

Crockford, Konrad S.

From: efilmingmail@tylerhost.net
Sent: Thursday, December 20, 2018 09:04
To: Tiffany Knopik
Subject: Filing Accepted for Case: 35-2018-CV-00088; Public Service Commission vs. Hunter Hanson d/b/a NoDak Grain, et al.; Envelope Number: 3247015



**North Dakota
Court System**

Filing Accepted

Envelope Number: 3247015
Case Number: 35-2018-CV-00088
Case Style: Public Service Commission vs.
Hunter Hanson d/b/a NoDak Grain, et al.

The filing below was reviewed and has been accepted by the clerk's office. You may access the file stamped copy of the document filed by clicking on the below link.

| Filing Details | |
|----------------------------|---|
| Court | Pierce County - Northeast District |
| Case Number | 35-2018-CV-00088 |
| Case Style | Public Service Commission vs. Hunter Hanson d/b/a NoDak Grain, et al. |
| Date/Time Submitted | 12/19/2018 4:52 PM CST |
| Date/Time Accepted | 12/20/2018 9:02 AM CST |
| Accepted Comments | |
| Filing Type | Exhibit |
| Filing Description | Exhibit D - Documents from Berthold Farmers |
| Activity Requested | EFile |
| Filed By | Mitchell Armstrong |
| Filing Attorney | Mitchell Armstrong |

| Document Details | |
|--|---|
| Lead Document | Exhibit D.pdf |
| Lead Document Page Count | 14 |
| File Stamped Copy | View Stamped Document |
| This link is active for 30 days. If the link above is not accessible, copy this URL into your browser's address bar to view the document: https://northdakota.tylerhost.net/ViewDocuments.aspx?FID=b6f5e3cc-6117-466a-b25b-ac0d280b24a1 | |

For technical assistance, contact your service provider or
North Dakota Court's Information Technology Department 701-328-4218
Please do not reply to this email. It was automatically generated.

From: Dan A. Mostad <DMostad@bertholdfarmers.com>
Sent: Tuesday, November 20, 2018 10:12
To: Crockford, Konrad S.; -Info-Public Service Commission
Cc: Tamara (Dee Dee) Sauer
Subject: RE: Midwest Grain Trading Claim
Attachments: SharpScanner@bertholdfarmers.com_20181120_105542.pdf

CAUTION: This email originated from an outside source. Do not click links or open attachments unless you know they are safe.

I apologize. There was one page in the initial scan that should not have been there. Please disregard first attachment, and use this one.

Thank you and sorry for the confusion,

Dan Mostad
General Manager
Berthold Farmers Elevator
ph: 701-453-3431, mobile: 701-340-9910

From: Dan A. Mostad
Sent: Tuesday, November 20, 2018 10:04 AM
To: 'kcrockford@nd.gov' <kcrockford@nd.gov>; 'ndpsc@nd.gov' <ndpsc@nd.gov>
Cc: Tamara (Dee Dee) Sauer <tsauer@bertholdfarmers.com>
Subject: Midwest Grain Trading Claim

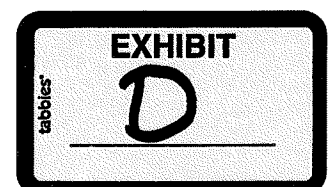
Executive Director,

Please find Berthold Farmers Elevator, LLC's claim letter attached. We will also be mailing this letter to you.

Please let us know if you have any questions or need additional information.

Thank you,

Dan Mostad
General Manager
Berthold Farmers Elevator
ph: 701-453-3431, mobile: 701-340-9910





Public Service Commission,

We are writing to put in a claim against Midwest Grain Trading of Devils Lake, ND.

We entered into a contract with Midwest Grain Trading on 6-27-18, for them to purchase 10,000 bu of Yellow Peas at \$6.90/bu FOB Berthold, ND. The contract was brokered by East Central Grain Marketing, INC, of Minnetonka, MN. (Contract attached).

There were 4 loads picked up between 10/1 and 10/3 from Berthold. (Scale tickets attached).

On 10-15-18 an email was sent to Hunter Hanson (midwestgraintrading@gmail.com) and Chris Peters (chris.midwestgraintrading@gmail.com), that included an invoice for \$28,540.75 and scale tickets/BOL's, for the loads that were picked up.

Since we heard that Midwest Grain Trading bounced checks, we have instructed our scale to not load additional grain for their account. We still have 5,863.88 bu open on that contract. The current market is \$5.70 equivalent FOB Berthold. Therefore we would also like to claim \$7,036.65, in outstanding contract equity. (Details attached)

We appreciate your cooperation and are willing to answer any follow up questions or provide additional backup information.

Dan Mostad

General Manager, Berthold Farmers Elevator, LLC

Trade Confirmation #21483

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

Contract Date: 6/27/18

Seller: Berthold Farmers Elevator
PO Box38
#1 S Main St
Berthold, ND 58718
Dan Mostad - 701-453-3431
DMostad@bertholdfarmers.com

Buyer: Midwest Grain Trading
313 5th Ave NE
Devils Lake, ND 58301
Hunter - 701-381-1022
hunter.midwestgraintrading@gmail.com

Quantity: 10,000 bu

Commodity: #2 Yellow Peas

Shipment: Jul 1, 2018 - Jul 31, 2018

Origin: Berthold, ND 58718

Weights: Destination

Grades: Destination

Price Basis: Origin

Price Paid To Seller: \$6.90 bu (Contract Price)

Brokerage to ECGM Inc.: \$0.10 bu

Seller's Net: \$6.90 bu - \$0.10 bu ECGM Inc. = \$6.80 bu

Governing Contract: National Feed and Grain Association

Payment: Per Agreement

Discount Schedule: Destination

Note: Trucks to call 1 day in advance to loading / Splits paid at full price / No GMO Grains

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: ZCCSG

Ashlee Huff

From: Ashlee Huff
Sent: Monday, October 15, 2018 11:12 AM
To: 'Hunter Hanson'; 'midwestgraintrading@gmail.com'; 'Chris Peters'
Subject: YP Inv 20181012
Attachments: SharpScanner@bertholdfarmers.com_20181015_092752.pdf

Good morning,

If you have any questions or need anything else for the attached invoice please let me know.

Thank you and have a great week!

Ashlee Huff

BFE LLC.

ahuff@bertholdfarmers.com

BERTHOLD FARMERS ELEVATOR
1 MAIN ST S
BERTHOLD, ND 58718

SEND TO: MIDWEST GRAIN TRADING
PO BOX 183
LEEDS ND 58346

INVOICE 20181012 10/12/2018

| BOL DATE | BOL | CONT # | COMM | BU | PR/BU | AMOUNT DUE |
|----------------------|-------|--------|------|---------|--------|--------------------|
| 10/01/2018 | 65797 | 21483 | YP | 997.33 | \$6.90 | \$6,881.58 |
| 10/02/2018 | 65799 | 21483 | YP | 1046.67 | \$6.90 | \$7,222.02 |
| 10/03/2018 | 65804 | 21483 | YP | 1029.67 | \$6.90 | \$7,104.72 |
| 10/03/2018 | 65805 | 21483 | YP | 1062.67 | \$6.90 | \$7,332.42 |
| TOTAL DUE | | | | | | \$28,540.75 |

AYMENT DUE WITHIN 30 DAYS OF THE DATE OF THIS INVOICE!
THIS DOES NOT INCLUDE ANY PREMIUMS OR DISCOUNTS

of m

Berthold Farmers Elevator, LLC

1 South Main Street Berthold, ND 58718 Ph. (701) 453-3431

Ticket Number
00215086

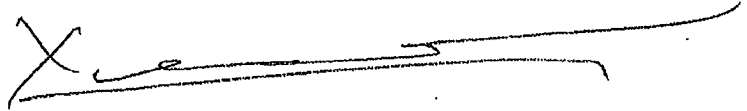
Field Peas - Outbound

WN=000136928

| | | | | | | | |
|--|--|-------------------------|--|---|-------------------------|----------|-----------------|
| Customer Number - 311018 | | | | | 10/01/2018 | | |
| Midwest Grain DAKOTA DRY BEAN 215 MAIN ST W CRARY ND 58327 | | | | | Vehicle - DAHL TRUCK | | |
| | | | | | Driver - YELLOW PEAS ON | | |
| Weights - 10/01/18 - JM | | Remarks/Instructions | | Factor Code | Grade | Disc/Bu. | Other Discounts |
| 08:02 Gross 92040 | | | | DOCKAGE MOISTURE TEST WEIGH TTL DAMAGE | | | |
| 07:36 Tare 32200 | | | | | | | |
| Net 59840 | | | | | | | |
| Grs Bu. 997.33 Net Bu. 997.33 | | YELLOW PEAS Bin - H2 | | | | | |

DAKOTA DRY BEAN

997.33 Bu. 100.00 %



TRUCK LICENSE NO.
X 155 RND
TRAILER LICENSE NO.
X 1525 ND
DATE
10-1-18

BERTHOLD FARMERS ELEVATOR LLC

#1 Main Street South
BERTHOLD, NORTH DAKOTA 58718
Phone: (701) 453-3431

LADING NO.
B 65797

| | | | |
|--|-----------------|--|----------------------------|
| CONSIGNEE TO: Dakota Dry Bean | | APPLY ON CONTRACT NO. 21483 | SCALE TICKET NO. 215082 |
| | | <input type="checkbox"/> SELL ON ARRIVAL | GROSS POUNDS 92040 |
| | | <input type="checkbox"/> STORAGE | TARE POUNDS 32200 |
| GRAIN Yellow Peas Soybeans | GRADE & FACTORS | SHIPPER'S WEIGHT | NET POUNDS 59840 |
| DESTINATION ELEVATOR Dakota Dry Bean | | | GROSS BUSHELS 997 133 |
| LOCATION (CITY & STATE) Crary ND. | | | NET BUSHELS 997 133 |
| FREIGHT TO BE PAID BY <input type="checkbox"/> SHIPPER <input type="checkbox"/> BUYER | | | |
| COMMENTS: | | | |

FREIGHT BILL

DATE

SCALE TICKET NO.

DESTINATION WGT.

FREIGHT CHARGES

CARRIER TO BE FULLY RESPONSIBLE AND ABSOLUTELY LIABLE FOR ANY LOSS OR DAMAGE TO THIS DESCRIBED CARGO REGARDLESS OF THE CIRCUMSTANCES OCCASIONING SUCH LOSS.
The carrier acknowledges receipt of and the shipper acknowledges delivery to carrier of kind, grade and quality described which carrier shall deliver to destination shown.

BERTHOLD FARMERS ELEVATOR LLC
BERTHOLD, NORTH DAKOTA 58718

SHIPPER _____

X CARRIER PAHL TRUCKING

LOADED BY JM

ADDRESS Langford ND

- 1) WHITE - Elevator Copy
- 2) YELLOW - Trucker Copy
- 3) PINK - Destination Copy
- 4) YELLOW - Mail Copy
- 5) GOLDENROD - File Copy

X BY _____
CHAUFFEUR LICENSE NO. 187

Berthold Farmers Elevator, LLC

1 South Main Street Berthold, ND 58718 Ph. (701) 453-3431

Ticket Number
00215088

Field Peas - Outbound

WN=O00136942

| | | | | | | |
|---|----------------------|---|-------|----------|--|-----------------|
| Customer Number - 344048 | | 10/02/2018 | | | | |
| Midwest Grain DAKOTA DRY BEAN 215 MAIN ST W CRARY ND 58327 | | | | | | |
| | | Driver - | | ON | | |
| Weights - 10/02/18 - TH | Remarks/Instructions | Factor Code | Grade | Disc/Bu. | | Other Discounts |
| 11:16 Gross 94520 10:59 Tare 31720 <hr/> Net 62800 | | DOCKAGE MOISTURE TEST WEIGH TTL DAMAGE | | | | |
| Grs Bu. 1,046.67 Net Bu. 1,046.67 | YP Bin - H3 | | | | | |

DAKOTA DRY BEAN

1046.67 Bu. 100.00 %

X _____

| |
|----------------------------------|
| TRUCK LICENSE NO. X 155 7ND |
| TRAILER LICENSE NO. X 1945 2D |
| DATE 10-2-18 |

BERTHOLD FARMERS ELEVATOR LLC

#1 Main Street South
BERTHOLD, NORTH DAKOTA 58718
Phone: (701) 453-3431

| |
|------------------------------|
| LADING NO. B 65799 |
| FREIGHT BILL |
| DATE |
| SCALE TICKET NO. |
| DESTINATION WGT. |
| FREIGHT CHARGES |

| | | | |
|---|--|--|-----------------------------------|
| CONSIGNEE TO: Dakota Dry Bean | | APPLY ON CONTRACT NO. 21483 | SCALE TICKET NO. 215088 |
| | | <input type="checkbox"/> SELL ON ARRIVAL | GROSS POUNDS 7400 |
| | | <input type="checkbox"/> STORAGE | TARE POUNDS 31720 |
| GRAIN 4 Peas | GRADE & FACTORS | | NET POUNDS 62800 |
| DESTINATION ELEVATOR | | | GROSS BUSHELS 1046 167 |
| LOCATION (CITY & STATE) Crow ND | FREIGHT TO BE PAID BY <input type="checkbox"/> SHIPPER <input type="checkbox"/> BUYER | | NET BUSHELS 1046 167 |
| COMMENTS: | | | |

CARRIER TO BE FULLY RESPONSIBLE AND ABSOLUTELY LIABLE FOR ANY LOSS OR DAMAGE TO THIS DESCRIBED CARGO REGARDLESS OF THE CIRCUMSTANCES OCCASIONING SUCH LOSS.

The carrier acknowledges receipt of and the shipper acknowledges delivery to carrier of kind, grade and quality described which carrier shall deliver to destination shown.

BERTHOLD FARMERS ELEVATOR LLC
BERTHOLD, NORTH DAKOTA 58718

SHIPPER _____

LOADED BY TH

CARRIER XITTL TRAILING

ADDRESS Wagon rd

BY [Signature]
CHAUFFEUR
LICENSE NO. _____

- 1) WHITE - Elevator Copy
- 2) YELLOW - Trucker Copy
- 3) PINK - Destination Copy
- 4) YELLOW - Mail Copy
- 5) GOLDENROD - File Copy

Berthold Farmers Elevator, LLC

1 South Main Street Berthold, ND 58718 Ph. (701) 453-3431

Ticket Number
00215093

Field Peas - Outbound

WN=O00136976

| Customer Number - 312186 | | 10/03/2018 | | | | |
|---|----------------------|-------------|-------|----------|--|-----------------|
| MIDWEST GRAIN TRADING PO BOX 183 LEEDS ND 58346 | | | | | | |
| | | Driver - | | ON | | |
| Weights - 10/03/18 - JM | Remarks/Instructions | Factor Code | Grade | Disc/Bu. | | Other Discounts |
| 07:58 Manual Wgt. Gross 94640 | | DOCKAGE | | | | |
| 07:58 Manual Wgt. Tare 32860 | | MOISTURE | | | | |
| Net 61780 | | TEST WEIGH | | | | |
| | | TTL DAMAGE | | | | |
| Grs Bu. 1,029.67 Net Bu. 1,029.67 | YP Bin - H2 | | | | | |

MIDWEST GRAIN TRADING

1029.67 Bu. 100.00 %



Dahl
Truckings

TRUCK LICENSE NO. 17596P NIS
TRAILER LICENSE NO. 154618 N11
DATE 10-3-18

BERTHOLD FARMERS ELEVATOR LLC

#1 Main Street South
BERTHOLD, NORTH DAKOTA 58718
Phone: (701) 453-3431

LADING NO. B 65804
FREIGHT BILL
DATE
SCALE TICKET NO.
DESTINATION WGT.
FREIGHT CHARGES

| | | | |
|---|-----------------|--|----------------------------|
| CONSIGNEE TO: Midwest Trading | | APPLY ON CONTRACT NO. 21483 | SCALE TICKET NO. 215093 |
| | | <input type="checkbox"/> SELL ON ARRIVAL <input type="checkbox"/> STORAGE | GROSS POUNDS 941610 |
| GRAIN Yellow Peas | GRADE & FACTORS | SHIPPER'S WEIGHT | TARE POUNDS 32,860 |
| DESTINATION ELEVATOR Dakota Dry Bean | | | NET POUNDS 61780 |
| LOCATION (CITY & STATE) Crary ND. | | | GROSS BUSHELS 1029167 |
| COMMENTS: | | | NET BUSHELS 1029167 |

CARRIER TO BE FULLY RESPONSIBLE AND ABSOLUTELY LIABLE FOR ANY LOSS OR DAMAGE TO THIS DESCRIBED CARGO REGARDLESS OF THE CIRCUMSTANCES OCCASIONING SUCH LOSS.
The carrier acknowledges receipt of and the shipper acknowledges delivery to carrier of kind, grade and quality described which carrier shall deliver to destination shown.

BERTHOLD FARMERS ELEVATOR LLC BERTHOLD, NORTH DAKOTA 58718

SHIPPER _____

CARRIER Dahl

LOADED BY DM

ADDRESS Lund Co. Rd N.D.

- 1) WHITE - Elevator Copy
- 2) YELLOW - Trucker Copy
- 3) PINK - Destination Copy
- 4) YELLOW - Mail Copy
- 5) GOLDENROD - File Copy

BY Dave LaPoint
CHAUFFEUR LICENSE NO. _____

Ticket Number
00215094

Berthold Farmers Elevator, LLC
1 South Main Street Berthold, ND 58718 Ph. (701) 453-3431
Field Peas - Outbound

WN=000136978

10/03/2018

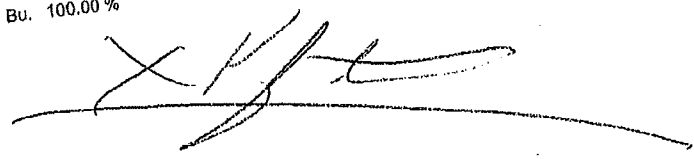
Customer Number - 311018

Midwest Grain
~~DAKOTA DRY BEAN~~
215 MAIN ST W
CRARY ND 58327

| Weights - 10/03/18 - TH | | Remarks/Instructions | Driver - | | ON | | Other Discounts |
|-------------------------|--------------|----------------------|---|-------|----------|--|-----------------|
| | | | Factor Code | Grade | Disc/Bu. | | |
| 15:35 Gross | 95160 | | DOCKAGE MOISTURE TEST WEIGH TTL DAMAGE | | | | |
| 14:33 Tare | 31400 | | | | | | |
| Net | 63760 | | | | | | |
| Grs Bu. 1,062.67 | | YP | | | | | |
| Net Bu. 1,062.67 | | Bin - H2 | | | | | |

1062.67 Bu. 100.00 %

DAKOTA DRY BEAN



| |
|--|
| TRUCK LICENSE NO. X 12252P |
| TRAILER LICENSE NO. X T 199550 |
| DATE 11-3-18 |

BERTHOLD FARMERS ELEVATOR LLC

#1 Main Street South
 BERTHOLD, NORTH DAKOTA 58718
 Phone: (701) 453-3431

| |
|------------------------------|
| LADING NO. B 65805 |
|------------------------------|

| | | | |
|--|-----------------|--|-----------------------------------|
| CONSIGNEE TO: Dakota Dry Bean | | APPLY ON CONTRACT NO. 21483 | SCALE TICKET NO. 215094 |
| | | <input type="checkbox"/> SELL ON ARRIVAL | GROSS POUNDS 95160 |
| | | <input type="checkbox"/> STORAGE | TARE POUNDS 31400 |
| GRAIN X Peas | GRADE & FACTORS | | NET POUNDS 63760 |
| DESTINATION ELEVATOR | | | GROSS BUSHELS 1062 67 |
| LOCATION (CITY & STATE) Minot ND | | FREIGHT TO BE PAID BY <input type="checkbox"/> SHIPPER <input type="checkbox"/> BUYER | NET BUSHELS 1062 67 |
| COMMENTS: | | | |

| |
|------------------|
| FREIGHT BILL |
| DATE |
| SCALE TICKET NO. |
| DESTINATION WGT. |
| FREIGHT CHARGES |

CARRIER TO BE FULLY RESPONSIBLE AND ABSOLUTELY LIABLE FOR ANY LOSS OR DAMAGE TO THIS DESCRIBED CARGO REGARDLESS OF THE CIRCUMSTANCES OCCASIONING SUCH LOSS.
 The carrier acknowledges receipt of and the shipper acknowledges delivery to carrier of kind, grade and quality described which carrier shall deliver to destination shown.

BERTHOLD FARMERS ELEVATOR LLC
 BERTHOLD, NORTH DAKOTA 58718

SHIPPER _____

CARRIER **X Dahl**

LOADED BY **TH**

ADDRESS _____

- 1) WHITE - Elevator Copy
- 2) YELLOW - Trucker Copy
- 3) PINK - Destination Copy
- 4) YELLOW - Mail Copy
- 5) GOLDENROD - File Copy

BY **X Kj [Signature]**

CHAUFFEUR
 LICENSE NO. _____

Dan A. Mostad

From: Zach Herschman <zach@eastcentralgrain.com>
Sent: Tuesday, November 20, 2018 8:53 AM
To: Dan A. Mostad
Subject: Re: Yellow Peas

That isn't a very strong market for us right now.

~~\$5.70 Delivered to Wheatland ND - Valley Grain Milling~~
\$5.95 delivered to Viterra In Minot.)

These are subject to confirm.

On Tue, Nov 20, 2018 at 8:29 AM Dan A. Mostad <DMostad@bertholdfarmers.com> wrote:

Zach,

What are you seeing for Yellow Pea bids, on a Fob Berthold equivalent, this morning?

Thanks,

Dan Mostad
General Manager
Berthold Farmers Elevator
ph: 701-453-3431, mobile: 701-340-9910

*\$5.95 dlv'd Minot
0.25 Freight Berthold to Minot*

\$ 5.70/bn FOB equivalent Berthold

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East Central Grain Marketing Inc.
13033 Ridgedale Dr, PMB 165
Minnetonka MN 55305

Zach Herschman
East Central Grain Marketing
O:952-476-0127
C:605-951-4655