



IN THE SUPREME COURT
STATE OF NORTH DAKOTA

Public Service Commission,)	
)	Supreme Court No. _____
Petitioner,)	
)	
vs.)	
)	
Grand Forks Bean Company, Inc.,)	Grand Forks County District Court
Auto-Owners Insurance Company,)	File No. 18-2015-CV-00240
)	
Respondents,)	
)	
)	
_____)	
PSC Case No. GE-15-36)	

NOTICE OF APPEAL

APPEAL FROM JUDGMENT, DATED JULY 22, 2016, ORDER DENYING INTERVENTION BY ALLOWING FULL PARTICIPATION AS A CLAIMANT – BREMER BANK, DATED NOVEMBER 19, 2015, ORDER MODIFYING TRUSTEE’S REPORT AND RECOMMENDATION, DATED MAY 3, 2016, ORDER CORRECTING CLERICAL MISTAKE/OVERSIGHT, DATED MAY 5, 2016, ORDER RESOLVING POST-HEARING ISSUES, DATED JULY 5, 2016, AND ORDER FOR JUDGMENT, DATED JULY 22, 2016

THE DISTRICT COURT OF GRAND FORKS COUNTY, NORTH DAKOTA
NORTHEAST CENTRAL JUDICIAL DISTRICT
THE HONORABLE JON J. JENSEN, PRESIDING

TO: THE ABOVE-NAMED PARTIES, ALL CLAIMANTS HEREIN, AND THEIR ATTORNEYS, AND

CLERK OF THE SUPREME COURT, supclerkofcourt@ndcourts.gov.

¶1 PLEASE TAKE NOTICE that Claimant Bremer Bank, National Association is taking appeal from the Grand Forks County District Court, Northeast Central Judicial District, to the Supreme Court of North Dakota from the following judgment and orders, all entered in District Court of Grand Forks County:

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 SC APPEAL - Notice of Appeal
 Bremer Bank, National Association
 Tracy Kennedy, John Schroeder, Attorneys

¶2 JUDGMENT, DATED JULY 22, 2016 (Doc ID# 432),

¶3 ORDER DENYING INTERVENTION BY ALLOWING FULL PARTICIPATION AS A CLAIMANT – BREMER BANK, DATED NOVEMBER 19, 2015 (Doc ID# 181),

¶4 ORDER MODIFYING TRUSTEE'S REPORT AND RECOMMENDATION, DATED MAY 3, 2016 (Doc ID# 377),

¶5 ORDER CORRECTING CLERICAL MISTAKE/OVERSIGHT, DATED MAY 5, 2016 (Doc ID# 379),

¶6 ORDER RESOLVING POST-HEARING ISSUES, DATED JULY 5, 2016 (Doc ID# 423), AND

¶7 ORDER FOR JUDGMENT, DATED JULY 22, 2016 (Doc ID# 431).

¶8 A preliminary statement of the issues, as required under N.D.R.App.P. 4(c) are as follows. Bremer Bank, National Association, through the listing of the following preliminary issues does not in any way intend to waive raising other or further issues in the future, and expressly reserves the right to raise any and all other issues at a later time:

¶9 **Whether the District Court Erred in Not Permitting Bremer Bank intervene as a matter of right under N.D.R.Civ.P. 24(a) or permissively under 24(b).**

¶10 **Whether the District Court Erred in Determining the Insolvency Date of Grand Forks Bean Company, Inc.**

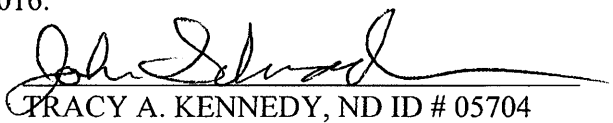
¶11 **Whether the District Court Erred in Determining the Amount Payable to Grower-Claimants.**

¶12 **Whether the District Court Erred in Determining the Grower-Claimants Maintained a Statutory Lien against the Pinto Bean's Held at Grand Forks Bean Company, Inc.**

¶13 Whether the District Court Erred in Determining that Offsets Due from the Grower-Claimants Were Allowed to Reduce their Claims as an against Bremer Bank's Security Interest in Grand Forks Bean Company, Inc.'s Accounts.

¶14 Whether the District Court Erred in Determining the Terms of Alleged Oral Sales Agreements with Certain Grower-Claimants.

Dated this 2nd day of September, 2016.



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