



Public Service Commission
State of North Dakota

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Tony Clark
Brian P. Kalk

Executive Secretary
Darrell Nitschke

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July 6, 2011

Ms. Debra Simenson
Clerk of the District Court
Burleigh County Courthouse
PO Box 1055
Bismarck, ND 58102-1055

**RE: Public Service Commission vs. Mitchell Feeds, Inc.
CIVIL NO. 08-2011-CV-00917**

PSC Case No. GE-11-51

Dear Ms. Simenson:

Enclosed for filing in the above proceeding please find the original Affidavit of Service by Regular Mail with the Public Service Commission's Response to American Federal Bank's Motion for Intervention and Public Service Commission's Answer Brief. We are providing a courtesy copy of the brief to all claimants and potential claimants.

If you have any questions, please do not hesitate to contact us.

Sincerely,

Mark Gruman (ID No. 06019)
Special Assistant Attorney General

Enclosures

cc:/w Answer Brief
claimants and potential claimants

the grain. The Commission lacks knowledge or information sufficient to form a belief about the truth of the Bank's assertions.

Further, the Commission asserts that this Court is the proper forum and jurisdiction to resolve issues of North Dakota law.

Dated this 6th day of July, 2011.



Mark Gruman (ID#06019)
Ilona A. Jeffcoat-Sacco (ID#03315)
Special Assistant Attorneys General
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

IN DISTRICT COURT

COUNTY OF BURLEIGH

SOUTH CENTRAL JUDICIAL DISTRICT

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

**AFFIDAVIT OF SERVICE BY
REGULAR MAIL**

Civil No. 08-2011-CV-00917

PSC Case No. GE-11-51)

STATE OF NORTH DAKOTA)
)ss
 COUNTY OF BURLEIGH)

John G. Hamre deposes and says that:

he is over the age of 18 years and not a party to this action and, on the **6th day of July 2011**, he deposited in the United States Mail, Bismarck, North Dakota, **8 envelopes** by regular mail with postage fully prepaid, securely sealed and each containing a photocopy of:

- 1. PUBLIC SERVICE COMMISSION'S RESPONSE TO AMERICAN FEDERAL BANK'S MOTION FOR INTERVENTION AND PUBLIC SERVICE COMMISSION'S ANSWER BRIEF**
- 2. AFFIDAVIT OF SERVICE BY REGULAR MAIL**

The envelopes were addressed as follows:

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

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

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

David L. Johnson
Attorney for Mitchell Feeds, Inc.
PO Box 2189
Fargo, ND 58108-2189

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

Gene W. Allen
Attorney for David Deslauriers
P.O. Box 998
Minot, ND 58702-0998

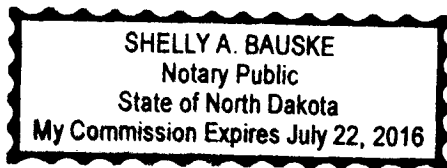
Tracy A. Kennedy
Zimney Foster PC
Attorneys for American Federal Group
P.O. Box 13417
Grand Forks, ND 58208-3417

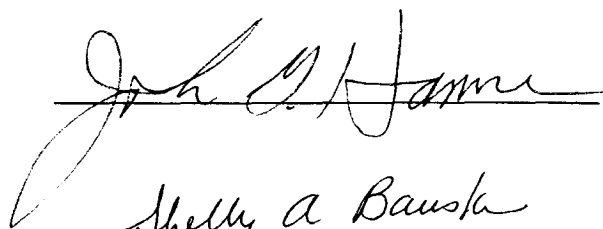
Derrick Braaten
Baumstark Braaten Law Partners
222 North 4th Street
Bismarck, ND 58501-4004

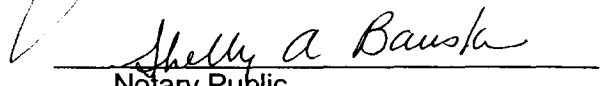
Each address shown is the respective addressee's last reasonably ascertainable post office address.

Subscribed and sworn to before me
this 6th day of July 2011.

SEAL







Notary Public