

Crockford, Konrad S.

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**North Dakota
Court System**

Filing Accepted

Envelope Number: 3608004
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	11/1/2019 9:03 AM CST
Date/Time Accepted	11/1/2019 9:55 AM CST
Accepted Comments	
Filing Type	Exhibit
Filing Description	19 - Derek Morey
Activity Requested	EFileAndServe
Filed By	Mitchell Armstrong
Filing Attorney	Mitchell Armstrong

Document Details	
Lead Document	Exhibit 19 to Aff of AJS.pdf
Lead Document Page Count	3
File Stamped Copy	View Stamped Document
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North Dakota Court's Information Technology Department 701-328-4218
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Claimant Name & Address	
Derek Morey 10901 86th Street SE Minot, ND 58701	
Contact - Derek Morey 701-509-9676 d_moreyfarms@hotmail.com	

Date Claim Filed	January 17, 2019
Date Payment Demand Made	No written demand

PSC Calculated value total	\$ 145,269.36
Less other payments	

\$ 145,269.36 **Total cash claim**

	Settlement #	Date	date	Date	date
ECGM Trade Confirmation #	193	na			
Seller Contract #	na				
Midwest Contract #	187246	8/2/2018			
Claim applied against:		Cash			
Commodity		Spring Wheat			
Contracted Price Per Bushel	\$	6.00			
Contracted Bushels		24,000.00			
Delivered bushels*		23,779.12	-		-
Gross Amount Due*	\$	145,626.06	\$	-	\$
Less Total Fees & assessments*	\$	356.70	\$	-	\$
PSC calculated value*	\$	145,269.36	\$	-	\$
Estimated Value per Midwest	\$	145,889.80			
Claimant calculated claim		\$145,889.80			



Comments:

1. Differences in claim calculations explained:
 - a. Claimant used the amount based off of the check they received from NoDak Grain.
 - i. Check #1050 for \$145,889.80 that was written on 11-02-19 and returned for STOP PAYMENT on 11-15-19.
 - b. MGT/NoDak incorrectly calculated the amount owed to the claimant.
 - i. Did not correctly calculate the grain checkoff assessment that would be deducted prior to final settlement.
 - ii. On scale ticket #155127 from ADM – Hensler the protein premium was overstated.
2. There is a lien on the grain in this claim as stated by the claimant. The calculations and claim summary made by the PSC currently do not take into account how that will be handled in the insolvency proceedings.

Summary table of how value of each load calculated:

Destination Information - inbound			Pricing				Scale ticket/Grade Factors				Contracts						
Elevator	Scale Ticket #	Delivery Date	Net Bu	Base Price	Prem. & Disc. per bu	Net Price per Bu	Gross Amount Due	Checkoff	NET Amount Due	TW	MST	Protein	Dock	Estimate #	ECGM #	Seller Contract	Midwest Contract
ADM-Hensler	154876	9/4/2018	978.10	\$ 6.00	\$ 0.10	\$ 6.10	\$ 5,966.41	\$ 14.67	\$ 5,951.74	62.3	12.6	14.2	0.6	193	na	na	187246
ADM-Hensler	154899	9/5/2018	988.36	\$ 6.00	\$ 0.20	\$ 6.20	\$ 6,127.83	\$ 14.83	\$ 6,113.00	61.2	12.6	14.4	0.4	193	na	na	187246
ADM-Hensler	154920	9/5/2018	981.74	\$ 6.00	\$ 0.20	\$ 6.20	\$ 6,086.79	\$ 14.73	\$ 6,072.06	61.2	12.8	14.5	0.6	193	na	na	187246
ADM-Hensler	154941	9/5/2018	978.10	\$ 6.00	\$ 0.10	\$ 6.10	\$ 5,966.41	\$ 14.67	\$ 5,951.74	61.3	12.7	14.2	0.7	193	na	na	187246
ADM-Hensler	154956	9/6/2018	962.19	\$ 6.00	\$ -	\$ 6.00	\$ 5,773.14	\$ 14.43	\$ 5,758.71	61.9	12.7	14.1	0.6	193	na	na	187246
ADM-Hensler	155127	9/11/2018	965.79	\$ 6.00	\$ 0.30	\$ 6.30	\$ 6,084.48	\$ 14.49	\$ 6,069.99	61.5	13.4	14.6	0.4	193	na	na	187246
ADM-Hensler	155200	9/12/2018	993.68	\$ 6.00	\$ 0.10	\$ 6.10	\$ 6,061.45	\$ 14.91	\$ 6,046.54	62.2	13.0	14.2	0.3	193	na	na	187246
ADM-Hensler	155228	9/12/2018	989.70	\$ 6.00	\$ (0.05)	\$ 5.95	\$ 5,888.72	\$ 14.85	\$ 5,873.87	61.7	12.5	13.9	0.4	193	na	na	187246
ADM-Hensler	155167	9/12/2018	961.21	\$ 6.00	\$ 0.30	\$ 6.30	\$ 6,055.62	\$ 14.42	\$ 6,041.20	61.6	13.7	14.7	0.3	193	na	na	187246
ADM-Hensler	155283	9/13/2018	982.74	\$ 6.00	\$ 0.10	\$ 6.10	\$ 5,994.71	\$ 14.74	\$ 5,979.97	62.1	12.3	14.2	0.9	193	na	na	187246
ADM-Hensler	155306	9/13/2018	972.47	\$ 6.00	\$ 0.10	\$ 6.10	\$ 5,932.07	\$ 14.59	\$ 5,917.48	62.0	12.4	14.2	0.7	193	na	na	187246
ADM-Hensler	155327	9/14/2018	985.38	\$ 6.00	\$ 0.10	\$ 6.10	\$ 6,010.82	\$ 14.78	\$ 5,996.04	61.2	12.4	14.3	0.6	193	na	na	187246
ADM-Hensler	155860	10/1/2018	992.01	\$ 6.00	\$ 0.10	\$ 6.10	\$ 6,051.26	\$ 14.88	\$ 6,036.38	60.9	12.6	14.2	0.5	193	na	na	187246
ADM-Hensler	155882	10/1/2018	1,007.95	\$ 6.00	\$ 0.10	\$ 6.10	\$ 6,148.50	\$ 15.12	\$ 6,133.38	61.5	12.5	14.2	0.4	193	na	na	187246
ADM-Hensler	155895	10/2/2018	1,000.30	\$ 6.00	\$ -	\$ 6.00	\$ 6,001.80	\$ 15.00	\$ 5,986.80	61.7	12.6	14.1	0.5	193	na	na	187246
ADM-Hensler	155915	10/2/2018	1,007.93	\$ 6.00	\$ 0.20	\$ 6.20	\$ 6,249.17	\$ 15.12	\$ 6,234.05	61.5	13.0	14.4	0.5	193	na	na	187246
ADM-Hensler	155923	10/2/2018	1,043.64	\$ 6.00	\$ 0.30	\$ 6.30	\$ 6,574.93	\$ 15.65	\$ 6,559.28	60.8	13.3	14.6	0.7	193	na	na	187246
ADM-Hensler	155935	10/2/2018	1,008.24	\$ 6.00	\$ 0.30	\$ 6.30	\$ 6,351.91	\$ 15.12	\$ 6,336.79	61.4	13.4	14.6	0.6	193	na	na	187246
ADM-Hensler	155937	10/3/2018	1,049.40	\$ 6.00	\$ 0.20	\$ 6.20	\$ 6,506.28	\$ 15.74	\$ 6,490.54	60.4	13.5	14.5	0.5	193	na	na	187246
ADM-Hensler	155959	10/3/2018	987.38	\$ 6.00	\$ 0.20	\$ 6.20	\$ 6,121.76	\$ 14.81	\$ 6,106.95	58.1	13.7	14.5	0.8	193	na	na	187246
ADM-Hensler	155967	10/3/2018	1,037.45	\$ 6.00	\$ 0.20	\$ 6.20	\$ 6,432.19	\$ 15.56	\$ 6,416.63	61.4	13.8	14.5	0.4	193	na	na	187246
Osnabrock	175943	9/7/2018	975.16	\$ 6.00	\$ (0.15)	\$ 5.85	\$ 5,704.69	\$ 14.63	\$ 5,690.06	63.2	12.6	13.5	1.3	193	na	na	187246
Osnabrock	175898	9/6/2018	956.42	\$ 6.00	\$ (0.15)	\$ 5.85	\$ 5,595.06	\$ 14.35	\$ 5,580.71	62.9	12.7	13.5	1.4	193	na	na	187246
ADM-Hensler	115245	9/13/2018	973.78	\$ 6.00	\$ 0.10	\$ 6.10	\$ 5,940.06	\$ 14.61	\$ 5,925.45	61.6	12.4	14.2	0.5	193	na	na	187246