes were addressed as follows:

Kevin Kreisler, Chairman
 GreenShift Corp/Sustainable Systems, LLC
 One Penn Plaza, Suite 1612
 New York, NY 10119

National Registered Agents, Inc.
 Registered Agent for Sustainable Systems LLC
 PO Box 1776
 Bismarck, ND 58502

Paul Miller
 Sustainable Systems, LLC dba Montola
 Hwy 2 East
 Culbertson, MT 59218

Sherri Cooper, Senior Claim Representative
 Travelers Casualty & Surety Co. of America
 33650 6th Avenue S, Suite 200
 Federal Way, WA 98003

Dustin Johnsrud
 Box 68
 Epping, ND 58843

Dennis Johnsrud
 6121 125th Avenue NW
 Epping, ND 58843

Ernest Schober
14403 80th Street SW
Bowman, ND 58623

Harvey Lee
15077 58th Street Northwest
Williston, ND 58801

Gene Johnson
6488 Highway 40
Tioga, ND 58852-9266

John Rolfsrud
Box 55
Keene, ND 58847

Hovde Ranch LLP
13651 30th Street NW
Alexander, ND 58831

Brian Ledahl
9005 137th Avenue NW
Zahl, ND 58856

Keith Farstveet
PO Box 212
Beach, ND 58621

Syvert Mahlen
5353 153rd Avenue NW
Williston, ND 58801

Joe & Clara Michels
672 Black Diamond Road East
Beach, ND 58621

Clara Selle
804 1st Street SW B7
Crosby, ND 58730

Myron Lee
15051 58th Street Northwest
Williston, ND 58801

Obert Lee
314 18th Street North #307
Williston, ND 58801

Arlyn Ledahl
8780 CR 7
Zahl, ND 58856

Brian Fisher
PO Box 133
Golva, ND 58632

Douglas & Sandra Iverson
4624 154th Avenue NW
Williston, ND 58801

Selle Farms, Inc.
9875 137th Avenue NW
Fortuna, ND 58844

Alan Solberg
14838 57th Street NW
Williston, ND 58801

John Fisher
PO Box 194
Golva, ND 58632

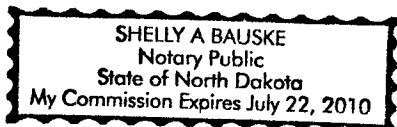
Eugene Gunderson
3951 Highway 1806 W
Watford City, ND 58854

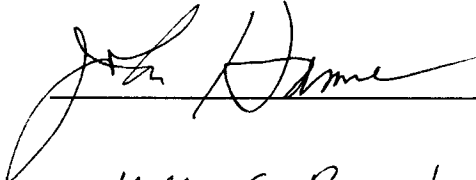
Shirley Ledahl
304 9th Avenue West
Williston, ND 58801


Each address shown is the respective addressee's last reasonably ascertainable post office address.

Subscribed and sworn to before me
this 29th day of May, 2009.

SEAL







Notary Public

STATE OF NORTH DAKOTA

IN DISTRICT COURT

COUNTY OF BURLEIGH

SOUTH CENTRAL JUDICIAL DISTRICT

_____)	
Public Service Commission	)	CIVIL NO. 09-C-1034
)	
Petitioner,)	
	)	NOTICE OF ENTRY
vs.	)	OF ORDER
)	
Sustainable Systems, LLC)	
dba Montola)	
)	
Respondent.)	
_____)	
PSC Case No. GE-09-112)	
)	
_____)	

PLEASE TAKE NOTICE that an Order Appointing Trustee was executed on May 22, 2009 and was duly filed in the above proceeding on May 22, 2009, ordering that the Public Service Commission is appointed trustee of the trust fund for the purpose of marshalling all trust assets of the insolvent Sustainable Systems, LLC doing business as Montola in the manner provided by law.

A copy of this Order is attached hereto and by reference made a part hereof.

Bismarck, North Dakota, this 29th day of May, 2009.



Illona A Jeffcoat-Sacco (ID#03315)
 Annette Bendish (ID#05790)
 Special Assistant Attorneys General
 Public Service Commission
 State Capitol – 12th Floor
 600 E Boulevard Ave – Dept 408
 Bismarck, North Dakota 58505-0480
 701-328-2400

Attorneys for the Public Service Commission

STATE OF NORTH DAKOTA
COUNTY OF BURLEIGH

IN DISTRICT COURT
SOUTH CENTRAL JUDICIAL DISTRICT

Public Service Commission)
)
Petitioner,)
)
vs.)
)
Sustainable Systems, LLC)
 dba Montola)
)
Respondent.)

PSC Case No. GE-09-112)

CIVIL NO. 09-C-1034

ORDER APPOINTING
TRUSTEE

RECEIVED

MAY 27 2009

PUBLIC SERVICE COMMISSION

The Public Service Commission (Commission) has moved the Court for appointment as trustee of Sustainable Systems LLC doing business as Montola under North Dakota Century Code Chapter 60-02.1. Sustainable Systems LLC doing business as Montola operates as a roving grain buyer in the State of North Dakota.

It appears from the record that Sustainable Systems LLC doing business as Montola is insolvent under North Dakota Century Code Chapter 60-02.1 and that it is in the best interest that a trustee be appointed.

ORDER

THEREFORE, on the Motion of the Commission by and through its attorney, the Commission is appointed trustee of the trust fund provided by North Dakota Century Code § 60-02.1-29 for the purpose of marshalling all trust assets of the insolvent Sustainable Systems LLC doing business as Montola in the manner provided by law.

RECEIVED & FILED

MAY 22 2009

Clerk of Dist. Burleigh Co.

_____, North Dakota, this 22 day of May, 2009.

BY THE COURT

A handwritten signature in black ink, appearing to be "J. M. L.", written over a horizontal line.

The Honorable
Judge of the District Court

cc: PSC

STATE OF NORTH DAKOTA

IN DISTRICT COURT

COUNTY OF BURLEIGH

SOUTH CENTRAL JUDICIAL DISTRICT

_____)	
Public Service Commission	)	CIVIL NO. 09-C-1034
)	
Petitioner,)	
	)	NOTICE OF APPOINTMENT AS
vs.	)	TRUSTEE AND NOTICE
	)	TO FILE CLAIMS
Sustainable Systems, LLC)	
dba Montola)	
)	
Respondent.)	
_____)	
PSC Case No. GE-09-112)	
)	
_____)	

PLEASE TAKE NOTICE that on May 22, 2009, the Honorable Bruce A. Romanick, Judge of the District Court, South Central Judicial District, appointed the Public Service Commission Trustee under North Dakota Century Code Chapter 60-02.1 for the benefit of outstanding receipt holders of Sustainable Systems, LLC doing business as Montola. The Order was filed May 22, 2009.

FURTHER, PLEASE TAKE NOTICE THAT:

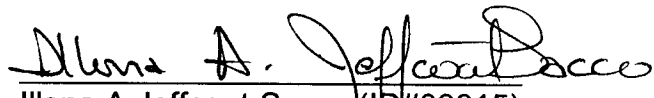
1. Any person having a claim against Sustainable Systems, LLC doing business as Montola for the non-payment of grain purchased or marketed in North Dakota by Sustainable Systems, LLC doing business as Montola shall file the claim with the Public Service Commission, 600 East Boulevard Avenue, Department 408, Bismarck, North Dakota 58505-0480.

2. Claims must be filed within forty-five (45) days after the last publication of this notice.

3. Persons filing claims with the Public Service Commission shall include receipts or sufficient documentation to enable the commission to determine the validity of the claims. This could include unsatisfied scale tickets, dishonored checks, and any related contracts.

4. Unless a claim is filed with the Public Service Commission within the time specified, the claimant may be barred from participation in the trust fund.

Bismarck, North Dakota, this 29th day of May, 2009.



Ilona A Jeffcoat-Sacco (ID#03315)
Annette Bendish (ID#05790)
Special Assistant Attorneys General
Public Service Commission
State Capitol – 12th Floor
600 E Boulevard Ave – Dept 408
Bismarck, North Dakota 58505-0480
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Attorneys for the Public Service Commission