

**STATE OF NORTH DAKOTA**  
**PUBLIC SERVICE COMMISSION**

**Falkirk Farmers Elevator Co.  
License No. 128 - Falkirk, ND  
Suspension**

**Case No. GE-12-679**

**ORDER AUTHORIZING LIMITED OPERATIONS**

**August 13, 2012**

Falkirk Farmers Elevator Co. operates a licensed public grain warehouse at Falkirk, North Dakota, under license no. 128 issued by the Public Service Commission under the provisions of North Dakota Century Code Chapter 60-02.

On June 8, 2012, the Commission received notice that the warehouseman bond issued to Falkirk Farmers Elevator Co. would be cancelled on September 6, 2012. North Dakota Century Code § 60-02-35.1 provides that the Commission shall immediately suspend an elevator's license if the licensee fails to file a replacement bond at least thirty days before cancellation of the current bond filing. As of August 7, 2012, no replacement bond had been filed with the Commission.

On August 10, 2012, the Commission received a request from Falkirk Farmers Elevator Co. for permission to remove grain from the warehouse to satisfy warehouse receipts issued on pinto beans under license no. 128.

On August 13, 2012, the Commission adopted an Order Suspending Warehouse License Number 128 of Falkirk Farmers Elevator Co. at their Falkirk, North Dakota warehouse, effective August 8, 2012, for lack of adequate bond filing and issued a Notice of Opportunity to be Heard.

**Order**

The Commission orders that Falkirk Farmers Elevator Co. be authorized to operate the warehouse to redeliver grain previously received, but may not receive additional grain until a replacement bond has been procured, filed, and approved by the Commission.

**PUBLIC SERVICE COMMISSION**

  
**Kevin Cramer**  
**Commissioner**

  
**Brian P. Kalk**  
**Chairman**

  
**Bonny M. Fetch**  
**Commissioner**