



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

South Dakota

PUBLIC UTILITIES COMMISSION

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Pierre, South Dakota 57501-5070
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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

Gary Wilson
1148 S. Lake Drive
Watertown, SD 57201

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

Dear Mr. Wilson,

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 \$26,966.75 which is \$125,783.25 less than your claim of \$152,750. I have enclosed a sheet that details 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

Gary Wilson

Amount Claimed: **\$152,750.00**

Staff Findings: **\$26,966.75**

Claimant submitted 12 tickets, listing all as unpaid. Assembly sheets obtained from Anderson Seed show 9 of the 12 tickets were paid by check #43095 on 15 November 2011, leaving only 3 unpaid. This check issuance is supported by bank account documents secured from Anderson Seed during Staff's initial insolvency audit. *Staff recommends remitting bond proceeds based on its findings.*