



# Public Service Commission

## State of North Dakota

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September 15, 2017

Darrell Nitschke  
Executive Secretary  
North Dakota Public Service Commission  
600 E. Blvd. Ave. Dept. 408  
Bismarck, ND 58505-0480

*via hand delivery*

Re: Otter Tail Power Company  
Economic Development Rider (EDR)  
Approval

PU-17-238

Dear Mr. Nitschke:

Enclosed is a Staff Response to the 30 May 2017 Application for Protection of Information in the captioned cases.

Best regards,

John Schuh  
Legal Counsel


c:w/encl: Cary Stephenson

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing **STAFF RESPONSE TO APPLICATION FOR PROTECTION OF INFORMATION** was, on Sept 15<sup>th</sup> 2017, served on the following by regular mail:

Cary Stephenson  
Otter Tail Power Company  
PO Box 496  
Fergus Falls, MN 56538

Dated this 15<sup>th</sup> day of September 2017.



John Schuh  
Legal Counsel

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

**Otter Tail Power Company  
Economic Development Rider (EDR)  
Approval**

**Case No. PU-17-238**

**STAFF RESPONSE TO APPLICATION FOR PROTECTION OF INFORMATION**

On 30 May 2017, Otter Tail Power Company (Otter Tail or the Company) filed an application for a protective order to protect against public disclosure of information that Otter Tail filed with the Commission, qualifying as an exemption to N.D.C.C. section 44-04-18. Otter Tail's application is filed pursuant to N.D. Admin. Code §§ 69-02-09-01 and 69-02-09-04.

The information for which the Company seeks protection of information includes Otter Tail's Economic Developmental Model, which includes all company-related marginal costs and proposed investments to serve potential customers as well as estimates of customer billing determinants and related bill calculations. The information is not publicly available, is confidential business information, and specifically prepared for Otter Tail with data inputs unique to Otter Tail, or is subject to agreements that require the ongoing confidentiality of the information.

Staff has reviewed the information and believes that Otter Tail's application satisfies the requirements for protection of information, which is the subject of this request. The Commission's process provides a means for interested parties to review protected documents upon signing a nondisclosure agreement.

For reasons set forth above, Staff recommends that the Commission grant the application of Otter Tail to protect certain information filed in this case.

Dated this 14th day of September, 2017.

/s/ John M. Schuh

John Schuh  
Legal Counsel  
North Dakota Public Service Commission