

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

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**IN THE MATTER OF PUC STAFF'S  
COMPLAINT AGAINST BANGHART  
PROPERTIES, LLC, GETTYSBURG,  
SOUTH DAKOTA**

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**STAFF'S WITNESS LIST AND  
EXHIBIT LIST**

**GW23-001**

Staff of the South Dakota Public Utilities Commission hereby submits its Witness List and Exhibit List in preparation for the evidentiary hearing in the above-captioned docket.

Staff intends to call the following witness:

1. Cody Chambliss

In addition, Staff reserves the right to call any witness necessary to rebut testimony or evidence presented at the evidentiary hearing.

Staff intends to offer the following exhibits. While this list identifies the witness Staff believes will be associated with each exhibit, exhibits may ultimately be utilized by other Staff witnesses where appropriate.

Exhibit #	Description	Witness	Originally Filed
A	Affidavit of Cody Chambliss Attachment 1 - Class A Denial Letter Attachment 3 - Memorandum of Adjustment Attachment 4 - Inspector Checklist Attachment 5 - Banghart Cease and Desist Attachment 7 - Emails Attachment 10 - Bond Letter and Business Flow Chart	Chambliss	1/30/2023

	Attachment 11 - Answers		
A (confidential)	<p>Affidavit of Cody Chambliss Confidential (not available to the public)</p> <p>Attachment 1 - Class A Denial Letter Confidential (not available to the public)</p> <p>Attachment 2 - FY 22 and FY23 Purchases Confidential (not available to the public)</p> <p>Attachment 4 - Inspector Checklist Confidential (not available to the public)</p> <p>Attachment 6 - Unsettled Tickets Confidential (not available to the public)</p> <p>Attachment 8 - Balance Sheet Confidential (not available to the public)</p> <p>Attachment 9 - FY 2022 Financial Confidential (not available to the public)</p> <p>May 19, 2022, Application Confidential (not available to the public)</p> <p>January 20, 2023, Application Confidential (not available to the public)</p>	Chambliss	1/30/2023
B	Affidavit of Sarah McIntosh		1/30/2023
C	<p>Supplemental Affidavit of Cody Chambliss</p> <p>Staff's Timeline Regarding Major Interactions with Banghart Properties, LLC</p> <p>Timeline 3</p> <p>Timeline 4</p> <p>Timeline 5</p> <p>Timeline 6</p> <p>Timeline 7</p> <p>Timeline 8</p>	Chambliss	2/7/2023

	<p>Timeline 9</p> <p>Timeline 10</p> <p>Timeline 11</p> <p>Timeline 14</p> <p>Timeline 15</p> <p>Timeline 16</p> <p>Timeline 18</p> <p>Timeline 19</p> <p>Timeline 20</p> <p>Timeline 21</p> <p>Timeline 22</p> <p>Timeline 23</p> <p>Timeline 24</p>		
<p>C (confidential)</p>	<p>Timeline 1 Confidential (not available to the public)</p> <p>Timeline 2 Confidential (not available to the public)</p> <p>Timeline 6 Confidential (not available to the public)</p> <p>Timeline 8 Confidential (not available to the public)</p> <p>Timeline 11 Confidential (not available to the public)</p> <p>Timeline 12 Confidential (not available to the public)</p>	<p>Chambliss</p>	<p>2/7/2023</p>

	<p>Timeline 13 Confidential (not available to the public)</p> <p>Timeline 14 Confidential (not available to the public)</p> <p>Timeline 16 Confidential (not available to the public)</p> <p>Timeline 17 Confidential (not available to the public)</p> <p>Timeline 18 Confidential (not available to the public)</p> <p>Timeline 19 Confidential (not available to the public)</p> <p>Timeline 20 Confidential (not available to the public)</p> <p>Timeline 21 Confidential (not available to the public)</p> <p>Timeline 23 Confidential (not available to the public)</p> <p>Timeline 25 Confidential (not available to the public)</p>		
D	<p>Affidavit of Jan Banghart in Support of Motion to Allow Delivery of Open Contracts and Certificate of Service</p> <p>Exhibit A - Open Contract Summary</p> <p>Exhibit B - Open Contracts</p>	Chambliss	3/20/2023
D (confidential)	<p>Affidavit of Jan Banghart in Support of Motion to Allow Delivery of Open Contracts and Certificate of Service Confidential (not available to the public)</p> <p>Exhibit A - Open Contract Summary Confidential (not available to the public)</p>	Chambliss	3/20/2023

	Exhibit B - Open Contracts Confidential (not available to the public)		
E	<p>Second Affidavit of Jan Banghart in Support of Motion to Allow Delivery of Open Contracts and Certificate of Service</p> <p>Exhibit A - Independent Accountant's Review Report and Financial Statements</p>	Chambliss	3/22/2023
E (confidential)	<p>Second Affidavit of Jan Banghart in Support of Motion to Allow Delivery of Open Contracts and Certificate of Service Confidential (not available to the public)</p> <p>Exhibit A - Independent Accountant's Review Report and Financial Statements Confidential (not available to the public)</p>		
F	Data Request 1 - 01/25/23	Chambliss	4/25/2023
F (confidential)	<p>Data Request 1 - 01/25/23 Letter Confidential (not available to the public)</p> <p>2021 Paid Shipments Confidential (not available to the public)</p> <p>2022 End of Year Financial Statements Confidential (not available to the public)</p> <p>2023 Grain Purchases Confidential (not available to the public)</p> <p>All Sales Contracts Confidential (not available to the public)</p> <p>Fiscal Year 2021 Purchases Confidential (not available to the public)</p> <p>Fiscal Year 2022 Purchases Confidential (not available to the public)</p> <p>Loads Dispatched prior to C &amp; D Confidential (not available to the public)</p>	Chambliss	4/25/2023

	<p>Open Invoices Confidential (not available to the public)</p> <p>Purchase Contract Summary Confidential (not available to the public)</p> <p>Ticket Listing Since 1-1-2021 Confidential (not available to the public)</p> <p>Unpaid Grain 1-20-2023 Confidential (not available to the public)</p>		
G	<p>Affidavit of Cody Chambliss</p> <p>Facebook Posts</p> <p>Banghart Denial Letter, April 4, 2023</p> <p>Letter Regarding Data Requests</p>	Chambliss	4/25/2023 & 4/26/2023
G (confidential)	<p>Affidavit of Cody Chambliss Confidential (not available to the public)</p> <p>Banghart Reconciliation Confidential (not available to the public) excel format</p> <p>2021 and 2022 Purchases Confidential (not available to the public) excel format</p> <p>SD Purchases after 01/12/23 Confidential (not available to the public)</p> <p>Email regarding Bond Confidential (not available to the public)</p> <p>Letter Regarding Data Requests (not available to the public)</p>	Chambliss	4/25/2023 & 4/26/2023
H	Cover Page 4-14-23	Chambliss	4/25/2023
H (confidential)	<p>Cover Page 4-14-23 Confidential (not available to the public)</p> <p>Bank Statements Confidential (not available to the public)</p>	Chambliss	4/25/2023

	Copy of Checks Confidential (not available to the public)		
	Reconciliation Reports Confidential (not available to the public)		

Staff reserves the right to introduce additional exhibits necessary to rebut evidence presented by any other party in this docket or for impeachment and other legally permissible purposes. All Staff exhibits are or will be available electronically in the docket.

Dated this 26th day April 2023.



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