

**STATE OF NORTH DAKOTA**  
**PUBLIC SERVICE COMMISSION**

**Montana-Dakota Utilities Co. a Division of MDU  
Resources Group, Inc.  
Advance Determination of Prudence- 88 MW Turbine  
Application**

**Case No. PU-11-395**

**Montana-Dakota Utilities Co., a Division of MDU  
Resources Group, Inc.  
88 MW Combustion Turbine  
Public Convenience & Necessity**

**Case No. PU-11-396**

**AFFIDAVIT OF SERVICE BY CERTIFIED & ELECTRONIC MAIL**

STATE OF NORTH DAKOTA  
COUNTY OF BURLEIGH

**Cara DeSaye** deposes and says that:

she is over the age of 18 years and not a party to this action and, on the **20<sup>th</sup>** day of **December, 2011**, she deposited in the United States Mail, at Bismarck, North Dakota, **one** envelope with certified postage, return receipt requested, fully prepaid, securely sealed and containing a photocopy of:

**Order Granting Trade Secret Protection**

The envelope was addressed as follows:

Daniel Kuntz  
MDU Resources Group, Inc.  
PO Box 5650  
Bismarck ND 58506-5650

**Cert No. 7009 2820 0002 9238 0774**

**Cara DeSaye** further deposes and says that on the **20<sup>th</sup>** day of **December, 2011**, she electronically mailed **one** photocopy of the same.

The electronic mail was addressed as follows:

Tamie Aberle  
Montana-Dakota Utilities Co.  
[tamie.aberle@mdu.com](mailto:tamie.aberle@mdu.com)

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Affidavit of Service cert. and email - Order Granting Trade Secret Protection  
Public Service Commission

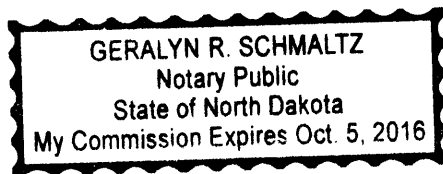
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Public Service Commission

Affidavit of Service  
Page 2  
December 20, 2011

Each address shown is the respective addressee's last reasonably ascertainable post office address.

Subscribed and sworn to before me  
this 20<sup>th</sup> day of **December, 2011**.

SEAL



Cara DeBoye  
Suzanne R. Schmalz  
Notary Public

STATE OF NORTH DAKOTA  
PUBLIC SERVICE COMMISSION

RECEIVED

DEC 19 2011

Montana Dakota Utilities Co.,  
a Division of MDU Resources Group, Inc.  
Application for Advance Determination of Prudence  
88 MW Simple Cycle Combustion Turbine

PUBLIC SERVICE COMMISSION

Case No. PU-11-395

Montana Dakota Utilities Co.,  
a Division of MDU Resources Group, Inc.  
Application for Certificate of Public Convenience and Necessity  
88 MW Simple Cycle Combustion Turbine

Case No. PU-11-396

ORDER GRANTING TRADE SECRET PROTECTION

Montana-Dakota Utilities Co., a division of MDU Resources Group, Inc. (Montana-Dakota), having applied for trade secret protection pursuant to N.D. Admin. Code § 69-02-09-01 for a protective order in accordance with the provision of N.D. Admin. Code § 69-02-09-04 for the information provided by certain identified and described portions of the initial testimony of Richard S. Hahn to be filed on behalf of the North Dakota Public Service Commission Advocacy Staff for the hearing of the captioned cases now before the commission (the subject information); its application and the subject information for which trade secret protection is sought having been examined by commission staff as required by N.D. Admin. Code § 69-02-09-03 and commission staff having made a prima facie recommendation that the subject information is relevant for the hearing of those cases and a trade secret as defined by N.D.C.C. § 47-25.1-01(4); and having considered the application and the recommendation of commission staff, and having determined that the subject information is relevant for the hearing of those cases and that the subject information is a trade secret as

defined by N.D.C.C. § 47-25.1-01(4) and entitled to protection pursuant to and in accordance with the provisions of N.D.C.C. ch. 47-25.1 and N.D. Admin. Code ch. 69-02-09; it is

Ordered, that Montana-Dakota shall be, and it hereby is, granted trade secret protection pursuant to and in accordance with the provisions of N.D.C.C. ch. 47-25.1 and N.D. Admin. Code ch. 69-02-09 for the subject information; and it is further

Ordered, that this order shall not constitute precedent for a determination of entitlement to trade secret protection for any information upon any subsequent application.

Dated December 19, 2011.

NORTH DAKOTA PUBLIC SERVICE COMMISSION

By:



Al. Wahl, Administrative Law Judge