

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

**IN THE MATTER OF PUC STAFF'S
COMPLAINT AGAINST FEARLESS
GRAIN MARKETING, LLC AND
JEREMEY FROST**

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**AFFIDAVIT OF CODY
CHAMBLISS**

GW21-001

I hereby swear and affirm as follows:

1. I am the manager of the grain warehouse program of the South Dakota Public Utilities Commission (Commission).
2. On March 17, 2021, two inspectors conducted an inspection of Fearless Grain Marketing (FGM) including bank records and financial information.
3. After reviewing the bank records from three different bank accounts that were obtained by the inspectors, I have great concern about FGM's ability to pay producers for grain purchased. Many transactions on these bank accounts seem to be larger than normal for a grain buyer of this size and scope.
4. While looking on Facebook on March 27th, 2021, I discovered Jeremey Frost (Frost) advertising to buy Sunflowers, Millet, and Milo.
5. The first advertisement was posted on a Facebook group based in North Dakota on March 21st. Included with this affidavit are two pictures, one of the post and the second is the post description. See attachment A
6. The second advertisement was dated March 30, 2021. This advertisement came after PUC staff initially raised concern about FGM's and Frost's grain purchases without a license to Frost and his attorney. During this communication, staff indicated concern with the continuation of grain purchases and the expectation that the purchases cease. See attachment A
7. These advertisements were posted on Facebook after FGM/Frost was inspected and advised not to buy grain without a grain buyers license. These advertisements were not the only advertisements found, but they are the advertisements that clearly show Frost looking to purchase grain in South Dakota.

Dated this 06th day of April 2021.

Cody Chambliss
Cody Chambliss

Subscribed and sworn to before me this 10th day of April, 2021

Macy Jo Murren (Notary Public)

My Commission expires: July, 28, 2026

