

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

IN THE MATTER OF THE GRAIN BUYER )  
LICENSE OF H & I GRAIN OF HETLAND, )  
INC. )  
)

ORDER  
  
GW17-002

The South Dakota Public Utilities Commission (Commission) revoked H & I Grain of Hetland, Inc.'s (H & I Grain) grain buyer's license on July 24, 2017, in Docket No. GW17-001. In that Order, the Commission ordered a new docket be opened to address the disbursement of the bond proceeds pursuant to SDCL 49-45-19.

On April 12, 2018, the Commission issued an Order for Distribution of Bond Proceeds. On April 13, 2018, the Commission received a Petition to Appoint South Dakota Public Utilities Commission as Receiver from several sellers represented by Mr. Gary Schumacher. The matter was taken up and thoroughly discussed at the April 20, May 1, and July 26, 2018, Commission meetings and deferred each time for additional information.

The Commission has jurisdiction over this matter pursuant to SDCL 49-45-16.1.

At its regular meeting on August 7, 2018, the Commission considered the petition to take receivership. The Commission voted unanimously to request permission from the circuit court to take receivership of H&I Grain for the sole purpose of selling the corporation to a consortium of individuals and entities who have not been fully paid for grain sold to H&I Grain.

It is therefore

ORDERED, that the Commission shall request permission from the circuit court to take receivership of H&I Grain for the sole purpose of selling the corporation to a consortium of individuals and entities who have not been fully paid for grain sold to H&I Grain.

Dated at Pierre, South Dakota, this 8<sup>th</sup> day of August 2018.

<b>CERTIFICATE OF SERVICE</b>
The undersigned hereby certifies that this document has been served today upon all parties of record in this docket, as listed on the docket service list, electronically or by mail.
By: <u><i>Adrian J. Havel</i></u>
Date: <u>8/8/18</u>
(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

*Kristie Fiegen*  
KRISTIE FIEGEN, Chairperson

*Gary Hanson*  
GARY HANSON, Commissioner

*Chris Nelson*  
CHRIS NELSON, Commissioner