

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

Enbridge Pipelines (North Dakota) LLC
Little Muddy Station Connection Project - Williams
Siting Application

Case No. PU-11-606

AFFIDAVIT OF SERVICE BY CERTIFIED MAIL

STATE OF NORTH DAKOTA
COUNTY OF BURLEIGH

Geralyn R. Schmaltz deposes and says that:

she is over the age of 18 years and not a party to this action and, on the **21st** day of **October, 2016**, 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 Protection Of Information**

The envelope was addressed as follows:

Brian Bjella
Crowley Fleck PLLP
100 West Broadway, Suite 250
Bismarck ND 58501
Cert. No. 7016 0600 0000 4633 8024

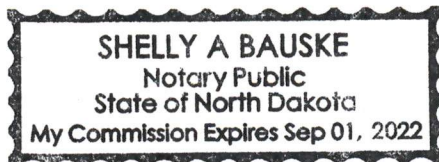
The address shown is the respective addressee's last reasonably ascertainable post office address.

Subscribed and sworn to before me
this **21st** day of **October, 2016**.





Notary Public



SEAL

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

**Enbridge Pipelines (North Dakota) LLC
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Case No. PU-11-606

ORDER GRANTING PROTECTION OF INFORMATION

October 19, 2016

On December 16, 2013 Enbridge Pipelines (North Dakota) LLC (Enbridge) filed an application to protect confidential critical energy infrastructure information that it is required to file under North Dakota Administrative Code section 69-06-05-01(2)(q) from public disclosure, asserting the information is exempt from North Dakota Century Code section 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 stated 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. Furthermore, the company asserts that the information is critical infrastructure that may be exempt from public disclosure under North Dakota Century Code section 44-04-24(2)(b).

North Dakota Administrative Code section 69-02-09-03 provides “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 of information in this proceeding. 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. Further, the Commission’s process provides a means for interested parties to review protected 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 December 16, 2013 application of Enbridge Pipelines (North Dakota) LLC for protection of information GRANTED.



Randy Christmann
Commissioner

PUBLIC SERVICE COMMISSION



Julie Fedorchak
Chairman



Brian P. Kalk
Commissioner