



Public Service Commission
State of North Dakota

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Brian P. Kalk
Kevin Cramer

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25 May 2012

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MAY 25 2012

PUBLIC SERVICE COMMISSION

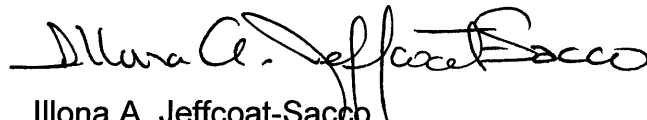
Mr. Darrell Nitschke
Executive Director
Public Service Commission
600 East Boulevard Avenue, Dept 408
Bismarck, ND 58505-0480

RE: Douglas John Delorme Auctioneer & Auction Clerk License Applications
PSC Case No. AU-12-132 and Case No. AU-12-133
Late Filed Hearing Exhibit No. 4

Dear Mr. Nitschke:

Enclosed for filing in the captioned cases is Late Filed Exhibit No. 4. Please contact me if you have any questions.

Best regards,

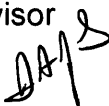

Illona A. Jeffcoat-Sacco
General Counsel

Enclosure

c: Mr. Douglas Delorme
Senator Richard Marcellais

MEMORANDUM

TO: Administrative Law Judge Allen Hoberg
Commissioners Tony Clark, Brian Kalk and Kevin Cramer
Mr. Douglas Delorme
Senator Richard Marsallais

FROM: Illona A. Jeffcoat-Sacco, General Counsel and Commission Advisor 

DATE: 25 May 2012

RE: Late Filed Hearing Exhibit No. 4
Case No. AU-12-132 and Case No. AU-12-133

As we discussed at the hearing on these cases, Licensing Director Sue Richter and I spoke to Stacy Livingston, the person to whom Mr. Delorme reports while he is on supervised release, on May 18, 2012.

Ms. Livingston told us that at the federal level, parole is called supervised release. She also informed us that after Mr. Delorme has served half of his supervised release time, Mr. Delorme is eligible for early termination of his supervised release. Stable employment is one of the considerations for early termination.

We understand that Mr. Delorme had been employed in Devils Lake by Riley Construction. However, Riley Construction was not awarded the construction job in the area on which they bid and therefore they have no work for Mr. Delorme at this time. Consequently, Ms. Livingston cannot recommend early termination for Mr. Delorme, until he is employed elsewhere, or self-employed full time as an auctioneer or in another business. Ms. Livingston informed us that if self-employment in the auction business is the basis for a recommendation on the employment factor related to early termination, she will require Mr. Delorme to provide her with his business financial statements indicating income, expenses and other evidence that the business is a full-time going concern.

Ms. Livingston confirmed what Mr. Delorme stated at the May 16 hearing, that she cannot provide any written statement or letter about the status of Mr. Delorme's supervised release. However, she did indicate that Mr. Delorme is doing well, all other requirements of his conviction have been met, and that at this time, the only existing question regarding a recommendation for early termination of supervised release for Mr. Delorme is the employment issue.

Ms. Livingston also informed us that when supervised release is complete or otherwise terminated, a termination letter will be sent to Mr. Delorme. If Mr. Delorme is given early termination, he will receive such a letter.