



Public Service Commission

State of North Dakota

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June 17, 2020

Steve Kahl
Executive Secretary
ND Public Service Commission
600 E. Boulevard Ave. Dept. 408
Bismarck, ND 58505-0480

via Hand Delivery

Re: Case No. PU-20-66
Otter Tail Power Company
Small Power Production / Cogeneration
Rates

Dear Mr. Kahl:

Enclosed is a copy of the Staff Response To Application For Protection Of Information to be filed in the above captioned case.

Best Regards,

Brian Johnson
Legal Counsel

Enclosure

9 **PU-20-66** Filed: 6/17/2020 Pages: 3
**Staff Response to Application for Protection of
Information**

Public Service Commission

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

**Otter Tail Power Company
Small Power Production / Cogeneration
Rates**

Case No. PU-20-66

STAFF RESPONSE TO APPLICATION FOR PROTECTION OF INFORMATION

February 2, 2020, Otter Tail Power Company filed an application for a protective order under North Dakota Administrative Code Section 69-02-09-01 for protecting against public disclosure protected information as defined by North Dakota Century Code 47-25.1-01(4) pursuant to N.D.C.C 44-04-18.4.

The information for which the Company seeks protection includes specific 2019 wind and solar renewable energy credits pricing and sales.

North Dakota Administrative Code Section 69-02-09-03 requires that the Commission staff examine the information and application and make a recommendation to the Commission.

Staff believes that the application satisfies the requirements of the North Dakota Century Code for protection of information, and that the information derives independent economic value, actual or potential, from not being generally known to, and not being readily ascertainable by proper means by, other persons who can obtain economic value from its disclosure or use; is the subject of efforts that are reasonable under the circumstances to maintain its secrecy; and constitutes information would be economically harmful to the company and ultimately to its consumers.

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

Dated this 17th day of June, 2020.



Brian Johnson
Staff Attorney
North Dakota Public Service Commission