

NEBRASKA

PUBLIC SERVICE COMMISSION

COMMISSIONERS:
ERIC KAMLER
CHRISTIAN MIRCH
TIM SCHRAM
KEVIN STOCKER
DAN WATERMEIER

October 24, 2025

TO WHOM IT MAY CONCERN:

RE: GDC-467/GD-2149 Hansen-Mueller Co., Complaint Filed

CERTIFICATION

I, Gregory J. Walklin, Executive Director of the Nebraska Public Service Commission, hereby certify that the enclosed is a true and correct copy of the original order made and entered in the proceeding Docket No. GDC-467, on the 24th day of October, 2025. The original order is filed and recorded in the official records of the Commission.

Please direct any questions concerning this order to Terri Fritz, Director, Grain Warehouses & Dealers, 402-471-0223

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the Seal of the Nebraska Public Service Commission, Lincoln, Nebraska, this 24th day of October, 2025.

Sincerely,



Greg Walklin
Executive Director

GW:JF
Enclosure

cc: Hansen-Mueller Co. 13321 California St Suite 100 Omaha NE 68154
Hansen-Mueller Co. Attn: Kary M. Knapp 13321 California St Suite 100 Omaha NE 68154



Gregory J. Walklin, Executive Director
Public Service Commission

P.O. Box 94927
300 The Atrium, 1200 N Street
Lincoln, Nebraska 68509

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psc.nebraska.gov

SECRETARY'S RECORD, PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of Terri Fritz, Director, Grain	)	Docket No. GDC-467/GD-2149
Warehouse and Dealer Departments,	)	
Nebraska Public Service Commission,	)	
	)	
Complainant,	)	
v.	)	COMPLAINT
	)	
Hansen-Mueller Co.,	)	
	)	
Respondent.	)	Filed: October 24, 2025

COMES NOW Terri Fritz, Director of the Grain Warehouse and Dealer Departments of the Nebraska Public Service Commission ("Complainant") for Complaint against Hansen-Mueller Co. of Omaha, NE ("Respondent"), and alleges the following:

1. The Complainant is the Director of the Grain Warehouse and Dealer Department of the Nebraska Public Service Commission.
2. Respondent's principal office address is located in Omaha, NE and is a grain dealer as defined by Neb. Rev. Stat. § 75-902. Respondent's grain dealer license was renewed by the Commission, effective January 1, 2025.
3. Grain dealers are regulated by the Commission pursuant to the Grain Dealer Act, Neb. Rev. Stat. §§ 75-901, et. Seq. Respondent is also governed by 291 Neb. Admin. Code Chapter 8 of the Commission's Rules and Regulations. Jurisdiction is proper pursuant to Neb. Rev. Stat. § 75-109.01.
4. Pursuant to Neb. Rev. Stat § 75-903(2) each grain dealer shall file security with the Commission and "Such security shall be furnished on the condition

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that the licensee will pay for any grain purchased upon demand, not later than fifteen days after the date of the last shipment of any contract."

5. Pursuant to Title 291 Neb. Admin. Code § 8-003.03H, "Each grain dealer...shall demonstrate and maintain a minimum allowable net worth of \$250,000 to obtain and maintain a license.

6. Pursuant to Title 291 Neb. Admin. Code § 8-003.03I, "Each grain dealer or applicant shall demonstrate and maintain a working capital ratio (current liabilities to allowable current assets) of not less than 1 to 1..."

7. Pursuant to Neb. Rev. Stat. § 75-910, "The commission may assess a civil penalty, pursuant to section 75-156, against any person who violates the Grain Dealer Act."

8. Pursuant to 291 Neb. Admin. Code § 8-003.09, any person who violates the grain dealer act may be assessed a civil penalty by the Commission for certain violations, including failure make payment on demand.

9. Pursuant to Neb. Rev. Stat. § 75-156, each violation is punishable by a civil penalty of up to ten thousand dollars (\$10,000) per violation, per day, against the licensee. This civil penalty may not exceed two million dollars (\$2,000,000) per year.

10. Pursuant to Neb. Rev. Stat. § 903.01, "The commission may, upon complaint filed by it or any person and after a hearing, suspend or revoke the license of any grain dealer for failure to comply with the requirements of the Grain Dealer Act or any rule or regulation adopted and promulgated pursuant to such act... If the commission determines that the public good requires it, the commission may, upon the filing of a complaint and without hearing, temporarily suspend a grain dealer's license pending the determination of the complaint."

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11. On or about October 23, 2025, the Grain Department of the Nebraska Public Service Commission ("Grain Department") received a complaint from a Nebraska grain producer alleging that Respondent failed to remit payment upon delivery of grain and demand of payment.

12. In response to the producer's complaint, on October 23, 2025, an Inspector with the Grain Department conducted an on-site examination at Respondent's facility. During the examination, Respondent provided a file identifying all Nebraska producers with unpaid grain obligations.

13. Upon review of the records provided, the Grain Department determined that Respondent failed to pay multiple Nebraska producers, with an outstanding aggregate balance of approximately \$1,993,892.00. The unpaid deliveries occurred between August 30, 2024, and October 21, 2025, involving approximately 38 Nebraska producers, several of whom have demanded payment but have not received compensation.

14. The Complainant alleges that Respondent named herein has violated Neb. Rev. Stat. § 75-903(2) and 291 Neb. Admin. Code § 8-003.09, by failing to make payment on demand as required by Nebraska Statute and Commission Rules and Regulations.

15. Due to the severity of the allegations, civil penalties should be assessed against Respondent, Respondent's grain dealer license should be temporarily suspended pending the determination of this complaint, and Respondent should be ordered to cease and desist operations in Nebraska.

WHEREFORE, Complainant prays that the Commission

- a) Serve the Respondent with a copy of this Complaint;

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- b) Enter an Order temporarily suspending Respondent's grain dealer license and ordering Respondent to cease and desist any current and future grain dealer activity within the State of Nebraska;
- c) Enter an Order fixing a time for hearing;
- d) After Hearing, Pursuant to Neb. Rev. Stat. § 75-156 and 291 Neb. Admin. Code § 8-003.09 assess appropriate civil penalties;
- e) Take any other action deemed appropriate under the law.

Dated this 24th day of October 2025.

Respectfully Submitted,

Terri Fritz, Grain Director
Grain Warehouse & Dealer Department

By: Jonathan Smith
Jonathan Smith, #26628
Staff Attorney
Nebraska Public Service Commission
300 The Atrium Building, 1200 N St.
Lincoln, Nebraska 68509
(402) 471-0245
jon.smith@nebraska.gov

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State of Nebraska)
County of Lancaster) ss

VERIFICATION

Terri Fritz, being first duly sworn on oath, deposes and says that she is the duly-appointed Director of the Grain Warehouse & Dealer Department of the Nebraska Public Service Commission; that she is the Complainant in the foregoing pleading; that she has read the allegations contained therein; and understands them to be true to the best of her knowledge and belief.


Terri Fritz

SUBSCRIBED AND SWORN to before me on this 24th day of October, 2025.




Notary Public

(SEAL)

*

*

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CERTIFICATE OF SERVICE

I, the undersigned, certify that a true and correct copy of the above Complaint was sent via First-Class United States Mail postage prepaid, Certified United States Mail postage prepaid, and E-mail return receipt requested on or around October 24, 2025, to the following at the addresses given:

Hansen Mueller Co.
13321 CALIFORNIA ST.,
SUITE 100
Omaha, NE 68154
accounting@hansenmueller.com

ATTN: Kary M. Knapp
RE: Hansen Mueller Co.
13321 CALIFORNIA ST.,
SUITE 100
Omaha, NE 68154
Kary@hansenmueller.com

Jonathan Smith

Jonathan Smith, #26628
Legal Counsel
Nebraska Public Service Commission
300 The Atrium Building, 1200 N St.
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(402) 471-0245
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NOTICE

1. Pursuant to Neb. Admin. R. & Regs., Title 291 § 1-004.03, the Respondent(s) is hereby notified that an answer to this complaint shall be filed and shall admit or deny each material allegation of the complaint. The answer shall assert any affirmative defenses which the Respondent may assert. The answer shall be filed with the Commission within twenty (20) days after service of the complaint. Except for good cause shown, failure to answer will be construed as an admission of the allegations in the complaint. Failure to file an answer or to appear at the hearing allows the Commission to (a) immediately enter an order revoking, suspending, or modifying a certificate of public convenience and necessity and/or assessing a civil penalty as provided by law; or (b) to proceed with the hearing and receive evidence of the alleged violation and to revoke, suspend, or modify a certificate of public convenience and necessity and/or assess a civil penalty as provided by law.

2. Pursuant to Neb. Rev. Stat. § 75-903.01, the Commission, after hearing, shall make any order as it deems just and reasonable, including but not limited to, an order revoking or suspending the license of any grain dealer for failure to comply with the requirements of the Grain Dealer Act or any rule or regulation adopted and promulgated pursuant to such act.

3. Pursuant to Neb. Rev. Stat. § 75-156, the Commission may impose a civil penalty not to exceed ten thousand dollars (\$10,000) for each violation per day up to two million dollars (\$2,000,000) per violation per year.

4. Upon failure to pay any civil penalty determined by the Commission, such unpaid civil penalty shall constitute a debt to the State of Nebraska and be collectible by civil action in the District Court of Lancaster County, Nebraska.