



Public Service Commission
State of North Dakota

COMMISSIONERS

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Kevin Cramer

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March 23, 2012

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 of the following documents:

1. Stipulation for Extension of Time;
2. Certificate of Service.

Please note that the bonding company, Western Surety Company, was contacted regarding this Stipulation. The bonding company has notified me that it is not represented by counsel and chooses not to sign the Stipulation, but it has no objection to the request for an extension.

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

Sincerely,

Illona A. Jeffcoat-Sacco (ID No. 03315)
Special Assistant Attorney General

Enclosures

84 GE-11-51 Filed: 3/23/2012 Pages: 9
Letter to clerk of court with filing

STATE OF NORTH DAKOTA

IN DISTRICT COURT

COUNTY OF BURLEIGH

SOUTH CENTRAL JUDICIAL DISTRICT

Public Service Commission,)	CIVIL NO. 08-2011-CV-00917
)	
Petitioner,)	
vs.)	
)	
Mitchell Feeds, Inc. and Western Surety)	STIPULATION
Company)	
Respondents,)	
)	
Michael Aasen, Donald Ackerman, Sheldon)	
Ackerson, Lana Anderson d/b/a Northland)	
Farms, B & D Farms, Inc., Busch Farms, Inc.,)	
David Deslauriers, Scott Lazorenko, Manna)	
Farms, Inc., Nathan Neameyer, Steven)	
Neameyer, Mitch Preskey, Paul Rohde, James)	
Routledge, Bart Savelkoul d/b/a Savelkoul)	
Farms, Mike Schollmeyer, David Steeves,)	
Robert Steeves, Paul Trout, Wurgler Farms,)	
and Kelly Wurgler,)	
)	
and)	
)	
American Federal Bank,)	
)	
Intervenors.)	
)	
_____)	
PSC Case No. GE-11-51)	
)	
_____)	

STIPULATION FOR EXTENSION OF TIME

Intervenors and Claimants Michael Aasen, Donald Ackerman, Sheldon Ackerson, Lana Anderson d/b/a Northland Farms, B & D Farms, Inc., Busch Farms, Inc., David Deslauriers, Scott Lazorenko, Manna Farms, Inc., Nathan Neameyer, Steven

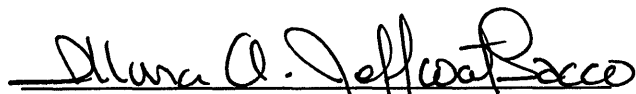
Neameyer, Mitch Preskey, Paul Rohde, James Routledge, Bart Savelkoul d/b/a Savelkoul Farms, Mike Schollmeyer, David Steeves, Robert Steeves, Paul Trout, Wurgler Farms, and Kelly Wurgler filed and served a Notice of Motion and Motion for Declaratory Judgment on March 7, 2012.

Counsel for the Public Service Commission, Trustee, Respondents Mitchell Feeds, Inc. and Western Surety Company, and Intervenors Claimants and American Federal Bank, have been in communication as to the timing of any response to the pleadings. All parties have agreed upon a filing deadline for responses to the Motion.

IT IS HEREBY STIPULATED AND AGREED by and between the parties, through their attorneys, that:

1. The time allowed to respond to the Motion for Declaratory Judgment be extended until April 12, 2012.
2. The parties hereby respectfully make a joint request to the Court to accept this Stipulation and ask that the Court not take the captioned matter under advisement until all responses have been filed.

Dated this 23rd day of March, 2012.



Illona A. Jeffcoat-Sacco (ID#03315)
Special Assistant Attorney General
State Capitol – 12th Floor
600 E Boulevard Ave – Dept 408
Bismarck, North Dakota 58505-0480
701-328-2400

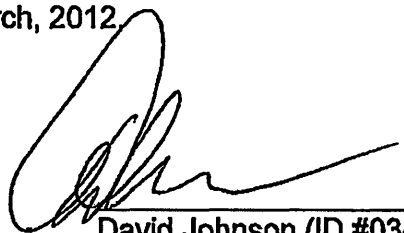
Attorney for the Public Service Commission

Dated this 23rd day of March, 2012.



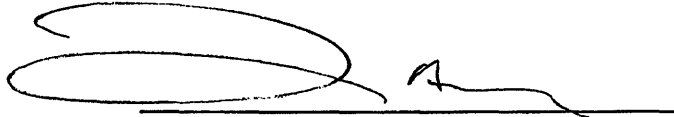
Derrick Braaten (ID #06394)
Lindsey Nieuwsma (ID #06857)
Attorneys for Intervenor Claimants
222 North 4th Street
Bismarck, ND 58501-4004
Phone: 701-221-2911
Fax: 701-221-5842

Dated this 27th day of March, 2012




David Johnson (ID #03484)
Attorney for Mitchell Feeds, Inc.
McNair, Larson & Carlson, Ltd.
51 Broadway, Suite 600
PO Box 2189
Fargo, ND 58108

Dated this 23 day of March, 2012.

A handwritten signature in black ink, consisting of a large, stylized 'T' and 'K' followed by a horizontal line.

Tracy A. Kennedy (ID #05704)
Attorney for American Federal Bank
Zimney Foster P.C.
3100 South Columbia Road, Suite 200
PO Box 13417
Grand Forks, ND 58208-3417

Dated this 23rd day of March, 2012.

A handwritten signature in black ink, appearing to read "Gene W. Allen", written over a horizontal line.

Gene W. Allen (ID #06887)
Attorney for David Deslauriers
Wells Fargo Bank Center, Suite 305
15 2nd Avenue SW
PO Box 998
Minot, ND 58702-0998

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,

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Farms, Mike Schollmeyer, David Steeves,
Robert Steeves, Paul Trout, Wurgler Farms,
and Kelly Wurgler,

and

American Federal Bank,

Intervenors.

PSC Case No. GE-11-51

CIVIL NO. 08-2011-CV-00917

CERTIFICATE OF SERVICE

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing

• **Stipulation for Extension of Time**

was on March 23, 2012, filed with the court and mailed to the following:

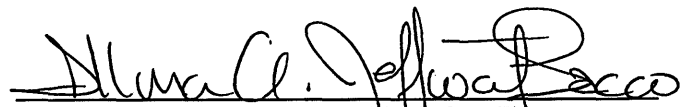
David Johnson
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McNair, Larson & Carlson, Ltd.
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Lindsey Nieuwsma
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Bismarck, ND 58501-4004

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Minot, ND 58702-0998

Sharon A. Sergeant
Authorized Representative of
Western Surety Company
101 South Phillips Avenue
Sioux Falls, SD 57104-6703



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Attorney for the Public Service Commission