

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

IN THE MATTER OF THE PUC STAFF'S)
COMPLAINT AGAINST BANGHART) **RESPONDENT'S WITNESS AND**
PROPERTIES, LLC, GETTYSBURG,) **EXHIBIT LIST**
SOUTH DAKOTA)
)
)
) **GW23-001**

COMES NOW Banghart Properties, LLC, a South Dakota Limited Liability Company (hereinafter referred to as Banghart), by and through its attorney of record, Robert Konrad of Konrad Law, Prof. LLC, and does hereby provide to the Commission its Witness and Exhibit List:

WITNESS LIST

Respondent may call any of the following witness in its case in chief:

- Jan Banghart** Sole Member Manager of Banghart Properties, LLC
- Jeremey Frost** Banghart Properties Grain Marketing Advisor
- Wade Hardes** Banghart Properties Grain Marketing Advisor
- *Lucas Hauert, CPA** Certified Public Accountant for ELO CPA's and Advisors
- Cody Chambliss** PUC Staff Member
- Austin Gross** SD Producer and Banghart Customer
- Paul Kenefick-Aschoff** - SD PUC Staff Member

*Telephonic or Video Appearance requested on pending motion.

Respondent Reserves the right to call any of witnesses called by PUC staff.

EXHIBIT LIST

Exhibit	Description	Offered	Received
1	Email Chain With Paul K-A regarding \$5million threshold for license		
2	June 17, 2022 Email from Cody regarding future contract value with ELO		
3	12/31/22 ELO Reviewed Financials		
4	ELO Accounts Receivable Calculations for Reviewed Financials		
5	ELO Cost of Goods Sold Calculation		
6	ELO Equipment/ Vehicle Cost Calculations for Reviewed Financial		
7	6/22/22 PUC Inspector Checklist		
8	Jan Banghart personally prepared 1-12-23 Statement of Financial Condition		
9	Jan Banghart 12/31/22 Quickbooks Balance Sheet		

10	November 4, 2021 Email with Sarah McIntosh regarding retirement and checkbook		
11	1-30-23 Email with Cody Chambliss stating paying for grain already delivered is not a penalty		
12	2022 Banghart Properties Payroll Summary Report		
13	Ford Pickup Truck Purchase Order for \$26,700.00		
14	Check #2083 for \$100,000.00 to S&L		
15	Copy of New Bond Obtained Effective 4-19-2023		
16	Jan's Calculations for 2023 Calendar Year Purchases Utilized for Class A Application		
17	21-22 Licensing Year Grain Purchase Ticket Report for All Grain in all States		
18	22-23 Licensing Year Grain Purchase Ticket Report for All Grain in all States		
19	Future Contract Valuations		

20	PUC Prior opinion on out of state bond coverage		
21	Jeremey Frost Calculation of Late Payments Spreadsheet		
22	Dean Jenkins Contracts - Also used as example contract form		
23	3/17/22 Email with Cody Chambliss Re: Bond Application		

Dated this 27th day of April, 2023.

/s/Robert T. Konrad

BY: Robert Thomas Konrad
1110 East Sioux Avenue
Pierre, SD 57501
605-494-3004
rob@xtremejustice.com
Attorney for Banghart Properties, LLC.

Certificate of Service

The undersigned counsel hereby certifies that a true and correct copy of the forgoing Respondent's Witness and Exhibit List was served on the following parties in the following manner, on this the 27th day of April, 2023:

Ms. Patricia Van Green
Executive Director
South Dakota Public Utility Commission
500 E. Capitol Ave.
Pierre, SD 57501
patty.vangerpen@state.sd.us

VIA EMAIL
AND ELECTRONIC FILING

Mr. Cody Chambliss
Grain Warehouse Manager
South Dakota Public Utility Commission
500 E. Capitol Ave.
Pierre, SD 57501
cody.chambliss@state.sd.us

VIA EMAIL

Amanda M. Reiss
Staff Attorney
South Dakota Public Utility Commission
500 E. Capitol Ave.
Pierre, SD 57501
amanda.reiss@state.sd.us

VIA EMAIL

Dated this 27th day of April, 2023.

/s/Robert T. Konrad

BY: Robert Thomas Konrad