

STATE OF NORTH DAKOTA
COUNTY OF MCLEAN



IN DISTRICT COURT
SOUTH CENTRAL JUDICIAL DISTRICT

Public Service Commission

Petitioner,

vs.

Falkirk Farmers Elevator Co.

Respondent.

CIVIL NO. 28-2012-CV-176

ORDER APPOINTING
TRUSTEE

PSC Case No. GE-12-769

The North Dakota Public Service Commission (commission) has moved the court for appointment as trustee of Falkirk Farmers Elevator Co. under North Dakota Century Code chapter 60-04. Falkirk Farmers Elevator Co. operates as a public warehouseman in the State of North Dakota.

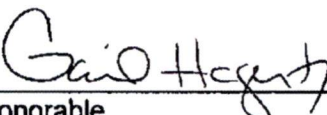
It appears from the record that Falkirk Farmers Elevator Co. is insolvent under North Dakota Century Code chapter 60-04 and that it is in the best interest of the potential claimants that a trustee be appointed.

ORDERED THEREFORE, on the Application and Motion of the commission by and through its attorney, the commission is appointed trustee of the trust fund provided by North Dakota Century Code chapter 60-04 for the purpose of marshalling all trust assets of the insolvent Falkirk Farmers Elevator Co. in the manner provided by law.

ORDERED FURTHER that the date of insolvency be established as October 10,
2012.

_____, North Dakota, this 31 day of Dec, 2012.

BY THE COURT



Honorable
Judge of the District Court