

LAKE AREA CORN PROCESSORS, LLC



46269 SD Hwy 34
PO Box 100
Wentworth, SD 57075
605-483-2679

LAKE AREA CORN PROCESSORS, LLC

NOMINATION PETITION TO BOARD OF MANAGERS

FOR DETAILS CONCERNING NOMINATION AND RESPONSIBILITIES OR REQUIREMENTS,
PLEASE CALL ROB BUCHHOLTZ, AT (605) 483-2676.

I, _____, wish to submit _____ in
nomination for election to the Board of Managers of Lake Area Corn Processors, LLC ("LACP").¹

Signature

Name (please print)

Address

City State Zip Code

Any nominee to the Board of Managers must complete the following attached documents:

1. **Exhibit A-** Certification
2. **Exhibit B** – Nominee Information Request (does not need to be completed by incumbent Managers)

Your nominee will not be considered for a position on the Board of Managers unless the Company receives these documents from your nominee.

Please return your petition to Lake Area Corn Processors, LLC by January 1, 2025 at the address stated above or by emailing your petition to investor-realtions@dakotaethanol.com.

¹ You may designate yourself.

EXHIBIT A - CERTIFICATION

(see attached pages)

LAKE AREA CORN PROCESSORS, LLC

NOMINEE MANAGER

CERTIFICATION

I, _____ hereby certify and swear to the following:

That during the past five years I have not:

1. Had a petition under the Federal bankruptcy laws or any state insolvency law filed by or against me, or had any receiver, fiscal agent, or similar officer appointed by a court for any business or property of mine, including any partnership, corporation or business association of which I was a general partner or executive officer either at the time of the bankruptcy or within two years prior to that time;
2. Been convicted in a criminal proceeding or been subject to a pending criminal proceeding (excluding traffic violations and other minor offenses);
3. Been subject to any order, judgment, or decree, not subsequently reversed, suspended or vacated, of any court of competent jurisdiction, permanently or temporarily enjoining, barring, suspending or otherwise limiting my involvement in any of the following activities:
 - (a) Acting as a futures commission merchant, introducing broker, commodity trading advisor, commodity pool operator, floor broker, leverage transaction merchant, any other person regulated by the Commodity Futures Trading Commission, or an associated person of any of the foregoing, or as an investment adviser, underwriter, broker or dealer in securities, or as an affiliated person, director or employee of any investment company, bank, savings and loan association or insurance company, or engaging in or continuing any conduct or practice in connection with such security,
 - (b) Engaging in any type of business practice, or
 - (c) Engaging in any activity in connection with the purchase and sale of any security or in connection with any violation of Federal or State securities laws.
4. Been the subject of any order, judgment or decree, not subsequently reversed, suspended or vacated, of any Federal or State authority barring, suspending or otherwise limiting for more than 60 days the right of such person to engage in any activity described in paragraph 3 of this Certification, or to be associated with persons engaged in any such activity;
5. Been found by a court of competent jurisdiction in a civil action or by the Securities and Exchange Commission to have violated any Federal or State securities law, and the judgment in such civil action or finding by the Securities and Exchange Commission has not been subsequently reversed, suspended, or vacated; or
6. Been found by a court of competent jurisdiction in a civil action by the Commodities Futures Trading Commission to have violated a Federal commodities law, and the judgment in such civil action or the finding of the Commodity Futures Trading Commission has not been reversed, suspended, or vacated.

Dated this ____ day of _____, 2024

Signature

EXHIBIT B – NOMINEE INFORMATION REQUEST

(See Attached Pages)

LAKE AREA CORN PROCESSORS, LLC
MANAGER NOMINEE INFORMATION REQUEST

Existing members of the Board of Managers need not complete Section A through D below. All other candidates must complete Section A through D below.

A) Employment Information

- 1) Please provide the following information regarding your employment history during the last five years (if you have been engaged in farming for the last five years, please state “Farmer” under ‘Name of Employer’ and the location (town/county/state) of your farming operation under ‘Title Position’.) Feel free to attach a current resume in lieu thereof or in addition thereto.

<u>NAME OF EMPLOYER</u>	<u>TITLE/POSITION DURING EMPLOYMENT</u>	<u>TIME PERIOD EMPLOYED (FROM mo/yr. TO mo/yr.)</u>
1.		
2.		
3.		
4.		

B) Educational History

- 1) Please provide the following information regarding your educational background (if you attended but did not actually receive a degree from any of the following, please state the time period you attended under ‘Degree Obtained’.) Feel free to attach a resume in lieu thereof.

<u>NAME OF HIGH SCHOOL</u>	<u>CITY/STATE</u>	<u>YEAR OF GRADUATION</u>	<u>DEGREE OBTAINED</u>

D) Representations and Warranties

I, _____, acknowledge and represent as follows:

(Print Name)

- a) That the information provided and contained herein is true and correct to the best of my knowledge and ability.
- b) That the Nominating Committee of LACP retains full discretion in nominating persons to serve on the Board of Managers for 2025 and, by filling out and returning this Nomination Petition, there are no assurances that I will be nominated and placed on the ballot for the 2025 election of the Board of Managers of LACP.
- c) That, by filling out and signing this Nomination Petition, and if selected by the Nomination Committee of LACP, I hereby give my consent to the Nominating Committee to place my name on the ballot for the election of the Board of Managers at the 2025 annual meeting of members.
- d) That, if nominated by the Nominating Committee of LACP to be placed on the ballot for the election of the Board of Managers at the 2025 annual meeting, I consent to publicly disclose any and all information contained herein and any information (personal or otherwise) requested by the Nominating Committee, the current Board of Managers, or legal counsel for purposes of complying with federal and state securities laws and any other laws.
- e) That, if nominated and elected to serve on the Board of Managers following the 2025 annual meeting, I understand that I will be subject to various duties and responsibilities as set forth in LACP's Operating Agreement and under South Dakota law, and that I agree to perform such duties as a member of the Board of Managers of LACP to the best of my ability and knowledge.
- f) That, if nominated and elected to the Board of Managers, I understand that I will be subject to various federal and state securities laws and other laws, including laws relating to insider trading and that I will be exposed to potential liability for violation of these and other laws.

DATED THIS _____ DAY OF _____, 20____.

Signature