

STATE OF NORTH DAKOTA

PUBLIC SERVICE COMMISSION

**Enbridge Pipelines (North Dakota) LLC
Bakken Pipeline Project US – Ward & Burke Counties
Siting Application**

Case No. PU-10-612

**ORDER GRANTING PROTECTION OF INFORMATION
JUNE 17, 2015**

On March 5, 2014 Enbridge Pipelines (North Dakota) LLC filed an application to protect confidential critical energy infrastructure information under N.D. Admin. Code § 69-06-05-01(2)(q), asserting the information is exempt from N.D.C.C. § 44-04-18.

On August 15, 2014, North Dakota Public Service Commission Staff filed and served its response to the request, recommending the Commission approve the request.

Enbridge states that the information contained on a CD and labeled “CRITICAL ENERGY INFRASTRUCTURE INFORMATION – PRIVATE” is protected critical energy infrastructure and is entitled to nondisclosure as Critical Energy Infrastructure Information under the USA Patriot Act of 2011 and other federal guidelines. Enbridge further asserts the information qualifies as being exempt from public disclosure pursuant to N.D.C.C. § 44-04-24.

N.D. Admin. Code § 69-02-09-03 states that the “commission staff shall examine the information and application, and file and serve a response that includes a recommendation on whether the information qualifies for protection.”

Staff has reviewed the request of Enbridge Pipelines (North Dakota) LLC for protection of information. Staff believes that the application satisfies the requirements of the law which allows the Commission to grant protection in this proceeding. The Commission’s process provides a means for interested parties to review trade secret documents upon signing a nondisclosure agreement.

The Commission concludes Enbridge Pipelines (North Dakota) LLC’s application satisfies the requirements of the North Dakota Century Code for protection of the information which is the subject of this request.

Order

The Commission orders the March 5, 2014 application of Enbridge Pipelines (North Dakota) LLC for protection of information GRANTED.

PUBLIC SERVICE COMMISSION



**Randy Christmann
Commissioner**



**Julie Fedorchak
Chairman**



**Brian P. Kalk
Commissioner**