

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

Otter Tail Power Company
Minn-Kota Ag Products Inc. – Richland County
Public Convenience & Necessity

Case No. PU-17-96

(Minn-Kota Ag Products, Inc. v. NDPSC *et al.*

CIVIL NO. 08-2018-CV-01142)

PROTECTIVE AGREEMENT

On 13 November 2017, the Administrative Law Judge granted disclosure protection to certain information filed as exhibits during the pendency of the captioned case. The case is now on appeal to district court, and the protected exhibits must be filed with the certified record.

Consequently, permission to view the protected information must be provided to any party that does not otherwise have access to it, and copies must be provided rather than requiring the party to view the information in the Commission offices.

To maintain the integrity of the protection, the party to whom the information is provided must identify the information, sign this protective agreement, refrain from making and distributing copies, and return or dispose of the information as instructed by Commission staff or the owner of the information (Otter Tail Power Company or Dakota Valley Electric Cooperative, as applicable) at the conclusion of the appeal.

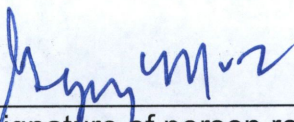
Agreement and acknowledgement of limitations and conditions:

I intend to review the information designated below and agree to keep the information confidential. I further agree to be bound by the terms of this agreement, relevant statutes, North Dakota Administrative Code chapter 69-02-09, and any Court, Commission or Administrative Law Judge order issued in the captioned matter regarding protection of this information.

I intend to review the following protected information:

1. PSC Docket Number 50 – Exhibit DVEC-13 – Load Factor Comparison
2. PSC Docket Number 64 - Late filed exhibit DVEC-LF5 - Trade secret data as to comparable facilities
3. PSC Docket Number 103 - Exhibit OTP-LF5 - Trade secret data as to comparable facilities

Date: Jun 29, 2018



(Signature of person reviewing information)

Name Gregory Merz

Title Attorney

Representing Minn-Katz Ag Products, Inc.

WARNING:

A violation of this agreement may subject the violator to civil and criminal liability.