

STATE OF NORTH DAKOTA

IN DISTRICT COURT

COUNTY OF CAVALIER

NORTHEAST JUDICIAL DISTRICT

Public Service Commission,)
)
 Petitioner,)
)
 vs.)
)
 Organic Grain and Milling, Inc.,)
)
 Respondent)
 _____)
)
 PSC Case No. GE-10-327)
)

**AFFIDAVIT OF SERVICE
BY REGULAR MAIL**

Civil No. 10-10-C-68

STATE OF NORTH DAKOTA)
)ss
 COUNTY OF BURLEIGH)

Geralyn R. Schmaltz deposes and says that:

she is over the age of 18 years and not a party to this action and, on the **25th day of January, 2011**, she deposited in the United States Mail, Bismarck, North Dakota, **two envelopes** with regular postage, fully prepaid, securely sealed and containing a photocopy of:

1. Notice of Entry of Order with attached copy of signed Order Appointing Trustee
2. Notice of Appointment as Trustee and Notice to File Claims
3. Affidavit of Service by Regular Mail dated September 17, 2010
4. November 23, 2010 Letters Requesting Accounts Receivable
5. Extension of Notice to File Claims
6. Affidavit of Service by Regular Mail dated January 3, 2011
7. Affidavit of Service by Regular Mail dated January 25, 2011

The envelopes were addressed as follows:

Brittin Eustis, Organic Grain and Milling, Inc.
 C/O Capsalus Corp.
 PO Box 19409
 Minneapolis, MN 55419

Brittin Eustis
 Organic Grain and Milling, Inc.
 8316 54th Avenue South
 Seattle, WA 98118

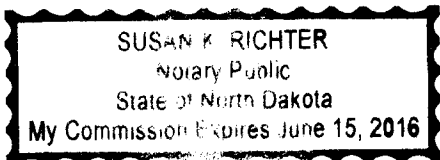


Subscribed and sworn to before me
this **25th day of January 2011**.



Notary Public

SEAL



40 **GE-10-327** Filed: 1/25/2011 Pages: 19
Affidavit of Service by Regular Mail

STATE OF NORTH DAKOTA

IN DISTRICT COURT

COUNTY OF CAVALIER

NORTHEAST JUDICIAL DISTRICT

Public Service Commission,

Petitioner,

vs.

Organic Grain and Milling, Inc.,

Respondent

PSC Case No. GE-10-327

**NOTICE OF ENTRY
OF ORDER**

Civil No. 10-10-C-68

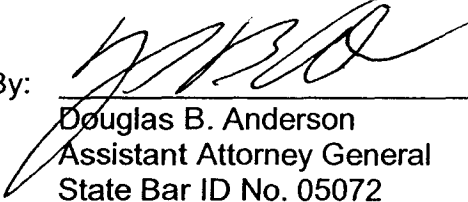
PLEASE TAKE NOTICE that an Order Appointing Trustee was executed on August 31, 2010 and was duly filed in the above proceeding on August 31, 2010, ordering that the Public Service Commission is appointed trustee of the trust fund for the purpose of marshalling all trust assets of the insolvent Organic Grain and Milling, Inc. in the manner provided by law.

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

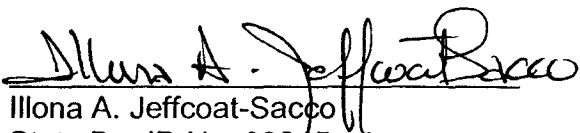
Bismarck, North Dakota, this **16th day of September 2010.**

State of North Dakota
Wayne Stenehjem
Attorney General

By:



Douglas B. Anderson
Assistant Attorney General
State Bar ID No. 05072
Office of Attorney General
500 North 9th Street
Bismarck, ND 58501-4509
Telephone (701) 328-3640
Facsimile (701) 328-4300

By: 
Illona A. Jeffcoat-Sacco
State Bar ID No. 03315
Special Assistant Attorney General
Public Service Commission
600 East Boulevard Ave – Dept 408
Bismarck, ND 58505-0480
Telephone (701) 328-2400
Facsimile (701) 328-2410

Attorneys for the Public Service
Commission

STATE OF NORTH DAKOTA
COUNTY OF CAVALIER
Public Service Commission,

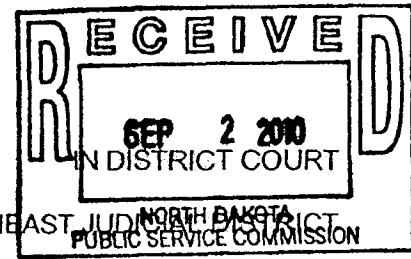
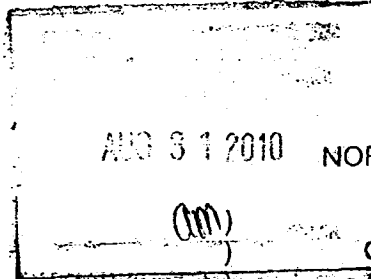
Petitioner,

vs.

Organic Grain and Milling, Inc.,

Respondent

PSC Case No. GE-10-327



ORDER GRANTING
APPLICATION FOR
APPOINTMENT AS TRUSTEE

Civil No. 10-10-C-68

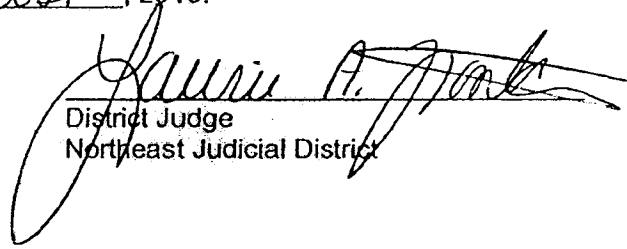
The Public Service Commission (Commission) has moved the Court for appointment as trustee of Organic Grain and Milling, Inc., under North Dakota Century Code Chapter 60-04. Organic Grain and Milling, Inc. operates as a public warehouseman in the State of North Dakota.

It appears from the record that Organic Grain and Milling, Inc. is insolvent under North Dakota Century Code Chapter 60-04, that it is in the best interest that a trustee be appointed, and that there may be accounts receivable available for grain sold prior to the filing of the claim that precipitated the insolvency.

ORDERED THEREFORE on the Application and Motion of the Commission by and through its attorney, the Commission is appointed trustee of the trust fund provided by North Dakota Century Code § 60-04-03 for the purpose of marshalling all trust assets of the insolvent Organic Grain and Milling, Inc., in the manner provided by law.

ORDERED FURTHER that any accounts receivable available for grain sold prior to the filing of the claim shall be forwarded to the Commission to be included as an asset of the trust fund as provided in North Dakota Century Code § 60-04-03.1.

Dated this 31 day of August, 2010.


District Judge
Northeast Judicial District

STATE OF NORTH DAKOTA

IN DISTRICT COURT

COUNTY OF CAVALIER

NORTHEAST JUDICIAL DISTRICT

Public Service Commission,

Petitioner,

vs.

Organic Grain and Milling, Inc.,

Respondent

PSC Case No. GE-10-327

**NOTICE OF APPOINTMENT
AS TRUSTEE AND
NOTICE TO FILE CLAIMS**

Civil No. 10-10-C-68

PLEASE TAKE NOTICE that on August 31, 2010, the NORTHEAST JUDICIAL DISTRICT Court appointed the Public Service Commission (Commission) Trustee of Organic Grain and Milling, Inc. under North Dakota Century Code Chapter 60-04 for the benefit of outstanding receipt holders of Organic Grain and Milling, Inc. and ordered that accounts receivable available for grain sold prior to the filing of the claim be included as an asset of the trust fund. The Order was filed August 31, 2010.

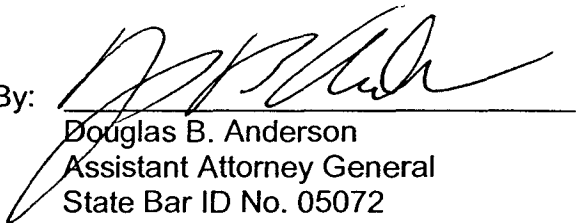
FURTHER, PLEASE TAKE NOTICE THAT:

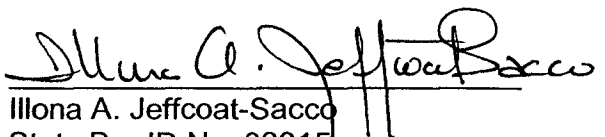
1. Any person having a claim against Organic Grain and Milling, Inc. for the non-payment of grain purchased or stored by Organic Grain and Milling, Inc. at its warehouse facility in Clyde, North Dakota, shall file the claim with the Public Service Commission, 600 East Boulevard Avenue, Department 408, 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 Commission shall include receipts or sufficient documentation to enable the Commission to determine the validity of the claims. This could include unsatisfied scale tickets, warehouse receipts, dishonored checks, and any related contracts.
4. Unless a claim is filed with the Commission within the time specified, the claimant may be barred from participation in the trust fund.

Bismarck, North Dakota, this 16th day of September 2010.

State of North Dakota
Wayne Stenehjem
Attorney General

By: 
Douglas B. Anderson
Assistant Attorney General
State Bar ID No. 05072
Office of Attorney General
500 North 9th Street
Bismarck, ND 58501-4509
Telephone (701) 328-3640
Facsimile (701) 328-4300

By: 
Illona A. Jeffcoat-Sacco
State Bar ID No. 03315
Special Assistant Attorney General
Public Service Commission
600 East Boulevard Ave – Dept 408
Bismarck, ND 58505-0480
Telephone (701) 328-2400
Facsimile (701) 328-2410

Attorneys for the Public Service
Commission

STATE OF NORTH DAKOTA

IN DISTRICT COURT

COUNTY OF CAVALIER

NORTHEAST JUDICIAL DISTRICT

Public Service Commission,)
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 Petitioner,)
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 Organic Grain and Milling, Inc.,)
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 Respondent)
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 PSC Case No. GE-10-327)
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**AFFIDAVIT OF SERVICE
BY REGULAR MAIL**

Civil No. 10-10-C-68

STATE OF NORTH DAKOTA)
)ss
 COUNTY OF BURLEIGH)

Geralyn R. Schmaltz deposes and says that:

she is over the age of 18 years and not a party to this action and, on the **17th day of September, 2010**, she deposited in the United States Mail, Bismarck, North Dakota, **nine envelopes** with regular postage, fully prepaid, securely sealed and each containing a photocopy of:

1. Notice of Entry of Order with attached copy of signed 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:

Britt Eustis
 Organic Grain and Milling, Inc.
 PO Box 16550
 St. Paul, MN 55166

Thomas Stadler, Registered Agent for
 Organic Grain and Milling, Inc.
 976 16th Street East
 Langdon, ND 58249-3000

Brian R. Sawyer
 Bond Claim Director
 Great American Insurance Company
 PO Box 2119
 Cincinnati, OH 45201

Jacob C. Hendricks
 Felhaber, Larson, Fenlon & Vogt
 Attorney for Kodiak Farms, Ltd.
 220 South 6th Street
 Minneapolis, MN 55402-4504

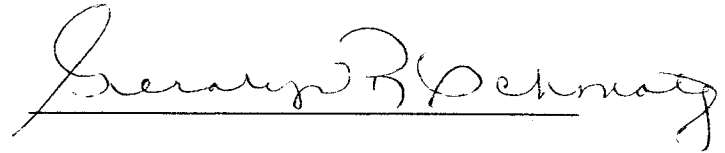
Jon C. Hapka
23907 330th Avenue NW
Warren, MN 56762

Jim Malard
Malard Elevator Construction, Inc.
PO Box 437
Hazelton, ND 589544

Daelyn Dirksen
405 156th Street
Conde, SD 57434

Jon Wold
105 Andrew Street North
Labolt, SD 57246

Richard Gross
3321 58th Street SE
Napoleon, ND 58561

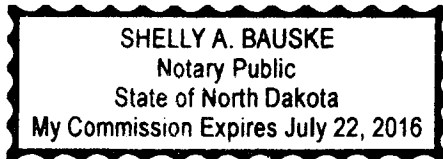


Subscribed and sworn to before me
this 17th day of September 2010.



Notary Public

SEAL





Public Service Commission

State of North Dakota

COMMISSIONERS

Kevin Cramer
Tony Clark
Brian P. Kalk

Executive Secretary
Darrell Nitschke

600 E. Boulevard Ave. Dept 408
Bismarck, North Dakota 58505-0480
Web: www.nd.gov/psc
E-mail: ndpsc@nd.gov
Phone 701-328-2400
Toll Free 1-877-245-6685
Fax 701-328-2410
TDD 800-366-6888 or 711

23 November 2010

Mr. Tom Bilek
Buckwheat Growers Association
206 Aldrich Avenue SE
Wadena, MN 56482

RE: Organic Grain & Milling, Inc. Insolvency

Dear Mr. Bilek:

Organic Grain and Milling, Inc. operated a grain warehouse at Clyde, North Dakota until its license was revoked in February 2010. Since that time, the Commission has been made aware that Organic Grain and Milling, Inc. defaulted on payments for grain purchases.

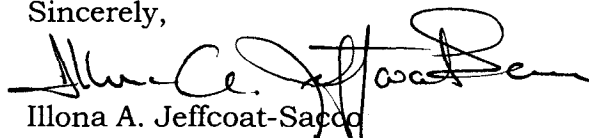
Organic Grain and Milling, Inc. informed the Commission that there are outstanding accounts receivable for grain and grain product assets. Therefore, when the Public Service Commission filed its Application for Appointment as Trustee in the Organic Grain and Milling, Inc. insolvency, the Commission asked that the Court order the licensee to turn over these accounts receivable to the Commission.

On 31 August 2010, District Judge Laurie Fontaine issued an Order appointing the Commission trustee of the trust fund for the purpose of marshalling all trust assets of the Insolvency Organic Grain and Milling, Inc. The Order provided that accounts receivable as provided in North Dakota Century Code Section 60-04-03.1 shall be forwarded to the Commission to be included as an asset of the trust fund.

Enclosed is a copy of an invoice that was forwarded to us by Organic Grain and Milling, Inc. that shows you owe Organic Grain and Milling, Inc. \$13,840.66. Please pay this invoice by sending a check in this amount to the Public Service Commission, Organic Grain & Milling Insolvency for inclusion in the trust fund. The mailing address is 600 East Boulevard Avenue, Dept 408, Bismarck, ND 58505-0480.

If you have questions, please call Sue Richter or me at 701-328-4097.

Sincerely,


Illona A. Jeffcoat-Sacco
General Counsel

Enclosure
cc: Britt Eustis



Public Service Commission

State of North Dakota

COMMISSIONERS

Kevin Cramer
Tony Clark
Brian P. Kalk

Executive Secretary
Darrell Nitschke

23 November 2010

600 E. Boulevard Ave. Dept 408
Bismarck, North Dakota 58505-0480
Web: www.nd.gov/psc
E-mail: ndpsc@nd.gov
Phone 701-328-2400
Toll Free 1-877-245-6685
Fax 701-328-2410
TDD 800-366-6888 or 711

North Dakota State Mill & Elevator
1823 Mill Road
Grand Forks, ND 58203

RE: Organic Grain & Milling, Inc. Insolvency

Attention Accounting Department:

Organic Grain and Milling, Inc. operated a grain warehouse at Clyde, North Dakota until its license was revoked in February 2010. Since that time, the Commission has been made aware that Organic Grain and Milling, Inc. defaulted on payments for grain purchases.

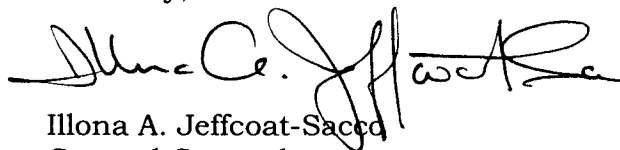
Organic Grain and Milling, Inc. informed the Commission that there are outstanding accounts receivable for grain and grain product assets. Therefore, when the Public Service Commission filed its Application for Appointment as Trustee in the Organic Grain and Milling, Inc. insolvency, the Commission asked that the Court order the licensee to turn over these accounts receivable to the Commission.

On 31 August 2010, District Judge Laurie Fontaine issued an Order appointing the Commission trustee of the trust fund for the purpose of marshalling all trust assets of the Insolvency Organic Grain and Milling, Inc. The Order provided that accounts receivable as provided in North Dakota Century Code Section 60-04-03.1 shall be forwarded to the Commission to be included as an asset of the trust fund.

Enclosed is a copy of an invoice that was forwarded to us by Organic Grain and Milling, Inc. that shows you owe Organic Grain and Milling, Inc. \$6,504.85. Please pay this invoice by sending a check in this amount to the Public Service Commission, Organic Grain & Milling Insolvency for inclusion in the trust fund. The mailing address is 600 East Boulevard Avenue, Dept 408, Bismarck, ND 58505-0480.

If you have questions, please call Sue Richter or me at 701-328-4097.

Sincerely,



Illona A. Jeffcoat-Sacco
General Counsel

Enclosure

cc: Britt Eustis



Public Service Commission

State of North Dakota

COMMISSIONERS

Kevin Cramer
Tony Clark
Brian P. Kalk

Executive Secretary
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600 E. Boulevard Ave. Dept 408
Bismarck, North Dakota 58505-0480
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E-mail: ndpsc@nd.gov
Phone 701-328-2400
Toll Free 1-877-245-6685
Fax 701-328-2410
TDD 800-366-6888 or 711

23 November 2010

Mr. Marvin Bernau
61977 120th Street
Emmons, MN 56029

RE: Organic Grain & Milling, Inc. Insolvency

Dear Mr. Bernau:

Organic Grain and Milling, Inc. operated a grain warehouse at Clyde, North Dakota until its license was revoked in February 2010. Since that time, the Commission has been made aware that Organic Grain and Milling, Inc. defaulted on payments for grain purchases.

Organic Grain and Milling, Inc. informed the Commission that there are outstanding accounts receivable for grain and grain product assets. Therefore, when the Public Service Commission filed its Application for Appointment as Trustee in the Organic Grain and Milling, Inc. insolvency, the Commission asked that the Court order the licensee to turn over these accounts receivable to the Commission.

On 31 August 2010, District Judge Laurie Fontaine issued an Order appointing the Commission trustee of the trust fund for the purpose of marshalling all trust assets of the Insolvency Organic Grain and Milling, Inc. The Order provided that accounts receivable as provided in North Dakota Century Code Section 60-04-03.1 shall be forwarded to the Commission to be included as an asset of the trust fund.

Enclosed is a copy of an invoice that was forwarded to us by Organic Grain and Milling, Inc. that shows you owe Organic Grain and Milling, Inc. \$873.80. Please pay this invoice by sending a check in this amount to the Public Service Commission, Organic Grain & Milling Insolvency for inclusion in the trust fund. The mailing address is 600 East Boulevard Avenue, Dept 408, Bismarck, ND 58505-0480.

If you have questions, please call Sue Richter or me at 701-328-4097.

Sincerely,

A handwritten signature in black ink, appearing to read "Illona A. Jeffcoat-Sacco".

Illona A. Jeffcoat-Sacco
General Counsel

Enclosure
cc: Britt Eustis



Public Service Commission

State of North Dakota

COMMISSIONERS

Kevin Cramer
Tony Clark
Brian P. Kalk

Executive Secretary
Darrell Nitschke

600 E. Boulevard Ave. Dept 408
Bismarck, North Dakota 58505-0480
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Phone 701-328-2400
Toll Free 1-877-245-6685
Fax 701-328-2410
TDD 800-366-6888 or 711

23 November 2010

Mr. Gene Horner
6952 37th Avenue SE
Wishek, ND 58495

RE: Organic Grain & Milling, Inc. Insolvency

Dear Mr. Horner:

Organic Grain and Milling, Inc. operated a grain warehouse at Clyde, North Dakota until its license was revoked in February 2010. Since that time, the Commission has been made aware that Organic Grain and Milling, Inc. defaulted on payments for grain purchases.

Organic Grain and Milling, Inc. informed the Commission that there are outstanding accounts receivable for grain and grain product assets. Therefore, when the Public Service Commission filed its Application for Appointment as Trustee in the Organic Grain and Milling, Inc. insolvency, the Commission asked that the Court order the licensee to turn over these accounts receivable to the Commission.

On 31 August 2010, District Judge Laurie Fontaine issued an Order appointing the Commission trustee of the trust fund for the purpose of marshalling all trust assets of the Insolvency Organic Grain and Milling, Inc. The Order provided that accounts receivable as provided in North Dakota Century Code Section 60-04-03.1 shall be forwarded to the Commission to be included as an asset of the trust fund.

Enclosed is a copy of an invoice that was forwarded to us by Organic Grain and Milling, Inc. that shows you owe Organic Grain and Milling, Inc. \$2,342.40. Please pay this invoice by sending a check in this amount to the Public Service Commission, Organic Grain & Milling Insolvency for inclusion in the trust fund. The mailing address is 600 East Boulevard Avenue, Dept 408, Bismarck, ND 58505-0480.

If you have questions, please call Sue Richter or me at 701-328-4097.

Sincerely,

Illona A. Jeffcoat-Sacco
General Counsel

Enclosure

cc: Britt Eustis



Public Service Commission

State of North Dakota

COMMISSIONERS

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Executive Secretary
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Fax 701-328-2410
TDD 800-366-6888 or 711

23 November 2010

Mr. Jim Riehle
5505 North 41st Street
Wausau, WI 54403

RE: Organic Grain & Milling, Inc. Insolvency

Dear Mr. Riehle:

Organic Grain and Milling, Inc. operated a grain warehouse at Clyde, North Dakota until its license was revoked in February 2010. Since that time, the Commission has been made aware that Organic Grain and Milling, Inc. defaulted on payments for grain purchases.

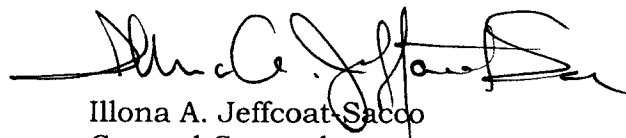
Organic Grain and Milling, Inc. informed the Commission that there are outstanding accounts receivable for grain and grain product assets. Therefore, when the Public Service Commission filed its Application for Appointment as Trustee in the Organic Grain and Milling, Inc. insolvency, the Commission asked that the Court order the licensee to turn over these accounts receivable to the Commission.

On 31 August 2010, District Judge Laurie Fontaine issued an Order appointing the Commission trustee of the trust fund for the purpose of marshalling all trust assets of the Insolvency Organic Grain and Milling, Inc. The Order provided that accounts receivable as provided in North Dakota Century Code Section 60-04-03.1 shall be forwarded to the Commission to be included as an asset of the trust fund.

Enclosed is a copy of an invoice that was forwarded to us by Organic Grain and Milling, Inc. that shows you owe Organic Grain and Milling, Inc. \$816.78. Please pay this invoice by sending a check in this amount to the Public Service Commission, Organic Grain & Milling Insolvency for inclusion in the trust fund. The mailing address is 600 East Boulevard Avenue, Dept 408, Bismarck, ND 58505-0480.

If you have questions, please call Sue Richter or me at 701-328-4097.

Sincerely,



Illona A. Jeffcoat Sacco
General Counsel

Enclosure
cc: Britt Eustis



Public Service Commission

State of North Dakota

COMMISSIONERS

Kevin Cramer
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600 E. Boulevard Ave. Dept 408
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E-mail: ndpsc@nd.gov
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Fax 701-328-2410
TDD 800-366-6888 or 711

23 November 2010

Nature's Organic Grist
540 North Tower Road
St. Croix Falls, WI 54024

RE: Organic Grain & Milling, Inc. Insolvency

Attention Accounting Department:

Organic Grain and Milling, Inc. operated a grain warehouse at Clyde, North Dakota until its license was revoked in February 2010. Since that time, the Commission has been made aware that Organic Grain and Milling, Inc. defaulted on payments for grain purchases.

Organic Grain and Milling, Inc. informed the Commission that there are outstanding accounts receivable for grain and grain product assets. Therefore, when the Public Service Commission filed its Application for Appointment as Trustee in the Organic Grain and Milling, Inc. insolvency, the Commission asked that the Court order the licensee to turn over these accounts receivable to the Commission.

On 31 August 2010, District Judge Laurie Fontaine issued an Order appointing the Commission trustee of the trust fund for the purpose of marshalling all trust assets of the Insolvency Organic Grain and Milling, Inc. The Order provided that accounts receivable as provided in North Dakota Century Code Section 60-04-03.1 shall be forwarded to the Commission to be included as an asset of the trust fund.

Enclosed is a copy of an invoice that was forwarded to us by Organic Grain and Milling, Inc. that shows you owe Organic Grain and Milling, Inc. \$7,001.74. Please pay this invoice by sending a check in this amount to the Public Service Commission, Organic Grain & Milling Insolvency for inclusion in the trust fund. The mailing address is 600 East Boulevard Avenue, Dept 408, Bismarck, ND 58505-0480.

If you have questions, please call Sue Richter or me at 701-328-4097.

Sincerely,



Illona A. Jeffcoat-Sacco
General Counsel

Enclosure
cc: Britt Eustis

STATE OF NORTH DAKOTA
COUNTY OF CAVALIER

IN DISTRICT COURT
NORTHEAST JUDICIAL DISTRICT

Public Service Commission,)
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Petitioner,)
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vs.)
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Organic Grain and Milling, Inc.,)
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Respondent)
_____)
)
PSC Case No. GE-10-327)
)

**EXTENSION OF
NOTICE TO FILE CLAIMS**

Civil No. 10-10-C-68

PLEASE TAKE NOTICE that on August 31, 2010, the NORTHEAST JUDICIAL DISTRICT Court appointed the Public Service Commission (Commission) Trustee of Organic Grain and Milling, Inc. under North Dakota Century Code Chapter 60-04 for the benefit of outstanding receipt holders of Organic Grain and Milling, Inc. and ordered that accounts receivable available for grain sold prior to the filing of the claim be included as an asset of the trust fund. The Order was filed August 31, 2010.

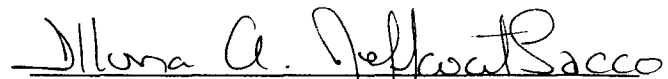
On September 17, 2010, the Public Service Commission forwarded a copy of the Notice of Appointment as Trustee and Notice to File Claims to all persons of record. The Notice was forwarded to the North Dakota Newspaper Association with a request to publish the Notice in the Cavalier County Republican as a legal publication once each week for two consecutive. The Notice was published in the Cavalier County Republican on September 27, 2010 and October 4, 2010. Claimants had until November 18, 2010, to file claims. Claims were not received from all persons of record.

North Dakota Century Code § 60-04-04 provides that outstanding receipt holders must submit claims within forty-five days after the last publication of the notice or such longer time as prescribed by the Commission. At its regular meeting on December 30, 2010, the Commission moved to extend the period for filing a claim.

FURTHER, PLEASE TAKE NOTICE THAT:

1. Any person having a claim against Organic Grain and Milling, Inc. for the non-payment of grain purchased or stored by Organic Grain and Milling, Inc. at its warehouse facility in Clyde, North Dakota, 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 no later than January 18, 2011.
3. Persons filing claims with the Commission shall include receipts or sufficient documentation to enable the Commission to determine the validity of the claims. This could include unsatisfied scale tickets, warehouse receipts, dishonored checks, and any related contracts.
4. Unless a claim is filed with the Commission within the time specified, the claimant may be barred from participation in the trust fund.

Bismarck, North Dakota, this 30th day of December, 2010.



Ilona A. Jeffcoat-Sacco
Special Assistant Attorney General
State Bar ID No. 03315
North Dakota Public Service Commission
600 East Boulevard Ave – Dept 408
Bismarck, ND 58505-0480
Telephone (701) 328-2400
Facsimile (701) 328-2410

Attorney for the North Dakota Public
Service Commission

STATE OF NORTH DAKOTA

IN DISTRICT COURT

COUNTY OF CAVALIER

NORTHEAST JUDICIAL DISTRICT

Public Service Commission,)
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 Petitioner,)
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 vs.)
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 Organic Grain and Milling, Inc.,)
)
 Respondent)
 _____)
 PSC Case No. GE-10-327)
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**AFFIDAVIT OF SERVICE
BY REGULAR MAIL**

Civil No. 10-10-C-68

STATE OF NORTH DAKOTA)
)ss
 COUNTY OF BURLEIGH)

Geralyn R. Schmaltz deposes and says that:

she is over the age of 18 years and not a party to this action and, on the **3rd day of January, 2011**, she deposited in the United States Mail, Bismarck, North Dakota, **nine envelopes** with regular postage, fully prepaid, securely sealed and each containing a photocopy of:

1. Extension of Notice to File Claims
2. Affidavit of Service by Regular Mail

The envelopes were addressed as follows:

Britt Eustis
 Organic Grain and Milling, Inc.
 PO Box 16550
 St. Paul, MN 55166

Thomas Stadler, Registered Agent for
 Organic Grain and Milling, Inc.
 976 16th Street East
 Langdon, ND 58249-3000

Brian R. Sawyer
 Bond Claim Director
 Great American Insurance Company
 PO Box 2119
 Cincinnati, OH 45201

Jacob C. Hendricks
 Felhaber, Larson, Fenlon & Vogt
 Attorney for Kodiak Farms, Ltd.
 220 South 6th Street
 Minneapolis, MN 55402-4504

Jon C. Hapka
23907 330th Avenue NW
Warren, MN 56762

Jim Malard
Malard Elevator Construction, Inc.
PO Box 437
Hazelton, ND 589544

Daelyn Dirksen
405 156th Street
Conde, SD 57434

Jon Wold
105 Andrew Street North
Labolt, SD 57246

Richard Gross
3321 58th Street SE
Napoleon, ND 58561

Bryan R. Schmitz

Subscribed and sworn to before me
this 3rd day of January 2011.

Shelly A. Bauske

Notary Public

SEAL

