


PUBLIC SERVICE COMMISSION
STATE OF NORTH DAKOTA
M E M O R A N D U M

TO: Commissioners Kalk, Christmann, and Fedorchak
Darrell Nitschke
Illona A. Jeffcoat-Sacco

FROM: Sue Richter, Licensing Division Director 

DATE: February 26, 2013

RE: Earth Harvest Mills, Inc. dba Dakota Prairie Organic Flour Company
Harvey, ND Grain Warehouse

On January 29, 2013, an unpaid grain claim against Earth Harvest Mills was received and on February 7, 2013 a second claim was received. Earth Harvest Mills was informed that these claims were filed with the Commission.

Commission Staff is drafting the application for appointment as trustee documents. Staff told Earth Harvest Mills that if the documents were completed in time they would be added to the Regular Agenda for Commission consideration at its February 27, 2013, Commission Meeting. The application documents have not been finalized and are not ready for tomorrow's meeting.

Mr. Hoberg sent an e-mail and asked that I forward it on to the Commission (copy attached). Mr. Hoberg said he would like to meet with the Commission prior to the Commission making a decision regarding Earth Harvest Mills.

Is the Commission interested in meeting with Mr. Hoberg to discuss the matter prior to (completing and) filing the application documents in court?

I will add this to discussion matters on the Administrative Matters agenda for tomorrow's meeting.

If you have any questions, please let me know. Thank you.

Richter, Susan K.

From: Grayson Hoberg <grayson@dakota-prairie.com>
Sent: Tuesday, February 26, 2013 9:38 AM
To: Richter, Susan K.
Cc: Eric G. Hoberg
Subject: Meeting with Commisioners

Sue,

Please forward this to the Commissioners.

I would like to meet with the commissioners prior to any decision is made regarding Earth Harvest Mills.

We are in the process, hopefully final stages of raising additional equity and a bridge loan. I should have a bridge loan finalized by Monday. We have two entities that are getting back to me this week on the status of their equity investment.

Our company took a major setback In 2009, 2010 due to the economy. We have made it back to profitability. Thus, we would fight any process to shut down this company.

I'm getting surgery this morning (fussing disks in my neck) and will be kept overnight at the hospital. Thus a meeting this Friday would be the earliest that I could do a meeting with the Commissioners.

Thank You

Grayson