

STATE OF NORTH DAKOTA

IN DISTRICT COURT

COUNTY OF BURLEIGH

SOUTH CENTRAL JUDICIAL DISTRICT

Public Service Commission,

Plaintiff,

v.

Mitchell Feeds, Inc. and Western Surety
Company,

Respondents.

Micheal Aasen, Donald Ackerson, 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.

Civil No. 08-2011-CV-917

PSC Case No. GE-11-051

MOTION FOR LEAVE TO WITHDRAW

MOTION TO WITHDRAW

1. Derrick Braaten, Lindsey Nieuwsma, and Baumstark Braaten Law Partners are counsel of record for Micheal Aasen, Donald Ackerson, 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 (“Intervenor Farmers”),

2. Baumstark Braaten Law Partners respectfully requests leave to withdraw under the provisions of N.D.R.Ct. 11.2 and N.D.R.Prof.Conduct 1.7 and 1.16. Counsel of record for Intervenor Farmers has given reasonable notice of their intent to file this Motion to Withdraw by letter dated July 3, 2013, which was mailed via certified mail, return receipt requested, on July 3, 2013 to the last known address of each client, and by service of this Notice of Motion and Motion via certified mail on July 22, 2013.

3. The last known address of each of the Intervenor Farmers is included in the attached Certificate of Service.

4. The undersigned submits that there is no scheduling order in place in this matter, and that withdrawal can be accomplished without material adverse effect on the interests of Intervenor Farmers, and that other good cause for withdrawal exists.

5. Wherefore, Derrick Braaten, Lindsey Nieuwsma, and Baumstark Braaten Law Partners respectfully request that this court issue an order granting them leave to withdraw, and providing any other relief that may be just.

Dated this 22nd day of July, 2013.

BAUMSTARK BRAATEN LAW PARTNERS

/s/ Derrick Braaten
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