



Public Service Commission

State of North Dakota

COMMISSIONERS

Brian P. Kalk
Randy Christmann
Julie Fedorchak

Executive Secretary
Darrell Nitschke

March 14, 2013

600 East Boulevard, Dept. 408
Bismarck, North Dakota 58505-0480
Web: www.psc.nd.gov
E-mail: ndpsc@nd.gov
Phone: 701-328-2400
ND Toll Free: 1-877-245-6685
Fax: 701-328-2410
TDD: 800-366-6888 or 711

Douglas County Sheriff's Office
216 Seventh Ave W
Alexandria MN 56308

ATTENTION: Civil Process

**RE: Dennis Shores
Shores Companies, Inc.
Order and Notice, Affidavit of Service**

Enclosed are two copies of the North Dakota Public Service Commission's November 28, 2012 Order and Notice and a November 29, 2012 Affidavit of Service Certified Mail, in Case No. GS-12-31.

Please serve the enclosed items on Dennis Shores, Shores Companies, Inc., 14260 Berg Rd NW, Evansville, Minnesota 56326. After personal service, please complete a proof of service document and return it to the Commission in the enclosed self-addressed stamped envelope. I understand the Commission will be billed.

If you have questions, please contact me at 701-328-4077. Thank you for your time and assistance with this matter.

Best Regards,

Patrick Fahn, Director
Compliance and Competitive Markets

Enclosures

**STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION**

**Public Service Commission
Shores Companies, Inc.
Damage Prevention Enforcement**

Case No. GS-12-31

ORDER AND NOTICE

November 28, 2012

The evidence of record has been considered and appraised.

The Commission Orders:

1. The Hearing Officer's October 26, 2012 recommended Order Finding Respondent in Default, a copy of which is attached to this Order and made a part of this Order, is ADOPTED as the Public Service Commission's Order Finding Respondent in Default.
2. The facts before the Commission indicate that Shores did violate North Dakota Century Code Chapter 49-23 by failing to comply with the One Call procedures as outlined in North Dakota Century Code § 49-23-04, *et seq.*, as alleged in Advocacy Staff's August 23, 2012 formal complaint and supporting documentation.
3. This Order constitutes written notice of default and a statement of the grounds for default.
4. Shores Companies, Inc., 14620 Berg Rd NW Evansville, MN 56326, shall deposit the penal sum of \$2,000 with the Commission, unless a written Motion is filed, requesting that the default Order be vacated and stating the grounds relied upon, within seven days after service of the Order.

PUBLIC SERVICE COMMISSION

Absent

**Kevin Cramer
Commissioner**

Brian P. Kalk

**Brian P. Kalk
Chairman**

Bonny M. Fetch

**Bonny M. Fetch
Commissioner**

RECEIVED

OCT 26 2012

NORTH DAKOTA PUBLIC SERVICE COMMISSION

PUBLIC SERVICE COMMISSION

Public Service Commission)	CASE NO. GS-12-31
)	
Petitioner,)	
)	
vs.)	ORDER FINDING
)	RESPONDENT
Shores Companies, Inc.)	IN DEFAULT
)	
Respondent.)	
)	
)	
)	

The Public Service Commission, Advocacy Staff, (Advocacy Staff) has moved the Public Service Commission (Commission) for Default Judgment against Shores Companies, Inc. pursuant to N.D.C.C. § 28-32-30, N.D. Admin Rule 69-02 and Rule 55 of the North Dakota Rules of Civil Procedure.

It appears from the Motion for Default and record and Affidavit of Christopher Marohl that Shores Companies, Inc. (Shores) is in default as of October 3, 2012 for failing to file an Answer within 20 days after the formal complaint and notice of hearing was mailed via certified mail to Shores on September 13, 2012, by the Commission.


ORDER

THEREFORE on the Motion of Commission Advocacy Staff's counsel, Shores is in default concerning this matter.

The facts before the Commission indicate that Shores did violate North Dakota Century Code Chapter 49-23 by failing to comply with the One Call procedures as outlined in North Dakota Century Code § 49-23-04, et. seq., as alleged in Advocacy Staff's August 23, 2012 formal complaint and supporting documentation.

Pursuant to N.D.C.C. § 28-32-30(2), Shores has seven days to contest to vacate this default order, or it becomes final.

IT IS FURTHER ORDERED that Respondent, Shores Companies, Inc., 14620 Berg Rd NW Evansville, MN 56326, shall deposit the penal sum of \$2,000 with the Commission, if the order is not contested within seven days of the date of issuance.

By:  **PUBLIC SERVICE COMMISSION**
Patrick J. Ward
Administrative Law Judge &
Substantive Hearing Officer
Zuger Kirmis & Smith
PO Box 1695
Bismarck, ND 58502-1695
701-223-2711

NORTH DAKOTA PUBLIC SERVICE COMMISSION

Public Service Commission)	CASE NO. GS-12-31
)	
Petitioner,)	
)	
vs.)	
)	AFFIDAVIT OF SERVICE
Shores Companies, Inc.)	
)	
Respondent.)	
)	
)	
)	

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

The undersigned, being duly sworn, deposes and says that: I am a United States citizen, over 18 years of age, and on October 26, 2012, I served a copy of the attached:

- Order Finding Respondent in Default

by placing a true copy in a postage paid envelope or envelopes addressed to each person named below, at the address stated below, which is the last known address of the addressee, and by depositing said envelope in the United States mail at Bismarck, North Dakota.

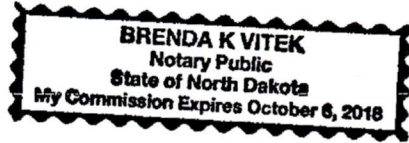
Dennis Shores
Shores Companies Inc.
14620 Berg Rd. NW
Evansville, MN 56326

Mark Gruman
Public Service Commission
600 East Boulevard, Dept. 408
Bismarck, ND 58505-0480

Kelsey Bachhaus

Subscribed and sworn to before me, today, October 26, 2012.

Brenda K. Vitek
NOTARY PUBLIC



STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

Public Service Commission
Shores Companies, Inc.
Damage Prevention Enforcement

Case No. GS-12-31

AFFIDAVIT OF SERVICE CERTIFIED MAIL

STATE OF NORTH DAKOTA
COUNTY OF BURLEIGH

Cara DeSaye deposes and says that:

she is over the age of 18 years and not a party to this action and, on the 29th day of **November, 2012**, she deposited in the United States Mail, at Bismarck, North Dakota, one envelope with certified postage, return receipt requested, fully prepaid, securely sealed and containing photocopy of:

Order and Notice

The envelope was addressed as follows:

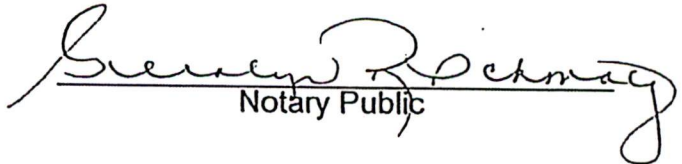
Dennis Shores
Shores Companies, Inc.
14260 Berg Rd NW
Evansville MN 56326

Cert. No. 7012 1640 0002 4652 4554

The address shown is the respective addressee's last reasonably ascertainable mailing address.



Subscribed and sworn to before me
this 29th day of **November, 2012**.



Notary Public

SEAL

