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August 14, 2014



Public Service Commission  
Attention: John Hamre  
600 East Boulevard Avenue, Dept. 480  
Bismarck, ND 58505-0480

In re: Enbridge Pipelines (North Dakota), LLC  
Berthold Station Expansion Project  
Siting Application  
Case No.: PU-11-232

Dear Mr. Hamre:

Enclosed for filing is the Staff Response to Application to Protect Confidential Critical Energy Infrastructure Information with regard to the above-referenced case.

If you have any questions, please feel free to give me a call.

Respectfully,

  
MITCHELL D. ARMSTRONG  
Special Assistant Attorney General for  
Public Service Commission

Sheldon A. Smith\*  
Randall J. Bakke\*\*\*  
Scott K. Porsborg\*\*\*  
Suzanne M. Schweigert\*  
Mitchell D. Armstrong\*\*  
Shawn A. Grinolds\*\*  
Stacy M. Moldenhauer\*\*  
David J. Smith\*\*  
Bradley N. Wiederholt\*\*  
Jack E. Zuger\*  
Brian D. Schmidt\*  
Tyler J. Malm\*

tmh  
enclosure  
cc: Brian Bjella (w/ enc.)

PSC.2

\* Licensed in North Dakota

■ Licensed in Minnesota

● Licensed in South Dakota

\* Board Certified Civil Trial  
Specialist by National Board  
of Trial Advocacy

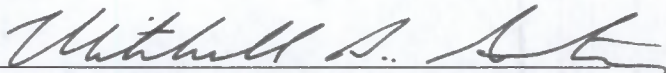
**STAFF RESPONSE TO APPLICATION TO PROTECT CONFIDENTIAL  
CRITICAL ENERGY INFRASTRUCTURE INFORMATION**

On April 2, 2014 Enbridge filed an application to protect confidential critical energy infrastructure information required by N.D. Admin. Code § 69-06-05-01(2)(q), asserting the information is exempt from N.D.C.C. § 44-04-18. Enbridge has filed the information with the Commission in a sealed envelope containing a CD and labeled “CRITICAL ENERGY INFRASTRUCTURE INFORMATION - PRIVATE.” Enbridge asserts the information 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.

Staff believes the information qualifies for the protection Enbridge seeks. In addition, similar but less detailed and exact information is included in the application which provides information necessary for interested parties to review the project and associated factors in this siting proceeding without disclosure of the critical energy infrastructure information.

For reasons set forth above, staff recommends that the Commission grant Enbridge’s request.

Dated this 14<sup>th</sup> day of August, 2014.

By: 

Mitchell D. Armstrong (ND. ID # 05892)  
Special Assistant Attorney General for PSC  
122 East Broadway Avenue  
P.O. Box 460  
Bismarck, ND 58502-0460  
Phone (701) 258-0630

Enbridge Pipelines (North Dakota) LLC  
Berthold Station Expansion Project – Ward County  
Siting Application

Case No.: PU-11-232

AFFIDAVIT OF SERVICE BY MAIL

STATE OF NORTH DAKOTA     )  
                                                  )ss  
COUNTY OF BURLEIGH     )

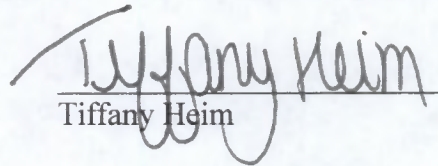
Tiffany Heim states under oath as follows:

1. I swear and affirm upon penalty of perjury that the statements made in this affidavit are true and correct.

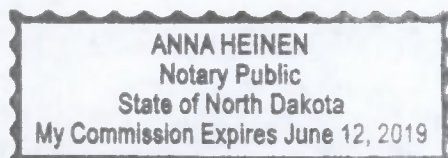
2. I am of legal age and on the 14<sup>th</sup> day of August, 2014, I served the attached **STAFF RESPONSE TO APPLICATION TO PROTECT CONFIDENTIAL CRITICAL ENERGY INFRASTRUCTURE INFORMATION** upon the following, by mailing a true and correct copy to the following:

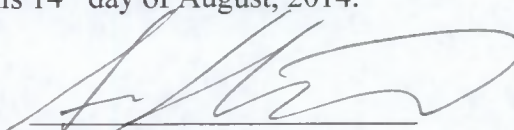
Brian Bjella  
Attorney at Law  
P.O. Box 2798  
Bismarck, ND 58502-2798

and depositing the same, with postage prepaid, in the United States mail at Bismarck, North Dakota

  
Tiffany Heim

Subscribed and sworn before me this 14<sup>th</sup> day of August, 2014.



  
Notary Public  
Burleigh County, North Dakota