

Felhaber Larson Fenlon & Vogt

A Professional Association – Attorneys at Law

MINNEAPOLIS
220 South Sixth Street . Suite 2200
Minneapolis, MN 55402-4504
612 339 6321 . Fax 612 338 0535

ST. PAUL
444 Cedar Street . Suite 2100
St. Paul, MN 55101-2136
651 222 6321 . Fax 651 222 8905

Richard J. Savelkoul
651-312-6042
Fax: 651-222-8905
E-mail: rsavelkoul@felhaber.com
Reply to St. Paul Office

RECEIVED

MAY 13 2009

PUBLIC SERVICE COMMISSION

May 13, 2009

Darrell Nitschke
Executive Secretary
North Dakota Public Service Commission
600 East Boulevard, Department 408
Bismarck, ND 58505-0480

RE: In the matter of Otter Tail Power Company's Annual Filing for Renewable Resource Cost Recovery Factor
Case No.: PU-08-742
In the matter of the Application of Otter Tail Corporation for Authority to Increase Rates for Electric Service in North Dakota
Case No.: PU-08-862
Our File No.: 24677.001

Dear Secretary Nitschke:

I am filing this letter to clarify the intent of the Joint Application for Trade Secret Protection filed on April 24, 2009, in Case Nos. PU-08-742 and PU-08-862, in which the Large Industrial Group (LIG) Intervenors and Otter Tail Power Company (OTP) requested trade secret protection over certain information contained in Ms. Kavita Maini's direct testimony, filed on April 6, 2009.

All the information that is the subject of the Application is covered by the Commission's December 17, 2008 Order granting trade secret protection in Case No PU-08-742. However, because Ms. Maini's testimony is being filed in both that case and in Case No. PU-08-862, the Joint Application was filed so as to protect the information in both cases. If staff determines that the Order issued in Case No. PU-08-742 already covers the information in both cases, the joint Application can be deemed withdrawn as redundant. Otherwise, the LIG and OTP request that

90 **PU-08-862** Filed: 5/13/2009 Pages: 2
Letter Clarifying Intent of Joint Application for Trade Secret Protection

STP:

Intervenor - Large Industrial Energy Group
R. Savelkoul, FelhaberLarsonFenlon&Vogt

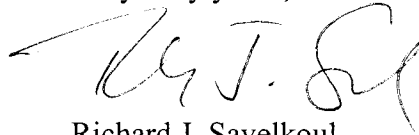
65 **PU-08-742** Filed: 5/13/2009 Pages: 2
Letter Clarifying Intent of Joint Application for Trade Secret Protection

Intervenor - Large Industrial Energy Group
R. Savelkoul, FelhaberLarsonFenlon&Vogt

Darrell Nitschke
Executive Secretary
North Dakota Public Service Commission
May 13, 2009
Page 2

an Order be issued in Case No. PU-08-862 to ensure that the information is granted trade secret protection in that case.

Very truly yours,

A handwritten signature in black ink, appearing to read "R.J. Savelkoul". The signature is written in a cursive style with a large initial "R" and "S".

Richard J. Savelkoul

RJS:vac