


**PUBLIC SERVICE COMMISSION
STATE OF NORTH DAKOTA**

M E M O R A N D U M

TO: Commissioners Fedorchak, Christmann, and Kalk
Darrell Nitschke
Legal Division

FROM: Sue Richter – Licensing Division Director 

DATE: September 2 2016

RE: Request for Temporary Authority
Facility-Based Grain Buyer License Applications
Border Ag & Energy

On August 26, 2016, Border Ag & Energy, Bottineau, North Dakota, filed license applications to operate as a facility-based grain buyer at Newburg, Russell, Lansford, and Kramer, North Dakota. Border Ag & Energy is assuming all of Souris River Cooperative's grain inventory and grain and credit-sale contract obligations.

On September 1, 2016 Souris River Cooperative merged into Bottineau Farmers Elevator. The merger of these two cooperatives included a name change from Bottineau Farmers Elevator to Border Ag & Energy.

Border Ag & Energy is a North Dakota cooperative association, with an original file date of February 1939. With the addition of these four facilities, Border Ag & Energy will have seven facilities with a combined capacity of 10,012,000 bushels. Border Ag & Energy has a \$770,000 facility based grain buyer bond on file.

Border Ag & Energy notified the Commission it has not operated as a facility-based grain buyer at Newburg, Russell, Lansford, and Kramer and asked that the license applications be approved effective September 1, 2016, the effective date of the merger. Statutory compliance has been met and Staff recommends the license be issued to Border Ag & Energy at Newburg, Russell, Lansford, and Kramer, North Dakota, effective today and that this action be noticed on the Commission's Agenda.

Please sign and date this request which is temporarily approved until the Commission issues an Order on the matter at a subsequent Commission Meeting.

Temporary authority authorized

Commissioner 

Date: Sept. 2, 2016

Attachments