

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

Dakota Natural Gas, LLC
Natural Gas Facilities - Portland, ND -Traill Cnty
Public Convenience & Necessity

Case No. PU-21-424

ORDER ON PROTECTION OF INFORMATION

MAY 11, 2023

Preliminary Statement

On November 4, 2021, Dakota Natural Gas, LLC (DNG or Company) filed an Application for Protection of Information to protect certain information in the captioned case.

On February 21, 2023, DNG filed an Amended Application for Trade Secret Protection.

On March 7, 2023, Staff reviewed and Issued a Staff Response to the two Applications for protection of information.

Discussion

DNG asserts that the information contained in the appended documents constitutes trade secret information within the meaning of North Dakota Century Code (N.D.C.C.) Ch. 47-25.1-01(4) and 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.

The confidentiality of this information has been maintained by DNG. 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.

DNG cites N.D.C.C. 44-04-18.4(2)(b) which pertains to financial information along with N.D.C.C. 44-04-18.4(2)(c)(5) stating:

Technical, financial, or marketing records that are received by a public entity, which are owned or controlled by the submitting person, are intended to be and are treated by the submitting person as private, and the disclosure of which would cause harm to the submitting person's business.

Staff recommended that the Commission grant the application of DNG to protect certain information filed in the captioned case.

Order

The Commission orders the February 21, 2023, Amended Application of Dakota Natural Gas, LLC for protection of information is GRANTED.

PUBLIC SERVICE COMMISSION

 _____ Sheri Haugen-Hoffart Commissioner	 _____ Randy Christmann Chair	 _____ Julie Fedorchak Commissioner
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