

STATE OF NORTH DAKOTA

IN DISTRICT COURT

COUNTY OF BURLEIGH

SOUTH CENTRAL JUDICIAL DISTRICT

Public Service Commission,)
)
 Petitioner,)
)
 vs.)
)
 Mitchell Feeds, Inc.)
)
 and)
)
 Western Surety Company,)
)
 Respondents.)

CIVIL NO. 08-11-CV-00917

NOTICE OF APPEARANCE

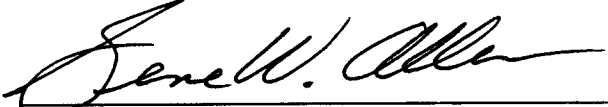
PSC Case No. GE-11-51

PLEASE TAKE NOTICE that the undersigned attorneys will appear as counsel in the above entitled action for Plaintiff David Deslauriers.

We request that all future correspondence and pleadings be forwarded to the undersigned.

Dated this 24th day of April, 2011.

McGEE, HANKLA, BACKES & DOBROVOLNY, P.C.

BY: 

Gene W. Allen (ID 06887)
 Collin P. Dobrovolny (ID 03295)
 Wells Fargo Bank Center, Suite 305
 15 2nd Avenue SW, Ste. 305
 PO Box 998
 Minot, ND 58702-0998

ATTORNEYS FOR PLAINTIFF DAVID DESLAURIERS
 Tel. (701) 852-2544

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CIVIL NO. 08-11-CV-00917

BRIEF IN SUPPORT OF PUBLIC SERVICE COMMISSION'S APPLICATION FOR APPOINTMENT AS TRUSTEE AND MOTION TO JOIN SURETY

PSC Case No. GE-11-51

David Deslauriers (Deslauriers) is among the parties who have filed complains with the North Dakota Public Service Commission (Commission) regarding Mitchell Feeds, Inc., and is identified by the Commission as an unpaid party in the Commission's PSC Application For Appointment As Trustee And Motion To Join Surety As Party.

For his response, support of the case, argument and authorities, Deslauriers adopts and incorporates herein by reference, the Commission's Brief In Support Of Application For Appointment As Trustee And Motion To Join Surety As Party, in its entirety.

Dated this 21st day of April, 2011.

McGEE, HANKLA, BACKES & DOBROVOLNY, P.C.

BY: Gene W. Allen
 Gene W. Allen (ID 06887)
 Collin P. Dobrovolny (ID 03295)
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**AFFIDAVIT OF SERVICE BY MAIL
RECEIVED**

APR 25 2011

PUBLIC SERVICE COMMISSION

PSC Case No. GE-11-51

STATE OF NORTH DAKOTA)
) ss.
 COUNTY OF WARD)

Tara Bjornson, being first duly sworn, deposes and says:

That she is a citizen of the United States of America, of legal age, and is not a party to nor interested in the above entitled action; that on the 21st day of April, 2011, this Affiant deposited in the mailing department of the United States Post Office at Minot, North Dakota, a sealed envelope with postage thereon duly prepaid, containing a true and correct copy of the following document(s) in the above entitled matter:

1. **Notice of Appearance**
2. **Brief in Support of Public Service Commission's Application for Appointment as Trustee and Motion to Join Surety**

That said envelope was addressed to the following persons at their last-known addresses as follows:

Robert Mitchell
Mitchell Feeds, Inc.
PO Box 9112
Fargo, ND 58106

Jackie Mitchell, Registered Agent for
Mitchell Feeds, Inc.
4905 County Highway 81 South
Horace, ND 58047

Robert Mitchell
Mitchell Feeds, Inc.
4905 County Highway 81 South
Horace, ND 58047

Steven Neameyer
4921 85th Street
Mylo, ND 58353

David R. Steeves
4690 County Road 2
Sherwood, ND 58782

Don Ackerson
10435 54th Avenue NW
Sherwood, MN 58782

Lana Anderson
Northland Farms
10845 53rd Avenue NW
Sherwood, ND 58782

Sharon Sergeant, Claims Manager
Senior Claims Counsel, Claim Dept.
Western Surety Company
101 South Phillips Avenue
Sioux Falls, SD 57104-6703

Paul A. Rohde
PO Box 251
Halliday, ND 58636

James and Cynthia Burckhard
5520 18th Avenue NE
Towner, ND 58788

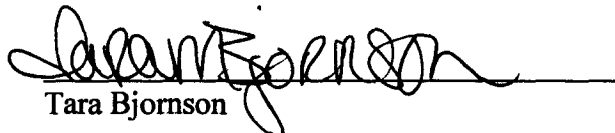
Greg Busch
Busch Farms, Inc.
PO Box 584
Crosby, ND 58730

Mitch Preskey
2485 Glenburn Road
Glenburn, ND 58740

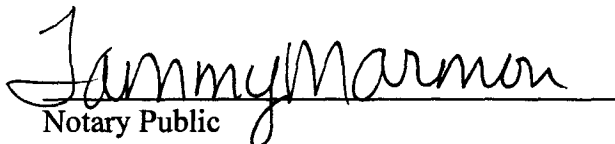
Mark Gruman
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Bismarck, ND 58505-0480

Ilona Jeffcoat-Sacco
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Public Service Commission
State Capitol
Bismarck, ND 58505-0480

That the above document was duly mailed in accordance with the provisions of the North Dakota Rules of Civil Procedure.


Tara Bjornson

Subscribed and sworn to before me this 21st day of April, 2011.


Notary Public

