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B1 (Official Form 1)(04/13)		., 10	14 4	D 1	4	<u> </u>	90 1 01					
	Ui			Bankı t of Min		Court				Vol	untary	Petition
Name of Debtor (if individual North Country Seed		ast, First, I	Middle):			Name	of Joint De	ebtor (Spouse)	) (Last, First	, Middle):		
All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names):					All Other Names used by the Joint Debtor in the last 8 years (include married, maiden, and trade names):							
Last four digits of Soc. Sec. (if more than one, state all) 41-1726850	or Individ	ual-Taxpay	ver I.D. (I	TIN)/Com	plete EIN	Last fo	our digits of than one, state	f Soc. Sec. or	Individual-	Гахрауег I.	D. (ITIN) No	o./Complete EIN
Street Address of Debtor (N 501 Main Street Ormsby, MN	Io. and Stre	eet, City, ar	nd State):		ZID Codo		Address of	Joint Debtor	(No. and Str	eet, City, a	nd State):	ZID Code
				[ !	ZIP Code 56162	·						ZIP Code
County of Residence or of to Martin	he Principa	al Place of	Business	:		Count	y of Reside	ence or of the	Principal Pla	ace of Busi	ness:	
Mailing Address of Debtor ( PO BOX 548	(if different	t from stree	et address	s):		Mailin	g Address	of Joint Debto	or (if differe	nt from stre	et address):	
Ormsby, MN					ZIP Code							ZIP Code
					56162							ZH Code
Location of Principal Assets (if different from street addr												
Type of De		hox)			of Business			•	of Bankrup etition is Fi	•	Under Whic	h
☐ Individual (includes Joir	nt Debtors)			th Care Bu	siness		☐ Chapt	er 7	_	`	ŕ	
See Exhibit D on page 2 of  Corporation (includes L.)	-	LP)	☐ Single Asset Real Estate as definin 11 U.S.C. § 101 (51B)		defined	☐ Chapt ☐ Chapt				etition for Ro Main Procee		
Partnership	6.1 1		☐ Railroad ☐ Stockbroker				☐ Chapt		☐ Cl	napter 15 P	etition for Re	ecognition
Other (If debtor is not one check this box and state typ			☐ Commodity Broker☐ Clearing Bank				☐ Chapt	er 13	of	a Foreign	Nonmain Pro	oceeding
Chapter 15 D			Othe		mpt Entity	,	-			of Debts one box)		
Country of debtor's center of main interests:  Each country in which a foreign proceeding by, regarding, or against debtor is pending:			under		, if applicabl empt organize the United S	e) zation tates	defined "incurr	are primarily con I in 11 U.S.C. § ed by an individual, family, or I	101(8) as dual primarily	for		are primarily ess debts.
I ~	Fee (Check	k one box)			l —	one box:		-	ter 11 Debt			
Full Filing Fee attached				1	]			debtor as defin ness debtor as d				
Filing Fee to be paid in inst attach signed application fo	or the court's	consideratio	n certifyin	g that the	ПП		regate nonco	ntingent liquida	ited debts (exc	luding debts	owed to insid	ers or affiliates)
debtor is unable to pay fee Form 3A.	except in ins	stallments. R	ule 1006(t	). See Offic		are less than	\$2,490,925 (					e years thereafter).
Filing Fee waiver requested attach signed application fo					st B.		ng filed with of the plan w	this petition. were solicited pro S.C. § 1126(b).	epetition from	one or more	e classes of cre	editors,
Statistical/Administrative			2 11 . 21			1*.			THIS	SPACE IS I	FOR COURT	USE ONLY
☐ Debtor estimates that fur ☐ Debtor estimates that, af there will be no funds av	fter any exe	empt prope	rty is exc	luded and	administrat		es paid,					
Estimated Number of Credit		] [	1									
	00- 20	00- 1	,000- ,000	5,001- 10,000	10,001- 25,000	25,001- 50,000	50,001- 100,000	OVER 100,000				
Estimated Assets		1 -	1		П	П	П					
\$50,000 \$100,000 \$50	00,001 to \$5 00,000 to	500,001 \$ 0 \$1 to	1,000,001 5 \$10 hillion	\$10,000,001 to \$50 million	\$50,000,001 to \$100 million	\$100,000,001 to \$500 million	\$500,000,001 to \$1 billion	More than \$1 billion				
	00,001 to \$5 00,000 to	500,001 \$ 0 \$1 to	1,000,001 0 \$10 nillion	\$10,000,001 to \$50 million	\$50,000,001 to \$100 million	\$100,000,001 to \$500 million	\$500,000,001 to \$1 billion					

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**B1** (Official Form 1)(04/13) Page 2 Name of Debtor(s): Voluntary Petition North Country Seed, LLC (This page must be completed and filed in every case) All Prior Bankruptcy Cases Filed Within Last 8 Years (If more than two, attach additional sheet) Case Number: Date Filed: Location Where Filed: - None -Date Filed: Location Case Number: Where Filed: Pending Bankruptcy Case Filed by any Spouse, Partner, or Affiliate of this Debtor (If more than one, attach additional sheet) Name of Debtor: Case Number: Date Filed: See Attachment District: Relationship: Judge: Exhibit B Exhibit A (To be completed if debtor is an individual whose debts are primarily consumer debts.) (To be completed if debtor is required to file periodic reports (e.g., I, the attorney for the petitioner named in the foregoing petition, declare that I forms 10K and 10Q) with the Securities and Exchange Commission have informed the petitioner that [he or she] may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, and have explained the relief available pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 under each such chapter. I further certify that I delivered to the debtor the notice required by 11 U.S.C. §342(b). and is requesting relief under chapter 11.) ☐ Exhibit A is attached and made a part of this petition. Signature of Attorney for Debtor(s) (Date) Exhibit C Does the debtor own or have possession of any property that poses or is alleged to pose a threat of imminent and identifiable harm to public health or safety? Yes, and Exhibit C is attached and made a part of this petition. No. Exhibit D (To be completed by every individual debtor. If a joint petition is filed, each spouse must complete and attach a separate Exhibit D.) ☐ Exhibit D completed and signed by the debtor is attached and made a part of this petition. If this is a joint petition: ☐ Exhibit D also completed and signed by the joint debtor is attached and made a part of this petition. Information Regarding the Debtor - Venue (Check any applicable box) Debtor has been domiciled or has had a residence, principal place of business, or principal assets in this District for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other District. There is a bankruptcy case concerning debtor's affiliate, general partner, or partnership pending in this District. Debtor is a debtor in a foreign proceeding and has its principal place of business or principal assets in the United States in this District, or has no principal place of business or assets in the United States but is a defendant in an action or proceeding [in a federal or state court] in this District, or the interests of the parties will be served in regard to the relief sought in this District. Certification by a Debtor Who Resides as a Tenant of Residential Property (Check all applicable boxes) Landlord has a judgment against the debtor for possession of debtor's residence. (If box checked, complete the following.) (Name of landlord that obtained judgment) (Address of landlord) Debtor claims that under applicable nonbankruptcy law, there are circumstances under which the debtor would be permitted to cure the entire monetary default that gave rise to the judgment for possession, after the judgment for possession was entered, and Debtor has included with this petition the deposit with the court of any rent that would become due during the 30-day period after the filing of the petition. Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(l)).

## **B1** (Official Form 1)(04/13)

Voluntary Petition

(This page must be completed and filed in every case)

Name of Debtor(s
------------------

North Country Seed, LLC

#### **Signatures** Signature(s) of Debtor(s) (Individual/Joint)

I declare under penalty of perjury that the information provided in this petition is true and correct.

If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7] I am aware that I may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7. [If no attorney represents me and no bankruptcy petition preparer signs the petition] I have obtained and read the notice required by 11 U.S.C. §342(b).

I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.

Signature of Debtor

Signature of Joint Debtor

Telephone Number (If not represented by attorney)

Date

#### Signature of Attorney\*

#### X /s/ Ralph V. Mitchell

Signature of Attorney for Debtor(s)

#### Ralph V. Mitchell 184639

Printed Name of Attorney for Debtor(s)

### **Lapp Libra Thomson Stoebner Pusch**

Firm Name

120 South Sixth Street **Suite 2500** 

Minneapolis, MN 55402

Address

#### 612-338-5815 Fax: 612-338-6651

Telephone Number

## **September 29, 2015**

Date

\*In a case in which § 707(b)(4)(D) applies, this signature also constitutes a certification that the attorney has no knowledge after an inquiry that the information in the schedules is incorrect.

## **Signature of Debtor (Corporation/Partnership)**

I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor.

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

## X /s/ Joel Rabbe

Signature of Authorized Individual

#### Joel Rabbe

Printed Name of Authorized Individual

#### Chief Manager

Title of Authorized Individual

#### **September 29, 2015**

Date

#### Signature of a Foreign Representative

Page 3

I declare under penalty of perjury that the information provided in this petition is true and correct, that I am the foreign representative of a debtor in a foreign proceeding, and that I am authorized to file this petition.

(Check only one box.)

- ☐ I request relief in accordance with chapter 15 of title 11. United States Code. Certified copies of the documents required by 11 U.S.C. §1515 are attached.
- ☐ Pursuant to 11 U.S.C. §1511, I request relief in accordance with the chapter of title 11 specified in this petition. A certified copy of the order granting recognition of the foreign main proceeding is attached.

7	v
2	١

Signature of Foreign Representative

Printed Name of Foreign Representative

Date

## Signature of Non-Attorney Bankruptcy Petition Preparer

I declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; (2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h), and 342(b); and, (3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for filing for a debtor or accepting any fee from the debtor, as required in that section. Official Form 19 is attached.

Printed Name and title, if any, of Bankruptcy Petition Preparer

Social-Security number (If the bankrutpcy petition preparer is not an individual, state the Social Security number of the officer, principal, responsible person or partner of the bankruptcy petition preparer.)(Required by 11 U.S.C. § 110.)

	_			
٩	٧	v	•	
	١,	8		

Date

Address

Signature of bankruptcy petition preparer or officer, principal, responsible person, or partner whose Social Security number is provided above.

Names and Social-Security numbers of all other individuals who prepared or assisted in preparing this document unless the bankruptcy petition preparer is not an individual:

If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person.

A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both. 11 U.S.C. §110; 18 U.S.C. §156.

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In re	North Country Seed, LLC	Case No
-	• •	-,

Debtor

# FORM 1. VOLUNTARY PETITION Pending Bankruptcy Cases Filed Attachment

Rabbe Ag Enterprises, General Partnership 15- 09/29/15
Affiliate

Rabbe Farms LLP 15- 09/29/15

**Affiliate** 

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**B4** (Official Form 4) (12/07)

## United States Bankruptcy Court District of Minnesota

In re	North Country Seed, LLC			
		Debtor(s)	Chapter	11

#### LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

Following is the list of the debtor's creditors holding the 20 largest unsecured claims. The list is prepared in accordance with Fed. R. Bankr. P. 1007(d) for filing in this chapter 11 [or chapter 9] case. The list does not include (1) persons who come within the definition of "insider" set forth in 11 U.S.C. § 101, or (2) secured creditors unless the value of the collateral is such that the unsecured deficiency places the creditor among the holders of the 20 largest unsecured claims. If a minor child is one of the creditors holding the 20 largest unsecured claims, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See 11 U.S.C. § 112; Fed. R. Bankr. P. 1007(m).

(1)	(2)	(3)	(4)	(5)
Name of creditor and complete mailing address including zip code	Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted	Nature of claim (trade debt, bank loan, government contract, etc.)	Indicate if claim is contingent, unliquidated, disputed, or subject to setoff	Amount of claim [if secured, also state value of security]
Ben and Pete Christenson 75950 300th Street Saint James, MN 56081	Ben and Pete Christenson 75950 300th Street Saint James, MN 56081	show plot		1,500.00
Dave Snyder 3868 150th Street Estherville, IA 51334	Dave Snyder 3868 150th Street Estherville, IA 51334	show plot		1,500.00
Dennis Hylen 49729 State Hwy 60 Lake Crystal, MN 56055	Dennis Hylen 49729 State Hwy 60 Lake Crystal, MN 56055	show plot		1,500.00
FCA Coop PO 228 Jackson, MN 56143	FCA Coop PO 228 Jackson, MN 56143	grain		2,835,000.00
Glenn Henriksen PO Box 138 Armstrong, IA 50514	Glenn Henriksen PO Box 138 Armstrong, IA 50514	show plot		1,500.00
Greg Knight 3070 Hwy 71 Spencer, IA 51301	Greg Knight 3070 Hwy 71 Spencer, IA 51301	show plot		2,500.00
Herman Anderson 26610 State Hwy 15 Madelia, MN 56062	Herman Anderson 26610 State Hwy 15 Madelia, MN 56062	show plot		1,500.00
Jeff Hohenstein 51195 158th Street Garden City, MN 56034	Jeff Hohenstein 51195 158th Street Garden City, MN 56034	show plot		1,500.00
Joel Oberdieck 42699 850th Ave Truman, MN 56088	Joel Oberdieck 42699 850th Ave Truman, MN 56088	show plot		1,500.00
Ken Anacker 57915 310th Street Mountain Lake, MN 56159	Ken Anacker 57915 310th Street Mountain Lake, MN 56159	show plot		1,500.00
Lauren Steinle 33919 640th Avenue Butterfield, MN 56120	Lauren Steinle 33919 640th Avenue Butterfield, MN 56120	show plot		1,500.00
Merle Gieseke 2230 150th Street Fairmont, MN 56031	Merle Gieseke 2230 150th Street Fairmont, MN 56031	show plot		1,500.00

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B4 (Offic	cial Form 4) (12/07) - Cont.		
In re	North Country Seed, LLC	Case No.	
	Debtor(s)		

## LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

(Continuation Sheet)

(1)	(2)	(3)	(4)	(5)
Name of creditor and complete mailing address including zip code	Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted	Nature of claim (trade debt, bank loan, government contract, etc.)	Indicate if claim is contingent, unliquidated, disputed, or subject to setoff	Amount of claim [if secured, also state value of security]
Mike Maurer	Mike Maurer	show plot		1,500.00
50921 213th Street Lake Crystal, MN 56055	50921 213th Street Lake Crystal, MN 56055			
Neal Mensing 14136 365th Avenue Blue Earth, MN 56013	Neal Mensing 14136 365th Avenue Blue Earth, MN 56013	show plot		1,500.00
Pro Cooperative 17 3rd Avenue NE Pocahontas, IA 50574	Pro Cooperative 17 3rd Avenue NE Pocahontas, IA 50574	grain		110,011.90
Sanford Seibert 35252 State Hwy 15 Lewisville, MN 56060	Sanford Seibert 35252 State Hwy 15 Lewisville, MN 56060	show plot		1,500.00
South Central Coop 64842 460th Street Fairfax, MN 55332	South Central Coop 64842 460th Street Fairfax, MN 55332	grain		36,000.00
South Central Electric Assoc. PO Box 150 Saint James, MN 56081	South Central Electric Assoc. PO Box 150 Saint James, MN 56081	utility		1,600.00
Todd Thilges 105 140th Steet West Bend, IA 50597	Todd Thilges 105 140th Steet West Bend, IA 50597	show plot		1,500.00
Wendel Rode 1311 105th Street Welcome, MN 56181	Wendel Rode 1311 105th Street Welcome, MN 56181	show plot		1,500.00

## DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF A CORPORATION OR PARTNERSHIP

I, the Chief Manager of the corporation named as the debtor in this case, declare under penalty of perjury that I have read the foregoing list and that it is true and correct to the best of my information and belief.

Date	September 29, 2015	Signature	/s/ Joel Rabbe
		-	Joel Rabbe
			Chief Manager

Penalty for making a false statement or concealing property: Fine of up to \$500,000 or imprisonment for up to 5 years or both. 18 U.S.C. §§ 152 and 3571.

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Form 1008-1 - Proof Of Authority To Sign And File Petition

## United States Bankruptcy Court District of Minnesota

	District of Minnesota		
In re North Country Seed, LLC	Debtor(s)	Case No. Chapter	11
	(4)	· ·	
STATEMENT REGARDING	G AUTHORITY TO SIGN A	ND FILE PET	ITION
I, <u>Joel Rabbe</u> , declare under penalty North Country Seed, LLC, a Minnesota limit resolution was duly adopted by the of this limited	ed liability company and that o		
"Whereas, it is in the best interest of this p Court pursuant to Chapter11 of Title 11 of		petition in the	United States Bankruptcy
Be It Therefore Resolved, that Joel Ral and directed to execute and deliver all documents bankruptcy case on behalf of the limited liability c	necessary to perfect the filing		
Be It Further Resolved, thatJoel Rabbe directed to appear in all bankruptcy proceedings of perform all acts and deeds and to execute and deliving connection with such bankruptcy case; and	n behalf of the limited liability	company, and	d to otherwise do and
Be It Further Resolved, thatJoel Rabbe directed to employRalph Mitchell, attorney to represent thelimited liability company in such b	and the law firm of Lapp Li		
I, <u>Joel Rabbe</u> , declare under penalty of per Minnesota limited liability company, and that I am voluntary bankruptcy case on behalf of the limited	authorized to file a voluntary		
Date	Signature Joel Rabbe Chief Manager	4	

LOCAL RULE REFERENCE: 1008-1

ADBO EICK & MEYERS, LLP PO BOX 3166 MANKATO MN 56002-3166

AMY EICH 208 PARK STREET SHERBURN MN 56171

BEN AND PETE CHRISTENSON 75950 300TH STREET SAINT JAMES MN 56081

BOB CRAVEN 1336 RAYMOND AVE. SAINT PAUL MN 55108

BRIAN KLEINE 306 WEST 2ND STREET SHERBURN MN 56171

CHS INSURANCE 5500 CENEX INVER GROVE HEIGHTS MN 55077

CITY OF ORMSBY PO BOX 507 ORMSBY MN 56162

CONNIE HELMERS 828 20TH AVENUE DUNNELL MN 56127

DAVE SNYDER 3868 150TH STREET ESTHERVILLE IA 51334 DAVID BRENEMAN 328 NORTH LAKE STREET SHERBURN MN 56171

DENNIS HYLEN 49729 STATE HWY 60 LAKE CRYSTAL MN 56055

DES MOINES SEWING MACHINE CO. 77 COLLEGE AVENUE DES MOINES IA 50314

DWAYNE MILBRATH 82289 380TH AVE. OKABENA MN 56161

FARMER'S STATE BANK OF TRIMONT PO BOX 338
TRIMONT MN 56176-0388

FCA COOP PO 228 JACKSON MN 56143

FRONTIER
PO BOX 20550
ORMSBY MN 56162

GARETH HOLMEN 54050 900TH STREET WINDOM MN 56101

GLENN HENRIKSEN PO BOX 138 ARMSTRONG IA 50514 GREG KNIGHT 3070 HWY 71 SPENCER IA 51301

HERMAN ANDERSON 26610 STATE HWY 15 MADELIA MN 56062

INTERNAL REVENUE SERVICE STOP 5700 30 EAST 7TH STREET, SUITE 1222 SAINT PAUL MN 55101

JEFF HOHENSTEIN 51195 158TH STREET GARDEN CITY MN 56034

JOEL OBERDIECK 42699 850TH AVE TRUMAN MN 56088

KEN ANACKER 57915 310TH STREET MOUNTAIN LAKE MN 56159

LARRY HEGER 318 220TH AVENUE FULDA MN 56131

LAUREN STEINLE 33919 640TH AVENUE BUTTERFIELD MN 56120

MARK BAKKEN PO BOX 474 ORMSBY MN 56162 MERLE GIESEKE 2230 150TH STREET FAIRMONT MN 56031

MIKE MAURER 50921 213TH STREET LAKE CRYSTAL MN 56055

MN DEPARTMENT OF REVENUE 551 BKY SECTION P O BOX 64447 SAINT PAUL MN 55164

NEAL MENSING 14136 365TH AVENUE BLUE EARTH MN 56013

PRO COOPERATIVE 17 3RD AVENUE NE POCAHONTAS IA 50574

QUILL CORPORATION PO BOX 37600 PHILADELPHIA PA 19101

RAFAEL PADILLA V. 721 6TH STREET NORTH SAINT JAMES MN 56081

RYAN KAHLER 861 85TH STREET SHERBURN MN 56171

SANFORD SEIBERT 35252 STATE HWY 15 LEWISVILLE MN 56060 SOUTH CENTRAL COOP 64842 460TH STREET FAIRFAX MN 55332

SOUTH CENTRAL ELECTRIC ASSOC. PO BOX 150 SAINT JAMES MN 56081

STERLING ADAMSON 10 ASH STREET EAST TRIMONT MN 56176

SYLVESTER SPAETH 30152 STATE HWY 68 SLEEPY EYE MN 56085

TODD THILGES 105 140TH STEET WEST BEND IA 50597

TOM CONLON 36491 STATE HWY 22 SAINT PETER MN 56082

WENDEL RODE 1311 105TH STREET WELCOME MN 56181 Case 15-33482 Doc 1 Filed 09/29/15 Entered 09/29/15 15:34:36 Desc Main Document Page 13 of 13

## United States Bankruptcy Court District of Minnesota

In re	North Country Seed, LLC		Case No.	
	-	Debtor(s)	Chapter	11
	CORPOR	RATE OWNERSHIP STATEMENT (	(RULE 7007.1)	
recusa is a (a	al, the undersigned counsel for <u>N</u> re) corporation(s), other than the	y Procedure 7007.1 and to enable the June North Country Seed, LLC in the above of debtor or a governmental unit, that direst interests, or states that there are no entited in the state of	captioned action ctly or indirectly	n, certifies that the following y own(s) 10% or more of
■ Nor	ne [Check if applicable]			
Septe	ember 29, 2015	/s/ Ralph V. Mitchell		
Date		Ralph V. Mitchell 184639		
		Signature of Attorney or Litiga		
		Counsel for North Country Se		
		120 South Sixth Street	ruscii	
		Suite 2500		
		Minneapolis, MN 55402		

612-338-5815 Fax:612-338-6651