

PSC vs. Grabanski Grain LLC and Platte River Insurance Company
CIVIL NO. 50-2011-CV-00029
PSC Case No. GE-10-498

INVALID CASH CLAIMS

May 16, 2012
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<u>Claimant Name & Address</u>	ASSEMBLY / CONTRACT	Grain	Quantity net bushels	Claim filed	Discounts/ Premium	Invalid Cash Claim	Valid Cash Claim
Slominski, Louis JR, Farms PO Box 207 6065 150th Avenue NE Minto, ND 58261	BF# 9279 not signed	corn		\$ 5,619.80		\$ 5,619.80	
<p>INVALID CLAIM L. Slominski Jr. delivered 40,082 bushels of corn to Grabanski Grain in the Fall of 2010 for drying and, according to Grabanski Grain's attorney, redelivery. The payable for drying amounts to \$18,713 and staff found no evidence the amount due was paid.</p>							
BP & Sons Grain and Storage Inc. Box 2277 Morden, Manitoba R6M 1B9				\$105,380.38		\$ 105,380.38	
<p>INVALID CLAIM The claim is for overpayment on corn purchased from Grabanski Grain. In an insolvency proceeding, the bond and indemnity fund is for individuals that delivered grain to Grabanski Grain on a valid inbound scale ticket, not for entities that purchased grain from Grabanski Grain. Additionally, staff made a formal request to BP Grain to provide settlement information on all grain received by BP Grain on behalf of Grabanski Grain, and BP Grain's response was incomplete. Staff has evidence that at least 108,864 bushels of corn was shipped from Grabanski Grain to BP Grain on outbound Grabanski Grain documents in the Fall of 2010, and settlement information on these shipments was not provided by BP Grain.</p>							
Field Brothers Farms Inc. 38177 390th Street NW Stephen, MN 567576			9,330.00	not priced		9,330 bushels	
<p>INVALID CLAIM - Last day to file a claim was October 10, 2011 and claim was received on November 7, 2011 No price indicated in claim. Claimant indicated grain was on basis fixed contract. A contract was not provided nor found in Grabanski Grain records.</p>							
Ronald J & Maria V Pokrzywinski 6426 157th Avenue NE Grafton, ND 58237-8831			1,900.00	not priced		1,900 bushels	
<p>INVALID CLAIM This claim is from a landlord/leasee dispute regarding nonpayment or underpayment by the entity from which Tom Grabanski rented the Pokrzywinski's land.</p>							