

**BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF SOUTH DAKOTA**

**IN THE MATTER OF THE GRAIN BUYER)
LICENSE OF H & I GRAIN OF HETLAND,)
INC.)
)
)**

**ORDER FOR
DISTRIBUTION OF
BOND PROCEEDS

GW17-002**

The South Dakota Public Utilities Commission (Commission) revoked H & I Grain of Hetland, Inc.'s (H & I Grain) grain buyer's license on July 24, 2017, in Docket No. GW17-001. In that Order, the Commission ordered a new docket be opened to address the disbursement of the bond proceeds pursuant to SDCL 49-45-19.

Upon revocation, Commission staff (Staff) opened a new docket, GW17-002, and sent claim forms to all persons that Staff determined to have sold grain to H & I. Included with each claim form was a description of Staff's finding of what was owed to each seller. Upon the expiration of the statutory time for submitting claims to the Commission, Staff drafted a recommendation for distribution of the \$400,000 grain bond plus accumulated interest, along with a memorandum supporting Staff's recommendation. Staff filed its Memorandum in Support of Distribution of Bond Proceeds and a Table of Bond Payouts (Attachment 2) on March 8, 2018. On March 12 and 29, 2018, Staff filed an Amended Attachment 2.

The Commission has jurisdiction over this matter pursuant to SDCL Chapter 49-45 and ARSD 20:10:12.

At its regular meeting on April 3, 2018, the Commission considered the distribution of the grain bond and accumulated interest. The Commission voted unanimously to accept the recommendation of Staff and distribute the bond proceeds accordingly.

It is therefore

ORDERED, that the bond proceeds shall be distributed as detailed in the Attachment. It is further

ORDERED, that the percentages listed in the Attachment shall be controlling should any changes, such as amount of interest, to the bond occur.

Dated at Pierre, South Dakota, this 12th day of April 2018.

CERTIFICATE OF SERVICE	
The undersigned hereby certifies that this document has been served today upon all parties of record in this docket, as listed on the docket service list, electronically or by mail.	
By:	<u>Adam DeHueck</u>
Date:	<u>4/12/18</u>
(OFFICIAL SEAL)	

BY ORDER OF THE COMMISSION:

Kristie Fiegen
KRISTIE FIEGEN, Chairperson

Gary Hanson
GARY HANSON, Commissioner

Chris Nelson
CHRIS NELSON, Commissioner

ATTACHMENT

Claimant	Amount Claimed	Approved Distribution Table		
		Approved Claim	% of Claims	Amount Owed
Gary Akkerman	\$6,306.09	\$6,306.09	0.38%	\$1,514.56
Brad Albrecht	\$73,489.84	\$0.00	0.00%	\$0.00
Brad & Susan Albrecht	\$35,066.85	\$35,066.85	2.11%	\$8,422.17
Greg Albrecht	\$14,815.46	\$0.00	0.00%	\$0.00
Jeff Albrecht	\$233,538.78	\$36,923.49	2.22%	\$8,868.09
John & Jack Albrecht	\$126,413.33	\$14,698.93	0.88%	\$3,530.31
Jon Albrecht	\$130,345.38	\$40,855.54	2.45%	\$9,812.47
Bratland Farms	\$81,643.31	\$81,643.31	4.90%	\$19,608.66
Allen Brown	\$1,184.01	\$1,184.01	0.07%	\$284.37
Dorothy Bryant	\$103,121.95	\$0.00	0.00%	\$0.00
Tim Bunker	\$0.00	\$0.00	0.00%	\$0.00
Kurt Christensen	\$8,638.80	\$8,638.80	0.52%	\$2,074.82
Collins Colony	\$85,242.01	\$85,242.01	5.12%	\$20,472.98
Coughlin Farms	\$13,449.97	\$0.00	0.00%	\$0.00
Bryson Ensz	\$2,661.37	\$2,661.37	0.16%	\$639.19
Stuart Friedichsen	\$37.88	\$37.88	0.00%	\$9.10
John Fuhr	\$572,123.55	\$572,123.55	34.35%	\$137,409.64
Jim Gaard	\$27,293.25	\$0.00	0.00%	\$0.00
Jeff Gruenhagen	\$78,909.10	\$78,909.10	4.74%	\$18,951.97
Greg Gruntmeir	\$43,388.76	\$43,388.76	2.60%	\$10,420.89
Richard Helsper	\$13,225.00	\$13,225.00	0.79%	\$3,176.31
Hetland Legion	\$15,920.07	\$0.00	0.00%	\$0.00
Cody Hoyer	\$5,939.58	\$5,939.58	0.36%	\$1,426.54
Craig Hoyer	\$5,939.58	\$5,939.58	0.36%	\$1,426.54
Dale Hoyer	\$11,879.19	\$11,879.19	0.71%	\$2,853.08
Huron Colony	\$143,515.63	\$143,515.63	8.62%	\$34,468.83
Jim Jensen	\$0.00	\$0.00	0.00%	\$0.00
Paula Jensen	\$5,325.27	\$5,625.27	0.34%	\$1,351.05
Ron Jeske	\$10,376.69	\$0.00	0.00%	\$0.00
Jeske Estate & Frank Virchow	\$11,631.17	\$0.00	0.00%	\$0.00
Jim Kaufman	\$0.00	\$0.00	0.00%	\$0.00
Raymond Kerr or Frank Virchow	\$125,820.33	\$0.00	0.00%	\$0.00
Kimball Grain Co.	\$0.00	\$0.00	0.00%	\$0.00
Craig Kjellsen	\$336.97	\$336.97	0.02%	\$80.93
Jim Klein	\$0.00	\$0.00	0.00%	\$0.00
Knutson Farms	\$34,410.64	\$34,410.64	2.07%	\$8,264.57
Lake Norden Farmers Elevator	\$31,550.00	\$31,261.75	1.88%	\$7,508.28
David McDonald	\$2,617.59	\$2,617.59	0.16%	\$628.68

Chad Murphy	\$440,600.00	\$0.00	0.00%	\$0.00
Randy Ogren	\$64,047.35	\$63,582.85	3.82%	\$15,271.00
Paul Olson	\$31,250.56	\$31,250.56	1.88%	\$7,505.60
Lonnie Penner	\$17,068.64	\$17,068.64	1.02%	\$4,099.46
Roger Pirlet	\$9,314.98	\$0.00	0.00%	\$0.00
Gerad Puterbaugh	\$0.00	\$0.00	0.00%	\$0.00
Alan & Shaunna Rieck	\$2,671.07	\$2,671.07	0.16%	\$641.52
Gene Sauder	\$3,097.99	\$3,097.99	0.19%	\$744.06
Joe Schwader	\$71,525.44	\$125,517.21	7.54%	\$30,146.07
Lee Serfling	\$9,269.90	\$9,269.90	0.56%	\$2,226.40
Gary & Janice Swenson Trust	\$16,462.81	\$0.00	0.00%	\$0.00
Murray Toews	\$12,561.98	\$12,561.98	0.75%	\$3,017.07
Dale Virchow	\$99,388.38	\$88,968.63	5.34%	\$21,368.02
Frank Virchow	\$77,285.71	\$0.00	0.00%	\$0.00
Voneye Farms	\$10,254.65	\$10,254.65	0.62%	\$2,462.91
Daniel Voneye, Sr.	\$5,634.31	\$5,634.31	0.34%	\$1,353.22
Lee Walls	\$2,825.56	\$2,825.56	0.17%	\$678.63
Roger Walls	\$4,962.36	\$2,825.56	0.17%	\$678.63
Bennie Widman	\$5,807.05	\$5,807.05	0.35%	\$1,394.71
Lois Widman Credit Trust	\$5,806.85	\$5,806.85	0.35%	\$1,394.66
Devon Wolkow	\$16,192.80	\$16,192.80	0.97%	\$3,889.10
Chad & Rhonda Wosjic	\$0.00	\$0.00	0.00%	\$0.00
Totals	\$2,962,185.79	\$1,665,766.50	100.00%	\$400,075.08