



GRAIN CLAIM FORM
PUBLIC SERVICE COMMISSION
 SFN 60853 (01/2019)



In accordance with North Dakota Century Code Chapters 60-02, 60-02.1, and 60-04:

Any person with a noncredit-sale receipt holder claim or any person with a credit-sale contract claim shall file the claim with the Public Service Commission. **A claim must be filed within 45 days after the final publication of the "Notice of Appointment as Trustee and Notice to File Claims."**

Any person filing a claim shall include receipts or other documentation sufficient to enable the Commission to determine the validity of the claim. This could include unsatisfied grain receipts, scale tickets, checks, cash contracts, credit-sale contracts, or other memoranda given by the licensee for, or as evidence of, the receipt, storage, or sale of grain.

Unless a claim is filed with the Public Service Commission within the time specified, the Commission is relieved of further duty or action on behalf of the receipt holder or credit-sale contract claimant and the receipt holder or credit-sale contract claimant may be barred from payment for any amount due.

FOR COMMISSION USE ONLY	
PSC Case Number: GE-18-395	
Civil Number:	

CLAIMANT INFORMATION			
Claimant Name (as used on income tax return) Co-op Elevator of McClusky		Telephone Number 701-363-2529	
Mailing Address P.O. Box 469, 312 Avenue A West		Email Address brian mccoop@westriv.com	
City McClusky	State ND	ZIP Code 58463	

CLAIM AGAINST			
Name of Grain Warehouse or Grain Buyer Hunter Hanson d/b/a Midwest Grain Trading		Telephone Number 701-381-9716	
Address P.O. Box 746		Email Address	
City Devils Lake	State ND	ZIP Code 58301	

Did you make written demand for payment or redelivery if available? No Yes, date of written demand: _____

ADDITIONAL PARTIES WITH AN INTEREST IN THE CLAIM			
List each interested party in this unpaid grain claim. Attach additional pages if necessary.			
Name (as used on income tax return)		Telephone Number	
Mailing Address	City	State	ZIP Code
Email Address	Interest	% of Claim or \$ Amount	
Name (as used on income tax return)		Telephone Number	
Mailing Address	City	State	ZIP Code
Email Address	Interest	% of Claim or \$ Amount	
Name (as used on income tax return)		Telephone Number	
Mailing Address	City	State	ZIP Code
Email Address	Interest	% of Claim or \$ Amount	

CLAIM SUMMARY

Use one line per commodity. Attach additional pages if necessary.

Date	Type of Grain	Price per Bushel/CWT	Net Bushel/CWT Indicate Bu. or CWT below		Amount Owed
October 31, 2018	Hard Red Spring Wheat	\$ 6.09	126,110	Bu. / CWT	\$ 768,370.40
		\$		Bu. / CWT	\$
		\$		Bu. / CWT	\$
		\$		Bu. / CWT	\$
Total Amount of Claim			126,110	Bu. / CWT	\$ 768,370.40

Briefly describe your claim using the space below. Please include any of the following: details of your agreement/contract, grain on storage, grain broker involvement, any additional information you wish to add.

Midwest Grain Trading agreed to purchase wheat from the Co-op Elevator of McClusky ("the Elevator") in exchange for payment. The price per bushel total above is an average of the contracted prices which are detailed in the Purchase Contracts which were submitted on February 4, 2019, along with the claim letter.

Midwest Grain Trading remitted partial payment to the Elevator in the form of a check dated October 16, 2018 in the amount of \$332,433.03, which was returned for insufficient funds on October 18, 2018. Midwest Grain Trading issued a second check for \$332,433.03 which represented half of the amount due to the Elevator on October 26, 2018. The second check was also returned for insufficient funds on October 31, 2018. The elevator recieved no payment from Midwest Grain Trading.

Are any offsets owed? No Yes, provide amount and detail.

CLAIM DOCUMENTS

Attach copies of the following support documents if applicable to your claim:

- Scale Tickets
- Warehouse Receipts
- Settlement/Assembly Sheets
- Purchase Contracts
- Credit-Sale Contracts
- NSF Checks
- Written Demand for Payment or Redelivery sent to Grain Warehouse and/or Grain Buyer
- Any additional information you wish to include.

Please indicate below if your claim documents are enclosed or if they were previously submitted (if applicable, check both boxes).

Claim Documents Enclosed

Claim Documents Previously Submitted

NOTE: Lien searches will be done. If an active lien is found, any or each lien holder will be included as a payee on the check and a copy of the check will be mailed to the active lien holder(s).

Mail completed form and claim documents to:

Public Service Commission
600 E. Boulevard Ave., Dept. 408
Bismarck, ND 58505-0480

I certify under penalty of perjury that the information stated in and attached to this grain claim is true and correct.

Signature of Individual Filing Grain Claim 	Date April 2, 2019
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Crockford, Konrad S.

From: Jeffcoat-Sacco, Illona
Sent: Tuesday, April 02, 2019 16:16
To: Crockford, Konrad S.
Subject: FW: PSC v. Hunter Hanson d/b/a Midwest Grain Trading et al.
Attachments: Grain Claim Form.pdf

Illona A. Jeffcoat-Sacco
ND PSC
701-328-2407 (fax 2410)
ijs@nd.gov

From: Andrew J. Eggebrecht <aeggebrecht@vogellaw.com>
Sent: Tuesday, April 02, 2019 4:11 PM
To: Jeffcoat-Sacco, Illona <ijs@nd.gov>
Cc: MArmstrong@smithporsborg.com; Justin J. Hagel <jhagel@vogellaw.com>; Jennifer J. Chillemi <jchillemi@vogellaw.com>
Subject: PSC v. Hunter Hanson d/b/a Midwest Grain Trading et al.

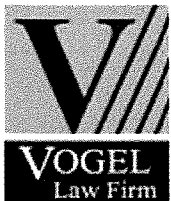
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Ms. Jeffcoat-Sacco

Please find attached Grain Claim Form completed by Co-op Elevator of McClusky (the "Elevator"), as part of its claim, PSC Case No. GE-18-395. As the Grain Claim Form identifies, the Elevator submitted its claim letter and supporting documents on February 4, 2019. Please let us know if any further information is needed for the Elevator's claim.

Thank you,

Andrew J. Eggebrecht | Senior Paralegal



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