



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

Kevin Thompson  
1461 2nd St. West  
Dickinson, ND 58601

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

Dear Mr. Thompson,

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 entitled to some of the bond proceeds.

The Commission's Grain Warehouse Staff has evaluated your claim. Staff has determined your claim to be \$20,498.06 which is \$577.41 less than your claim of \$21,075.47. I have enclosed a sheet that explains the reasons for the discrepancy. If you are in agreement with staff you do not need to do anything at this time and Staff will recommend that you participate in the bond distribution according to our findings. If you would like to challenge Staff's findings in front of the Commission, send a written request for a hearing to our office by November 16, 2012. 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

## Kevin Thompson

Amount Claimed:       **\$21,075.47**  
Staff Findings:         **\$20,498.06**

The claim submitted lists 1 ticket with a price of \$36.50/cwt, the highest possible price listed on the corresponding delivery contract. Assembly sheets obtained from Anderson Seed show final set price for the ticket as \$35.50/cwt. Prices are often adjusted after delivery, based on a number of factors, including contract stipulations. Staff considers the price on assembly as the final price before payment and recommends remitting bond proceeds based on its findings.