



Public Service Commission
State of North Dakota

COMMISSIONERS

Brian P. Kalk
Randy Christmann
Julie Fedorchak

Executive Secretary
Darrell Nitschke

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

July 25, 2013

Lyle Busch
14641 514th Ave.
Bristol, SD 57219

**RE: Earth Harvest Mills, Inc., dba Dakota Prairie Organic Flour Insolvency
Civil No. 52-2013-CV-00033
PSC Case No. GE-13-193**

Dear Potential Grain Claimant:

A Notice of Appointment as Trustee and Notice to File Claims (copy enclosed) in the referenced matter was published in The Herald-Press (Harvey, North Dakota) on June 29, 2013 and July 6, 2013. The notice provided that any person having a claim against Earth Harvest Mills, Inc. for the non-payment of grain purchased or marketed by Earth Harvest Mills, Inc. in North Dakota, was to file a claim with the Public Service Commission.

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If you have questions please call me at 701-328-4097.

Sincerely,


Susan K. Richter, Director
Licensing Division

skr
Enclosure



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Lewis Siebold
1397 51st Ave. NE
Cathay, ND 58422

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July 25, 2013

Robert Porch
27403 Husle Road
Wanblee, SD 57577

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July 25, 2013

Phil Hooyer
3867 Cherry Ave.
Hudson, SD 57034

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Civil No. 52-2013-CV-00033
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July 25, 2013

David Hager
2775 Hwy 3 Northeast
Harvey, ND 58341

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July 25, 2013

Roy Brewin
Rowland Seeds, Inc.
Box 4776
Taber, Alberta CN T1G 2E1

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RW Organic Ltd.
Box 232
Mossbank, SK CN S0H 3G0

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Jon & Amy Kvaalen
PO Box 21
Lambert, MT 59243

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Lee Thomas
12506 20th Street North
Moorhead, MN 56560

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Lewis Ag
6820 30th Road
Thayer, KS 66776

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Reed Zimmerman
6112 45th Avenue SE
Napoleon, ND 58561

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Ron Gleim
PO Box 298
Chaplin, SK CN SOH OVO

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STATE OF NORTH DAKOTA

IN DISTRICT COURT

COUNTY OF WELLS

SOUTHEAST JUDICIAL DISTRICT

Public Service Commission

Petitioner,

vs.

Earth Harvest Mills, Inc.

Respondent.

CIVIL NO. 52-2013-CV-00033

NOTICE OF APPOINTMENT AS TRUSTEE AND NOTICE TO FILE CLAIMS


PSC Case No. GE-13-193

1. PLEASE TAKE NOTICE that on June 14, 2013, the SOUTHEAST JUDICIAL DISTRICT executed an Order that was duly filed in the above proceeding on June 14, 2013, appointing the Public Service Commission to act as trustee of a trust fund to be established and administered in accordance with North Dakota Century Code Chapter 60-04 and establishing the date of insolvency as April 26, 2013.

2. FURTHER, PLEASE TAKE NOTICE that any person having a claim against Earth Harvest Mills, Inc. for the non-payment of grain purchased or marketed by Earth Harvest Mills, Inc. in North Dakota, shall file the claim with the Public Service Commission, 600 East Boulevard Avenue, Department 408, Bismarck, North Dakota 58505-0480.

3. FURTHER, PLEASE TAKE NOTICE that claims must be filed within forty-five (45) days after the final publication of this notice.

4. **FURTHER, PLEASE TAKE NOTICE** that any person filing a claim with the Public Service Commission shall include receipts or other sufficient documentation to enable the Commission to determine the validity of the claim. This could include unsatisfied grain warehouse receipts, scale tickets, checks, or other memoranda given by the public warehouseman for, or evidence of, the receipt, storage, or sale of grain, or any related contracts.
5. **FURTHER, PLEASE TAKE NOTICE** that unless a claim is filed with the Public Service Commission within the time specified, the claimant may be barred from participation in the trust fund.
6. Bismarck, North Dakota, this **21st day of June 2013**.

By: 
Illona A. Jeffcoat-Sacco (ID No. 03315)
Special Assistant Attorneys General
State Capitol – 12th Floor
600 East Boulevard Ave – Dept 408
Bismarck, North Dakota 58505-0480
Telephone (701) 328-2400
Facsimile (701) 328-2410
ijs@nd.gov

Attorney for the Public Service Commission