

**STATE OF NORTH DAKOTA  
PUBLIC SERVICE COMMISSION**

**Earth Harvest Mills, Inc. dba  
Dakota Prairie Organic Flour Company  
License No. 1155 – Harvey, ND  
Suspension**

**Case No. GE-11-379**

**ORDER SUSPENDING WAREHOUSE LICENSE  
AND NOTICE OF OPPORTUNITY TO BE HEARD**

**July 13, 2011**

Earth Harvest Mills, Inc. dba Dakota Prairie Organic Flour Company, Harvey, North Dakota, operates a licensed public grain warehouse at Harvey, North Dakota, under license no. 1155 issued by the Public Service Commission under the provisions of N.D.C.C. Chapter 60-02.

On June 6, 2011, the Commission received notice that the grain insurance policy issued to Earth Harvest Mills, Inc. dba Dakota Prairie Organic Flour Company would be cancelled on August 5, 2011. N.D.C.C. § 60-02-35.1 provides that the Commission shall immediately suspend an elevator's license if the licensee fails to file proof of new or renewed insurance at least thirty days before cancellation of the current insurance filing. As of July 7, 2011, no replacement insurance policy had been filed with the Commission.

**Order**

The Commission orders that warehouse license number 1155 issued to Earth Harvest Mills, Inc. dba Dakota Prairie Organic Flour Company is suspended effective July 7, 2011. The licensee shall:

1. Within five days of receipt of notice, notify each receipt holder with written notice that its warehouse license is suspended and that grain must be removed from the warehouse or it will be priced and redeemed in cash in accordance with N.D.C.C. § 60-02-41.
2. Keep the Commission's suspension notice conspicuously posted in the office window or on the front driveway door of the facility.
3. Surrender warehouse license no. 1155 to the Commission.

4. Not receive additional grain for purchase, storage, shipping or processing.
5. Not sell or ship any grain without submitting a written request to the Commission and receiving Commission authorization to do so.

**Notice**

PLEASE TAKE NOTICE that Earth Harvest Mills, Inc. dba Dakota Prairie Organic Flour Company has until August 5, 2011, to procure and file proof of new or renewed insurance or submit a written request for hearing.

N.D.C.C. § 60-02-10.1 provides:

The Commission may suspend or revoke the license of any warehouseman for cause upon notice and hearing. Notwithstanding any other provision of this chapter, the license of a warehouseman must automatically be suspended for failure at any time or to maintain either a bond or insurance policy in the amount or type required. . . .

**PUBLIC SERVICE COMMISSION**

  
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**Kevin Cramer**  
**Commissioner**

  
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**Chairman**

  
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**Commissioner**