

STATE OF NORTH DAKOTA  
PUBLIC SERVICE COMMISSION

Northern States Power Company  
Integrated Resource Plan  
Information

Case No. PU-19-220

AFFIDAVIT OF SERVICE BY ELECTRONIC MAIL

STATE OF NORTH DAKOTA  
COUNTY OF BURLEIGH

she is over the age of 18 years and not a party to this action and, on the **30th day of September 2019**, she sent an electronic message to **two** addressees, each including an electronic copy in portable document format of:

- **Staff Response to the Request for Protection of Information**

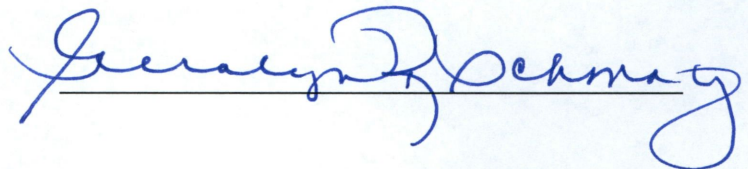
The electronic mails were addressed as follows:

Dave Sederquist  
[Dave.sederquist@xcelenergy.com](mailto:Dave.sederquist@xcelenergy.com)

[regulatory.records@xcelenergy.com](mailto:regulatory.records@xcelenergy.com)

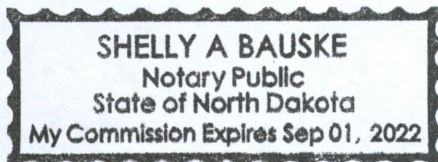
Each email address shown is the respective addressee's last reasonably ascertainable electronic mail address.

Subscribed and sworn to before me  
this **30th day of September 2019**.



  
Notary Public

SEAL



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

**Northern States Power Company  
Integrated Resource Plan  
Information**

**Case No. PU-19-220**

**STAFF RESPONSE TO THE REQUEST FOR PROTECTION OF INFORMATION**

On July 2, 2019 Northern States Power Company (Xcel Energy or the Company), filed an application for trade secret protection pursuant to North Dakota Administrative Code Section 69-02-09-1 for protection from public disclosure as a "Trade secret" as defined by North Dakota Century Code Section 47-25.1-01(4). The stated purpose is to protect any trade secret and commercial information pursuant to North Dakota Century Code § 44-04-18.4, or any other applicable disclosure laws.

The information for which the Company seeks protection includes private customer data and forecast data of annual system consumption and generation information with related technical studies, forecasted capital and O&M cost details, and critical infrastructure security data which have been marked as trade secret in the above referenced case.

The Company further states that the private customer data, forecast data of annual system consumption and generation information with related technical studies, forecasted capital and O&M cost details and critical infrastructure security data is trade secret because it is information that "(1) derives independent economic value, actual or potential, from not being generally known to, and not being readily ascertainable by proper means by, other persons that can obtain economic value from its disclosure; and (2) is the subject of efforts that are reasonable under the circumstances to maintain the secrecy of the


information,” as provided by North Dakota Century Code Section 44-04-18.4(2)(d). The Company also states that the information sought to be protected meets the definition of “trade secret” set forth in North Dakota Century Code Section 47-25.1-01(4).

The information could have economic value to potential vendors, contractors, and suppliers as well as participants in the organized energy and capacity markets. Additionally, customer information could have economic value to vendors or services to utilities and their customers. Such a result could be harmful for the Company’s customers in North Dakota.

The confidentiality of this information has been maintained by the Company. The information is not disclosed to the public or to persons other than employees or authorized agents who need to know the information to fulfill their responsibilities in connection with the Company's proposal, or to third persons pursuant to nondisclosure agreement to maintain the confidentiality of the information.

Staff has reviewed the request of the Company. Staff believes that the Company’s application satisfies the requirements of the North Dakota Century Code for protection of the information which is the subject of this request. For reasons set forth above, Staff recommends that the Commission grant the application of Northern States Power Company to protect certain filed information in the captioned case.

Dated this 30<sup>th</sup> day of September 2019.

  
\_\_\_\_\_  
Brian Johnson  
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North Dakota Public Service Commission  
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Bismarck ND, 58505  
701-328-2407