



**GRAIN COMPLAINT**  
 PUBLIC SERVICE COMMISSION  
 SFN 60852 (06-2015)



**Complainant Information**

Name <i>Garrett Novak</i>		Telephone Number <i>218-689-4903</i>
Address <i>11126 State Highway 32 SE</i>		
City <i>St. Hilaire</i>	State <i>MN</i>	ZIP Code <i>56754</i>

**Complaint Against**

Name of Grain Warehouse or Grain Buyer <i>Midwest Grain Trading</i>		Telephone Number
Address <i>218 4th St SW Suite 1</i>		
City <i>Devils Lake</i>	State <i>ND</i>	ZIP Code <i>58301</i>

**Allegations**

Describe the facts of your complaint in detail. If more space is required, continue on a separate sheet of paper.

Have you consulted an attorney?  No  Yes - Provide Contact Information Below.

Name of Attorney	Telephone Number
------------------	------------------

Signature of Person Filing Complaint: 	Date <i>12-3-18</i>
---	------------------------

**NOTICE:** A copy of this complaint will be forwarded to the licensee complained against, providing the licensee an opportunity to respond to the allegations.

The Commission considers all complaints important and will process your complaint in as timely a manner as possible. Please attach copies of any support documents you may have such as written contracts, scale tickets, or other items.

SEND TO: Public Service Commission  
 Licensing Division  
 600 East Boulevard Avenue - Department 408  
 Bismarck, ND 58505-0480  
 Facsimile Number: 701-328-2410  
 E-mail: [srichter@nd.gov](mailto:srichter@nd.gov)

To whom it may concern,

I contracted 5000 bushels of yellow peas through a broker (East Central Grain Marketing-contract documents included) to be sold/delivered to Midwest Grain Trading on 5/10/18. I was in contact with Chris at Midwest Grain a couple times about taking delivery of the peas contracted and was told it would be mid to late summer before the peas could be delivered. On October 2 2018 Chris contacted me about delivering the contracted peas to Crookston Bean in Crookston MN to be processed there. Loads were hauled on October 3rd, 4th, and the 9th with a total of 5,032.66 bushels delivered to Crookston bean. I was in contact with Chris on the second week of November regarding payment, he told me the check was on the bosses desk waiting to get signed, he told me it should go out Friday the 9th of November. With no mail on Monday the 12 due to Veterans Day, I let it slide a few days. No check in the mailbox Wednesday November 14th so I sent Chris a text stating that I will drive over to their office to pick up the check up, I received no response from him, which was unusual and made me nervous. I was contacted a few day days later from Dan Stommes owner of East Central Grain stating that Midwest Grain Trading was having trouble making checks good with other clients of his and it didnt sound good to him with future of Midwest. I contacted Derek at Crookston Bean and he had been paid for the peas I delivered to him for processing.

I figured my claim should be around 34,977.00 for the peas delivered under contract.

Sincerely



Garrett Novak

# Trade Confirmation #21272

East Central Grain Marketing Inc.  
13033 Ridgedale Dr, PMB 165  
Minnetonka MN 55305  
(952) 476-0127

Contract Date: 5/10/18

**Seller:** Gerrett Novak  
11126 State Hwy 32 SE  
St Hiliare, MN 56754  
Gerrett - 218-689-4904  
ganovak@gvtel.com

**Buyer:** Midwest Grain Trading  
313 5th Ave NE  
Devils Lake, ND 58301  
Chris - 701-381-1028  
midwestgraintrading@gmail.com

**Quantity:** 5,000 bu

**Commodity:** #2 Yellow Peas

**Shipment:** Jun 1, 2018 - Jun 30, 2018

**Origin:** Near  
St Hiliare, MN 56754

**Weights:** Destination

**Grades:** Destination

**Price Basis:** Origin

**Price Paid To Seller:** \$7.00 bu (Contract Price)

**Brokerage to ECGM Inc.:** \$0.05 bu

**Seller's Net:** \$7.00 bu - \$0.05 bu ECGM Inc. = \$6.95 bu

**Governing Contract:** National Feed and Grain Association

**Payment:** Per Agreement

**Discount Schedule:** Destination

**Note:** No GMO, MOISTURE: 13.5%, 2% Shrink each point 13.6-16.0,  
Splits paid a full price

Advise immediately if terms are not in accordance with your understanding. ECGM Inc. acts as a broker only and assumes no responsibility for fulfillment of contract.

Code: DVVKH



Chris >

home 218-964-5480

Wednesday 5:01 PM

I haven't seen that check for the peas yet.. I'll have to make a trip over to pick it up I guess

Delivered

Yesterday 2:00 PM

I need to get paid for those peas I delivered.

Subject

iMessage



CERTIFICATE OF WEIGHT  
**CROOKSTON BEAN INC.**  
1600 S. Main St.  
Crookston, MN 56716-0053

DRIVER:

ON  
 OFF

1st Wt.

2nd Wt.

85980  
27180  

---

58800  
980<sup>ex</sup>

10.318

NAME:

Garrett Novak

NAME:

St. Hillaire, MN

ADDRESS:

LOAD OF

Peas

FROM

TO

CROK BEAN

FEES \$

506



AGENT or MANAGER

CERTIFICATE OF WEIGHT  
**CROOKSTON BEAN INC.**  
1600 S. Main St.  
Crookston, MN 56716-0053

DRIVER:

ON  
 OFF

1st Wt.

2nd Wt.

91400  
27100  

---

64300  
1071<sup>67</sup>

10-4-18

NAME:

Garrett Nevak

NAME:

ADDRESS:

LOAD OF

Peas

FROM

TO

Crookston Bean

FEES \$

507



AGENT or MANAGER

CERTIFICATE OF WEIGHT

# CROOKSTON BEAN INC.

1600 S. Main St.  
Crookston, MN 56716-0053

DRIVER:

ON  
 OFF

1st Wt.  
2nd Wt.

81340  
27060  
~~54380~~ 54280  
~~906<sup>32</sup>~~ 904.66

10-7-18

NAME: Garrett Novak

NAME: \_\_\_\_\_

ADDRESS: \_\_\_\_\_

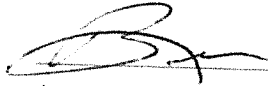
LOAD OF Peas

FROM \_\_\_\_\_

TO Crookston

FEES \$ \_\_\_\_\_

508



AGENT or MANAGER

**CROOKSTON BEAN INC.**

1600 S. Main St.  
Crookston, MN 56716-0053

DRIVER:

ON  
 OFF

1st Wt.  
2nd Wt.

83620  
26960  
56660

944.33

10-418

NAME:

Garrett Novak

NAME:

St. Hillair, MN

ADDRESS:

LOAD OF

Peas

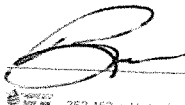
FROM

TO

CROK BEAN

FEES \$

510



AGENT or MANAGER

362-453 • Victor Lundeen Co., Printers • Fergus Falls, MN • 1-800-346-4870

CERTIFICATE OF WEIGHT  
**CROOKSTON BEAN INC.**  
1600 S. Main St.  
Crookston, MN 56716-0053

DRIVER:

ON  
 OFF

1st Wt.

2nd Wt.

91140

23220

67920

1132<sup>α</sup>

10-9-18

NAME:

Garritt Novak

NAME:

ADDRESS:

St. Heitler

LOAD OF

Peas

FROM

TO

CROK BEAN

FEES \$

511



AGENT or MANAGER

362.463 • Victor Lundeen Co., Printers • Fergus Falls, MN • 1-800-346-4870