

## BARNES COUNTY COURT PROCEEDINGS

Barnes County District Court convictions from Aug. 31-Oct. 9. Judge Mikal Simonson presided over all cases unless otherwise noted. All cities of residence are Valley City unless otherwise noted.

### AGGRAVATED ASSAULT:

Mitchell Glenn Ludwig (Judge John T. Paulson presiding). \$825 in indigent recoupment and fees. 60 days in jail with 50 days suspended and credit for 1 day served. 2 years supervised probation.

Abel Turrubiates Jr. \$150 in fees and restitution. 366 days in jail with 269 days suspended and credit for 97 days served. 2 years supervised probation.

### ATTEMPTED THEFT OF PROPERTY (Judge John T. Paulson presiding):

Corrina Marie Greenough, Fargo. 90 days in jail. Concurrent with issuing check

or draft without an account.

### DISORDERLY CONDUCT:

Terry Ellis Johnson, Sanborn. \$225 in fees. 5 days in jail with 5 days suspended. 1 year unsupervised probation.

Tim Lee Johnson. \$225 in fees. 5 days in jail with 5 days suspended. 6 months unsupervised probation.

Todd Robert Wittenberg. \$275 in fees and restitution. 1 day in jail with credit for time served.

### DRIVING UNDER THE INFLUENCE OF LIQUOR OR DRUGS:

Gerardo Cruz Cavazos, Pharr, Texas. \$500 in fines and fees.

Kenneth Edwin Getzlaff, Jamestown. \$750 in fines and fees. 5 days in jail with credit for 2 days served.

Deborah Lynne Kostek, Tulsa, Okla. \$500

in fines, fees and restitution.

Connie Rae McGough. \$500 in fines, fees and restitution. 30 days in jail with 30 days suspended. 1 year unsupervised probation.

Dean Casper Piatz, Hannaford. \$500 in fines, fees and restitution.

### DRIVING UNDER THE INFLUENCE OF LIQUOR WITH AT LEAST .08 PERCENT BLOOD ALCOHOL LEVEL:

Chad Aaron Hejtmanek. \$375 in fines, fees and restitution.

### DRIVING UNDER THE INFLUENCE OF LIQUOR OR DRUGS WITH MINOR IN VEHICLE:

Cheryl Lynn Schultz. \$400 in fines, fees and restitution. 10 days in jail with 10 days suspended. 1 year unsupervised probation.

### DRIVING WHILE LICENSE PRIVILEGE IS SUSPENDED:

Cody James Bymers, Oakes. \$300 in fines and restitution. 2 days in jail. 10 days unsupervised probation with two days suspended.

Travis Dean Mickelsen. \$325 in fines and fees.

Jared Michael Olson, Moorhead, Minn. \$350 in indigent recoupment and fees. 4 days in jail.

Robert Wonch, Wellington, Colo. \$375 in recoupment, fees and restitution with \$125 waived. 10 days in jail with 10 days suspended. 1 year unsupervised probation.

Theodore Barry Wilt, Fingal. \$200 in fines and fees.

### DRIVING WITHOUT LIABILITY INSURANCE:

Cody James Bymers, Oakes. \$150 in fines.

Cheryl Lynn Schultz. \$300 in fines and fees. Concurrent with driving under the influence of liquor or drugs with minor in vehicle.

### DROVE OR IN ACTUAL PHYSICAL CONTROL OF A MOTOR VEHICLE:

Cary Walter Bearman. \$375 in fines, fees and restitution.

### FALSE REPORTS TO LAW ENFORCEMENT OR OTHER SECURITY OFFICIALS:

Andrea Swartz. \$200 in fines and fees.

### FIREARM AT BAR/GAMING SITE:

Brandon Wayne Moore. \$100 in fees. 1 year unsupervised probation. 1 year deferred imposition.

### FLEEING OR ATTEMPTING TO ELUDE POLICE:

Jay Lyle Holmquist, Jamestown. \$175 in fees and restitution. 60 days in jail with 50 days suspended and credit for 1 day served.

### FLEEING OR ATTEMPTING TO ELUDE A POLICE OFFICER/PEACE OFFICER:

Ashley Rae Depriest, Jamestown. \$275 in fines and fees. 10 days in jail with 10 days suspended. 1 year unsupervised probation.

### HARASSMENT:

David Allan Compson, Fargo. \$350 in indigent recoupment and fees. 20 days in jail with 20 days suspended. 1 year unsupervised probation.

Mark Loren Davies, Oriska. \$550 in fines, fees and restitution.

### INGESTING A CONTROLLED SUBSTANCE:

Dareon Deshawn Spencer, Carol Stream, Ill. 10 days in jail with 10 days suspended. 90 hours of community service.

### INTERFERENCE WITH TELEPHONE DURING EMERGENCY CALL (Judge John T. Paulson presiding):

Marie Kay Odegard. \$425 in indigent recoupment and fees. 30 days in jail with 25 days suspended and credit for 3 days served. 1 year unsupervised probation.

\$481.78 in NSF costs, fees and restitution. 30 days in jail.

Anton Duane Hjertaas, Fargo. \$428.18 in NSF costs, fees and restitution. 30 days in jail with 30 days suspended. Two years unsupervised probation.

Anton Duane Hjertaas, Fargo. \$95 in NSF costs and restitution. 30 days in jail with 30 days suspended. Two years unsupervised probation.

### ISSUING CHECK OR DRAFT WITHOUT SUFFICIENT FUNDS OR CREDIT:

Duane Arthur Aarseth. \$388 in fines, NSF costs, fees and restitution.

Michelle A. Barr. \$201.36 in fines, NSF costs and restitution.

Wayne R. Barr. \$194.56 in fines, NSF costs and restitution.

Steven J. Clyde. \$164.15 in fines, NSF costs and restitution.

Markus D. Kiser, Litchville. \$200 in NSF costs and restitution.

Markus D. Kiser, Litchville. \$119 in NSF costs and restitution.

Markus D. Kiser, Litchville. \$995.10 in NSF costs, fees and restitution. 30 days in jail with 30 days suspended. Two years unsupervised probation.

Lance Peterson. \$825 in fines, fees, NSF costs and restitution.

Carol Ritter. \$211.71 in fines, NSF costs and restitution.

Benedict William Schill III, Hatton, N.D. \$536.62 in fines, fees, NSF costs and restitution.

Stacy R. Sprung, Tower City. \$30 in NSF costs and restitution.

Stacy R. Sprung, Tower City. \$128.19 in NSF costs and restitution. 10 days in jail with 10 days suspended. 2 years unsupervised probation.

Stacy R. Sprung, Tower City. \$441.43 in NSF costs, fees and restitution. 30 days in jail with 30 days suspended. 2 years unsupervised probation.

Stacy R. Sprung, Tower City. \$62.50 in NSF costs and restitution.

### MISAPPLICATION OF ENTRUSTED PROPERTY:

Cynthia Kathleen Andren. \$5,493.51 in indigent recoupment, fees and restitution. 60 days in jail. 366 days in department of corrections with 306 days suspended. 3 years supervised probation.

### POSSESSION OF DRUG PARAPHERNALIA:

Randy Cole, Jamestown. \$950 in bond forfeiture, indigent recoupment, fees and restitution. 10 days in jail with credit for 10 days served.

### POSSESSION/CONSUMPTION OF ALCOHOL BY PERSON UNDER 21:

Jonathan A. Fogle, Burlington, Ky. (Judge John T. Paulson presiding). \$300 in fines and fees. 5 days in jail with 3 days suspended and credit for 2 days served.

R. J. (Initials given because offender was a minor at time of incident). \$250 in fines, fees and restitution. Must attend a first offenders class.

Dustin Daniel Suhr. \$375 in fines, fees and restitution.

Andrea Swartz. \$150 in fines and restitution.

### RECKLESS ENDANGERMENT:

Stephen Marc Rittenhouse. \$150 in fees and restitution. 60 days in jail, credit for time served.

### SIMPLE ASSAULT:

Christopher Ryan Hofmann, Spiritwood. 10 days in jail with 8 days suspended and credit for 2 days served. 1 year unsupervised probation.

### STORAGE AND ACCUMULATION OF CERTAIN ARTICLES - JUNK:

Dwyle Albin Kamstra. \$300 in fines. Pam Kamstra. \$300 in fines.

### UNLAWFUL DELIVERY TO CERTAIN

## PUBLIC NOTICE

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STATE OF NORTH DAKOTA  
PUBLIC SERVICE COMMISSION  
United Telephone Mutual Aid Corporation/Midcontinent Communications Interconnection Agreement Application  
Case No. PU-09-723  
NOTICE OF OPPORTUNITY FOR COMMENT  
December 10, 2009

On November 19, 2009, United Telephone Mutual Aid Corporation (United) entered into an interconnection agreement with Midcontinent Communications (Midcontinent) pursuant to Section 251 of the Telecommunications Act of 1996 (Act). The agreement set forth terms and conditions under which United provides interconnection services, local number portability, ancillary services and wholesale services for resale to Midcontinent. The agreement was filed with the Commission on December 2, 2009.

On December 9, 2009, United filed a request for approval of the interconnection agreement in less than 90 days pursuant to 47 U.S.C. § 252(e)(1).

This agreement was filed under Section 252(e) of the Telecommunications Act of 1996. The Act requires that any agreement adopted by negotiation or arbitration be submitted for approval to the Commission. Under 47 U.S.C. § 252(e)(2)(A), the Commission may only reject an agreement adopted by negotiation (or a portion of the agreement) if it finds that:

1. the agreement discriminates against a telecommunications carrier that was not a party to the agreement; or

2. implementation of the agreement is not consistent with the public interest, convenience, and necessity. In addition, under 47 U.S.C. Section 253 the Commission may include, in its review, state requirements that do not constitute barriers to entry. The Commission will receive written comments on this agreement until January 25, 2010.

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

(December 11, 2009)

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NOTICE OF SALE  
Civil No. 09-C-282

NOTICE IS HEREBY GIVEN that by virtue of a Judgment of Foreclosure by the District Court of the Southeast Judicial District in and for the County of Barnes 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 Bank Forward f/d/b/a Security State Bank of North Dakota was Plaintiff and Chad Meyer, Sheila Meyer, Credit Collections Bureau and DCI Credit Services, Inc. were Defendants, in favor of Plaintiff and against the Defendants for the sum of \$89,698.52, which Judgment and decree, among other things, direct the sale by me of the real property here-

inafter 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, Gene Bjerke, Sheriff of Barnes 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 Valley City in the County of Barnes and State of North Dakota, on January 20, 2010, at 10:00 a.m., 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 Barnes and State of North Dakota, and described as follows:

Lot Eight (8), Block Two (2), of Woodland Park Subdivision in Section 29, Township 140, Range 58, County of Barnes, State of North Dakota.

Sheriff Gene Bjerke

Barnes County Sheriff

Lowell P. Bottrell - N.D. License #04068  
ANDERSON, BOTTRELL, SANDEN & THOMPSON  
4132 30th Avenue Southwest, Suite 100  
P.O. Box 10247  
Fargo, ND 58106-0247  
(701) 235-3300  
ATTORNEY FOR PLAINTIFF

(December 16, 23, 30, 2009)

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### LAW OFFICE

Keith J. Trader  
333 2 ST NW

Valley City, ND 58072



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