

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

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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