

Crockford, Konrad S.

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Subject: Filing Accepted for Case: 35-2018-CV-00088; Public Service Commission vs. Hunter Hanson d/b/a NoDak Grain, et al.; Envelope Number: 3608004



**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	50 - Garrett Novak
Activity Requested	EFileAndServe
Filed By	Mitchell Armstrong
Filing Attorney	Mitchell Armstrong

Document Details	
Lead Document	Exhibit 50 to Aff of AJS.pdf
Lead Document Page Count	3
File Stamped Copy	View Stamped Document
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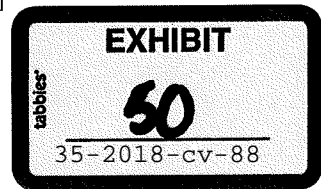
Claimant Name & Address	
Garrett Novak	
11126 State Highway 32 SE	
St. Hiliare, Mn	
218-689-4904	
ganovak@gvtel.com	

Date Claim Filed	December 7, 2018
Date Payment Demand Made	none

PSC Calculated value total	\$	33,940.78
	\$	<u>33,940.78</u>

Total cash claim

	Settlement #	Date	date	Date	date
	237	10/17/2018			
	ECGM Trade Confirmation #	21272	5/10/2018		
	Seller Contract #	na			
	Midwest Contract #	na			
Claim applied against:					
		Cash			
	Commodity	Yellow Peas			
	Contracted Price Per Bushel	\$	7.00		
	Contracted Bushels		5,000.00		
	Delivered bushels*		4,897.66		
	Gross Amount Due*	\$	34,283.62	\$	\$
	Less Total Fees & assessments*	\$	342.84	\$	\$
	PSC calculated value*	\$	33,940.78	\$	\$
	Estimated Value per Midwest	\$	35,186.25		
	Claimant calculated claim	\$	34,977.00		



Comments:

1. Summary:

- a. Claim is for \$34,977.00 for 5,032.66 bushels of yellow peas delivered by the claimant from near St. Hillaire, MN to Crookston Bean located in Crookston, MN.
- b. Claim documents include a statement prepared by the claimant and destination weight tickets.

2. PSC's Opinion of Claim Validity:

- a. Based on all information currently available to the PSC, staff do not believe this claim to be applicable as it pertains to the insolvency proceedings in North Dakota.
 - i. The grain originated in Minnesota and was delivered to a Minnesota location, never crossing into North Dakota and therefore this transaction does not fall under the purview of the laws of ND.

3. Other:

- a. If this is a valid claim, it has been processed and the calculated per the above table.
- b. Differences in claim calculations result from neither Midwest nor the claimant deducting the appropriate dockage amount and did not account for the commodity checkoff fees.
 - i. PSC used ND commodity checkoff.

Summary table of how value of each load calculated:

Destination Information - inbound				Pricing				Grade Factors		Contracts			
Elevator	Scale Ticket #	Delivery Date	Net Bu	Net Price per Bu	Gross Amount Due	Checkoff	NET Amount Due	Dock	Estimate #	ECGM Trade	Seller Contract	Midwest Basis	
Crookston Bean	506	10/3/2018	940.80	\$ 7.00	\$ 6,585.60	\$ 65.86	\$ 6,519.74	4.00	237	21272	na	na	
Crookston Bean	507	10/4/2018	1,047.55	\$ 7.00	\$ 7,332.85	\$ 73.33	\$ 7,259.52	2.25	237	21272	na	na	
Crookston Bean	508	10/4/2018	882.05	\$ 7.00	\$ 6,174.35	\$ 61.74	\$ 6,112.61	2.50	237	21272	na	na	
Crookston Bean	510	10/4/2018	920.73	\$ 7.00	\$ 6,445.11	\$ 64.45	\$ 6,380.66	2.50	237	21272	na	na	
Crookston Bean	511	10/9/2018	1,106.53	\$ 7.00	\$ 7,745.71	\$ 77.46	\$ 7,668.25	2.25	237	21272	na	na	