

Crockford, Konrad S.

From: Justin J. Hagel <jhagel@vogellaw.com>
Sent: Friday, December 27, 2019 11:07
To: Mitch Armstrong
Cc: Jennifer J. Chillemi
Subject: PSC Proceeding re: Hunter Hanson (35-2018-CV-00088, 00019) - Co-op Elevator of McClusky Correction to Claim Filing
Attachments: VOGEL-#3825267-v1-Affidavit of Sheriff (Cass) - Served.PDF

Mr. Armstrong,

I wanted to provide you and the ND Public Service Commission notice that my client, the Co-Op Elevator of McClusky, in its separate civil action against Hunter Brian Hanson (Case No. 42-2019-CV-7) received partial payment in satisfaction of the \$773,031.54 judgment in that matter. As the claims in the civil action are based on the claims submitted to the PSC, we are providing notice of the payment for amendment of the outstanding claims by my client in the PSC actions.

The amount received from the Sheriff's Execution was \$76,000.00 of which \$949.85 was applied to Sheriff's costs, \$13,149.02 applied to post-judgment interest and \$270.00 to costs with the remaining \$61,631.13 applied to the principle balance of the judgment.

We request reduction in the "cash/check claims" amount of \$456,924.49 to reflect the execution of judgment and revaluation to **\$395,293.36**, and the equivalent reduction in the Pro Rata Share and approximate payment amount.

Let me know if you need a formal filing made in the PSC action(s) reflecting the change, or if you have any additional questions.

Justin Hagel | Attorney

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This communication is from a debt collector and any information obtained will be used for that purpose.

CASS COUNTY SHERIFF'S DEPARTMENT

AFFIDAVIT OF SERVICE

State of North Dakota

In District Court
Judicial District

SHERIFF NUMBER: 19004714

COURT FILE #: 42-2019-CV-7

CO-OP ELEVATOR OF MCCLUSKEY

VS

HUNTER BRIAN HANSON

STATE OF NORTH DAKOTA SS.
COUNTY OF CASS

I, JESSE JAHNER, Sheriff of said Cass County, North Dakota, hereby certify and return that I received the: EXECUTION on 6/17/2019 at 8:14 AM and that within said Cass County.

I served a true and correct copy of each document listed above on: Defendant, HUNTER BRIAN HANSON on 7/31/2019 at 1:00 PM, by delivering to HUNTER BRIAN HANSON with Return Receipt Requested and attached hereto.

Dated 9/18/2019

JESSE JAHNER
Sheriff of Cass County, ND



By Dean Haaland

Commission	\$825.00
Phone	\$1.00
Service	\$20.00
Notary	\$2.00
Copies	\$6.85
Levy	\$40.00
Mileage	\$55.00
Total	\$949.85

service was obtained from certified mail.

CO-OP ELEVATOR OF)
MCCLUSKEY)
VS.)
HUNTER BRIAN HANSON)
)

STATE OF NORTH DAKOTA)
COUNTY OF CASS)

42-2019-CV-7
SS. EXECUTION RETURN

I, JESSE F. JAHNER, SHERIFF OF CASS COUNTY, NORTH DAKOTA, HEREBY CERTIFY AND RETURN THAT THE WITHIN EXECUTION CAME TO MY HANDS ON THE 17TH DAY OF JUNE, 2019, AND THAT BY VIRTUE THEREOF;

I DID CONTACT THE JUDGMENT DEBTOR; AND I DID LEVY UPON PROPERTY AS EVIDENCED BY LEVY ATTACHED; AND THEREAFTER, A SALE WAS HELD; AND MONIES WERE COLLECTED IN THE AMOUNT OF \$76,000.00; WHICH WAS APPLIED TOWARD THE SHERIFF'S COSTS OF \$949.85; INTEREST DUE IN THE AMOUNT OF \$13,149.02 THROUGH JUNE 21, 2019; AND COSTS DUE IN THE AMOUNT OF \$270.00

THEREFORE, I RETURN SAID EXECUTION PARTIALLY SATISFIED IN THE AMOUNT OF \$61,631.13 AND THE BALANCE WHOLLY UNSATISFIED.

DATED AT FARGO, NORTH DAKOTA, THIS 18TH DAY OF SEPTEMBER, 2019.

SHERIFF'S FEES:
SERVICE ..\$ 20.00
MILEAGE ..\$ 55.00
LEVY\$ 40.00
COUNTY % .\$ 825.00
OTHER\$ 9.85

\$ 949.85

JESSE F. JAHNER, SHERIFF
BY Dean Haaland
HAALAND, DEAN