

**IN THE SUPREME COURT  
STATE OF NORTH DAKOTA**

<p>Public Service Commission,                                  Petitioner,                                  vs.  Grand Forks Bean Company, Inc., Auto-Owners Insurance Company,                                  Respondents.</p> <hr/> <p>PSC Case No. GE-15-36</p>	<p><b>SUPREME COURT NO. 20160303</b>  Civil No. 18-2015-CV-00240</p>
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**NOTICE OF APPEAL**

APPEAL FROM 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, ORDER  
FOR JUDGMENT, DATED JULY 22, 2016, AND JUDGMENT, DATED  
JULY 22, 2016

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

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

**CLERK OF THE SUPREME COURT, [supclerkofcourt@ndcourts.gov](mailto:supclerkofcourt@ndcourts.gov)**

¶ 1 PLEASE TAKE NOTICE that the Claimants Beth Nelson, as Assignee of the Estate of Brad Nelson, and Curt Amundson hereby appeal from the Grand Forks County District Court, Northeast Central Judicial District, to the Supreme Court of North Dakota from the following orders and judgment entered by the District Court for the County of Grand Forks, State of North Dakota:

**421 GE-15-36 Filed: 9/15/2016 Pages: 2**  
**SC APPEAL – Notice of Appeal**

Curtis Amundson and Beth Nelson, as Assignee of the Estate of  
Brad Nelson  
Jon Brakke, Vogel Law Firm

¶ 2 ORDER MODIFYING TRUSTEE'S REPORT AND RECOMMENDATIONS,  
DATED MAY 3, 2016,

¶ 3 ORDER CORRECTING CLERICAL MISTAKE/OVERSIGHT, DATED MAY  
5, 2016,

¶ 4 ORDER RESOLVING POST-HEARING ISSUES, DATED JULY 5, 2016,

¶ 5 ORDER FOR JUDGMENT, DATED JULY 22, 2016, AND

¶ 6 JUDGMENT, DATED JULY 22, 2016.

¶ 7 Appellant's preliminary statement of the issues is as follows:

¶ 8 Whether the District Court erred in determining that Curt Amundson was a credit  
sale seller rather than a receipt holder.

¶ 9 Whether the District Court erred in determining that the amounts of certain claims  
were calculated using a commodity market value different than existed as of the  
insolvency date determined by the District Court.

Respectfully submitted t his 15<sup>th</sup> day of September, 2016.

**VOGEL LAW FIRM**

By: /s/ Jon R. Brakke

JON R. BRAKKE, ND ID #03554

218 NP Avenue

PO Box 1389

Fargo, ND 58107-1389

Telephone: 701.237.6983

jbrakke@vogellaw.com

ATTORNEYS FOR CURT AMUNDSON AND

BETH NELSON, AS ASSIGNEE OF THE

ESTATE OF BRAD NELSON