



Chris Nelson, Chair  
Kristie Fiegen, Vice Chair  
Gary Hanson, Commissioner

*South Dakota*

**PUBLIC UTILITIES COMMISSION**

500 East Capitol Avenue  
Pierre, South Dakota 57501-5070  
[www.puc.sd.gov](http://www.puc.sd.gov)

Capitol Office  
(605) 773-3201  
1-866-757-6031 fax

Grain Warehouse  
(605) 773-5280  
(605) 773-3225 fax

Consumer Hotline  
1-800-332-1782

October 9, 2012

Mr. Jim Klebsch  
38701 – 170th Street  
Redfield, SD 57469

**Re: Proof of Claim for Cash Grain**

Dear Mr. Klebsch,

The South Dakota Public Utilities Commission regulates grain buyers in this state. As you know, we are working through issues connected to Anderson Seed in Redfield, SD. Specifically, due to Anderson Seed's failure to pay for grain, its bond has been surrendered and now must be distributed. We understand from the information you sent, you believe you are subject to some of the bond proceeds. Your submission was, however, missing a notarized signature. Enclosed please find the claim form you submitted. Please resign the form, obtain the necessary notary and return it to our office by November 16, 2012 for your claim to be considered in this matter.

The Commission's Grain Warehouse Staff has also evaluated your claim. Staff's findings are consistent with your claim amount of \$22,961.02. Therefore upon the receipt of your signed and notarized claim form by November 16, 2012, Staff will recommend that your claim be included in the bond proceeds as submitted. If you have any questions about the process or would like to discuss your claim please call our office at 605-773-5280.

Sincerely,

James Mehlhaff  
Grain Warehouse Director

**Jim Klebsch**

Amount Claimed:       **\$22,961.02**

Staff Findings:       **\$22,961.02**

Amount on claim is supported by Staff findings. Staff recommends remitting bond proceeds based on the amount listed on the claim.

Additionally, the claim form submitted has not been notarized.

RECEIVED

AUG 20 2012

SOUTH DAKOTA PUBLIC UTILITIES COMMISSION

PROOF OF CLAIM FOR CASH GRAIN

(Grain which is priced and sold and payment has not been made).

I, Jim Kibach, the undersigned, do hereby submit this claim against any grain funds or applicable bond(s) for the following grain which I delivered and sold to a grain buyer named Anderson Seed located at Redfield, SD.

Listed below are the loads delivered which were not paid for:

Scale ticket number	Date	Kind of grain	Bushels cwt	Price cwt	Lien Holder, N/A if no liens
40497	10-27-12	SF	314.47	36.25	NA
40502	10-28-12	SF	314.60	36.25	NA

Explanation of Claim:

Sea flowers delivered and were never paid for

Attached are copies of the above documents which I offer as proof of delivery and evidence of my claim. I submit the above claim and state that it is true under penalty of law.

Signature of Claimant J. Kibach Date 7-22-12

Address city 38701 170th St State SD Zip 57464

Phone # 605-472-3134

Check box if email only service is acceptable.

Email address: \_\_\_\_\_

Subscribed and sworn to me this \_\_\_\_\_ day of \_\_\_\_\_ 20 \_\_\_\_\_

Notary \_\_\_\_\_

County of: \_\_\_\_\_ State of: \_\_\_\_\_

My Commission Expires: \_\_\_\_\_ Affix Seal: \_\_\_\_\_