

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.

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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	33 - Ronald St. Croix
Activity Requested	EFileAndServe
Filed By	Mitchell Armstrong
Filing Attorney	Mitchell Armstrong

Document Details	
Lead Document	Exhibit 33 of Aff of AJS.pdf
Lead Document Page Count	3
File Stamped Copy	View Stamped Document
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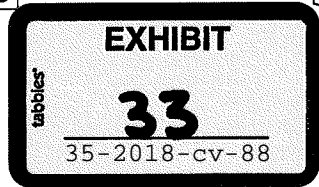
Claimant Name & Address
 Ronald St. Croix
 PO Box 132
 Kenmare, ND 58746
 701-835-2055
rstcroix@restel.com
Attorney: Erich M. Grant
 Office: 701-852-2544
egrant@mcgeelaw.com

Date Claim Filed	March 29, 2018
Date Payment Demand Made	none

PSC Calculated value total	\$	56,087.08
Less other payments		

\$ 56,087.08 **Total cash claim**

	Settlement #	Date	date	Date	date
	na				
ECGM Trade Confirmation #	21355	6/5/2018			
Seller Contract #	na				
Midwest Contract #	na				
Claim applied against:		Cash			
Commodity		Durum			
Contracted Price Per Bushel	\$	6.70			
Contracted Bushels		14,000.00			
Delivered bushels*		8,389.99			
Gross Amount Due*	\$	56,212.93	\$	-	\$
Less Total Fees & assessments*	\$	125.85	\$	-	\$
PSC calculated value*	\$	56,087.08	\$	-	\$
Estimated Value per Midwest					
Claimant calculated claim	\$	56,566.63			



Comments:

1. Summary

- a. Claim form and supporting documents submitted by claimant’s legal counsel received by the PSC March 29, 2019
 - i. Claim documents include Grain Claim Form, summary table of claim calculation and claimed bushels, some destination scale tickets, a freight invoice listing some of the claimed grain, and ECGM trade confirmation #21355.

2. Differences in claim calculations explained:

- a. PSC used net bushels for all loads included in claim, claimant used net bushels for scale tickets he had copies of while the rest used the gross bushels on the freight invoice from Blue Goose Trucking.
- b. Claimant did not account for the commodity checkoff fee that would be deducted prior to final settlement per industry standard practice

3. Items of Note:

- a. NoDak Grain – Rohrville scale ticket #71 listed the seller as “Cody Lacroix” not Ron St. Croix. The PSC attributed these to Ronald St. Croix.
 - i. Per the freight invoice from Blue Goose Trucking (#63) that was included in the submitted claim documents this load was from Ron St. Croix.
 - ii. Claimant included the scale ticket in his list of claimed grain.
 - iii. PSC has no record of a Cody Lacroix.
- b. Osnabrock FEC – Osnabrock scale ticket #64646 was included in the claim calculations however there were some discrepancies:
 - i. In Ron’s claim he stated that he was missing a copy of a scale ticket for one load delivered.
 - ii. This scale ticket was not claimed by any of the three St. Croix claimants.
 - iii. This scale ticket was listed on Deaver Trucking invoice #215 under Dave St. Croix
 - 1. Dave did not include this scale ticket in his claim.
 - iv. Thus the PSC included this scale ticket under Ron St. Croix’s claim.

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	Net Price per Bu	Gross Amount Due	Checkoff	NET Amount Due	TW	MST	Protein	Dock	Estimate #	ECGM #	Seller Contract	Midwest Contract
NoDak - Rohrville	37	9/11/2018	1,122.48	\$ 6.70	\$ 7,520.62	\$ 16.84	\$ 7,503.78	60.5	13.8		1.3	na	21355	na	na
NoDak - Rohrville	38	9/11/2018	1,140.14	\$ 6.70	\$ 7,638.94	\$ 17.10	\$ 7,621.84	60.3	13.7	14.3	1.3	na	21355	na	na
NoDak - Rohrville	71	9/12/2018	1,155.12	\$ 6.70	\$ 7,739.30	\$ 17.33	\$ 7,721.97	63.3	11.6	13.8	1.3	na	21355	na	na
Osnabrock FEC - Osnabrock	65097	11/9/2018	1,230.06	\$ 6.70	\$ 8,241.40	\$ 18.45	\$ 8,222.95	63.0	11.1	13.2	1.7	na	21355	na	na
Osnabrock FEC - Osnabrock	65098	11/9/2018	1,291.32	\$ 6.70	\$ 8,651.84	\$ 19.37	\$ 8,632.47	63.5	11.8	12.7	1.2	na	21355	na	na
Osnabrock FEC - Osnabrock	65099	11/9/2018	1,250.66	\$ 6.70	\$ 8,379.42	\$ 18.76	\$ 8,360.66	62.8	11.0	13.4	1.6	na	21355	na	na
Osnabrock FEC - Osnabrock	64646	9/25/2018	1,200.21	\$ 6.70	\$ 8,041.41	\$ 18.00	\$ 8,023.41	62.5	13.6	12.9	1.0	na	21355	na	na