BEFORE THE PUBLIC SERVICE COMMISSION

OF THE STATE OF NORTH DAKOTA

Randy Christmann	Chair
Julie Fedorchak	Commissioner
Sheri Haugan-Hoffart	Commissioner

Case No. 21-424

In the Matter of the Application of Dakota Natural Gas, LLC for a Certificate of Public Convenience and Necessity to Construct and Operate a Natural Gas Distribution Line to Serve the City of Portland, North Dakota

AMENDED APPLICATION FOR FOR TRADE SECRET PROTECTION PROTECTION FOR CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY

Dakota Natural Gas, LLC (DNG), respectfully requests that the North Dakota Public Service Commission (Commission) grant Trade Secret Protection of Information for certain information contained in its Application for a Certificate of Public Convenience and Necessity pursuant to ND. Admin. Code 69-02-09-01.

DISCUSSION

DNG's Application for a Certificate of Public Convenience and Necessity has certain complete, audited financial statements for 2020 in documents appended thereto as Attachments C and D. DNG asserts that the information contained in the appended documents constitutes trade secret information within the meaning of N.D.C.C. Ch. 47-25.1-01(4) and N.D.C.C. Ch. 44-04-18.4(2). DNG respectfully requests that the contents of the appended financial statements and notes be treated as protected data because the information was supplied by DNG; DNG and the entire GMS family of companies are privately held and their financial information is not publicly available; DNG and the entire family of GMS companies have taken reasonable efforts to maintain its secrecy by redacting it from public view and protecting private financial from non-organization individuals; and, DNG and the GMS family of companies derive independent economic value from its private financial information not being known by competitors, suppliers, and/or other members of the public who could obtain economic value from its use and whose use of the information could deleteriously impact DNG and the GMS family of companies, both in terms of financial and competitive impacts, if the information is misappropriated.

REQUEST FOR COMMISSION ACTION

DNG respectfully requests that the financial statements and notes appended to its Application for a Certificate of Public Convenience and Necessity as Attachments C and D be afforded protection from public view because the documents constitute trade secret information.

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Amended Application for Trade Secret Protection
Dakota Natural Gas, LLC
Kristine Anderson, Attorney

Dated: February 21, 2023

Respectfully submitted,

s/

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