

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

Flasher Farmers Union Grain & Oil
License No. 1063 – Flasher, ND
Suspension

Case No. GE-16-587

STATE OF NORTH DAKOTA)
)ss
COUNTY OF BURLEIGH)

Shelly A. Bauske deposes and says that:

she is over the age of 18 years and not a party to this action and on the 19th day of August, 2016 she deposited in the United States Mail, Bismarck, North Dakota, 2 envelopes by regular mail, with postage fully prepaid, securely sealed and containing a photocopy of:

Order Suspending Warehouse License and Notice of Opportunity to be Heard

The envelopes were addressed as follows:

Nola W. Schafer
Flasher Farmers Union Grain & Oil
PO Box 357
Flasher ND 58535-0357

Darrell Erhardt
President of the Board
414 College St
Flasher ND 58535

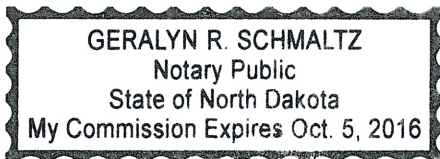
To the best of affiant's knowledge each address shown is the respective addressee's last reasonably ascertainable post office address.

Shelly A Bauske

Subscribed and sworn to before me
this 19th day of August, 2016

Gerald R Schmaltz

Notary Public



**STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION**

**Flasher Farmers Union Grain & Oil
License No. 1063 - Flasher, ND
Suspension**

Case No. GE-16-587

**ORDER SUSPENDING WAREHOUSE LICENSE
AND NOTICE OF OPPORTUNITY TO BE HEARD**

August 17, 2016

Flasher Farmers Union Grain & Oil operates a licensed public grain warehouse at Flasher, North Dakota, under license no. 1063 issued by the Public Service Commission under the provisions of North Dakota Century Code Chapter 60-02.

On June 6, 2016, the Commission received notice that the grain elevator warehouse bond issued to Flasher Farmers Union Grain & Oil will be cancelled. The effective date of cancellation is September 6, 2016. North Dakota Century Code section 60-02-09.1 provides that the Commission shall immediately suspend an elevator's license if the licensee fails to file a replacement bond at least thirty days before cancellation of the current bond filing. As of August 5, 2016, no replacement bond had been filed with the Commission.

Order

The Commission orders that warehouse license number 1063 issued to Flasher Farmers Union Grain & Oil is suspended effective August 6, 2016. The licensee shall:

1. Within five days of receipt of notice, notify each receipt holder with written notice that its warehouse license is suspended and that grain must be removed from the warehouse or it will be priced and redeemed in cash in accordance with North Dakota Century Code section 60-02-41.
2. Keep the Commission's suspension notice conspicuously posted in the office window or on the front driveway door of the elevator.
3. Surrender warehouse license no. 1063 to the Commission.
4. Not receive additional grain for purchase, storage, shipping or processing.

5. Not sell or ship any grain without submitting a written request to the Commission and receiving Commission authorization to do so.

Notice

PLEASE TAKE NOTICE that Flasher Farmers Union Grain & Oil has until September 6, 2016, to procure and file an adequate bond or submit a written request for hearing.

North Dakota Century Code section 60-02-10.1 provides:

The Commission may suspend or revoke the license of any warehouseman for cause upon notice and hearing. Notwithstanding any other provisions of this chapter, the license of a warehouseman must automatically be suspended for failure at any time to have or to maintain either a bond or insurance policy in the amount and type required. . . .

PUBLIC SERVICE COMMISSION



Randy Christmann
Commissioner

Julie Fedorchak
Chairman

Brian P. Kalk
Commissioner