

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

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

Case No. PU-21-26

ORDER ON PROTECTION OF INFORMATION

October 20, 2021

Preliminary Statement

On January 19, 2021, Otter Tail Power Company filed an Application for Protection of Information to protect certain information in the captioned case.

On July 26, 2021, staff reviewed the request of the Company for protection of information.

Discussion

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

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 subject matter of the information, would derive economic value to competitors and vendors, and give an advantage in competing for project procurement opportunities and leverage rate positions in the marketplace to Otter Tail's detriment which ultimately would hurt consumers.

The Company has requested that this, and similar types of this information, be treated as trade secret.

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 believes that the application satisfies the requirements of the law, which allows the Commission to grant protection of information in this proceeding.

The Commission concludes 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.

Order

The Commission orders the January 19, 2021, application of Otter Tail Power Company for protection of information is GRANTED.

PUBLIC SERVICE COMMISSION


Randy Christmann
Commissioner


Julie Fedorchak
Chair


Brian Kroshus
Commissioner