

TUESDAY, FEBRUARY 17, 2009  
9:00 A.M.

NO. 1

#24976

DAKOTA PLAINS AG CENTER, LLC,  
and NATIONWIDE AGRIBUSINESS,  
Plaintiffs and Appellees,

vs.

MARCIA SMITHEY, as personal  
representative of the Estate  
of Edward Smithey,  
Defendant and Appellant.

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(FOR APPELLANT)

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(FOR APPELLEES)

The Honorable Glen W. Eng  
First Judicial Circuit  
Hutchinson County

(CIV 07-115)