

STATE OF NORTH DAKOTA  
PUBLIC SERVICE COMMISSION

OEE XXXI LLC  
Dickinson Diesel Facility Wind Project – Stark Cty  
Siting Application

Case No. PU-21-445

AFFIDAVIT OF SERVICE BY CERTIFIED MAIL

STATE OF NORTH DAKOTA  
COUNTY OF BURLEIGH

**Geralyn R. Schmaltz** deposes and says that:

she is over the age of 18 years and not a party to this action and, on the **20th day of January 2022** she deposited in the United States Mail at Bismarck, North Dakota, **one** envelope with certified postage, return receipt requested, fully prepaid, securely sealed and containing a photocopy of:

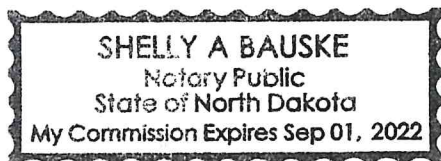
- **Order Granting Protection Of Information**

The envelope was addressed as follows:

Mollie Smith  
Fredrikson & Byron, P. A.  
200 South Sixth Street Suite 4000  
Minneapolis, MN 55402-1425  
**Cert. No. 7021 2720 0001 0491 5029**

Each address shown is the respective addressee's last reasonably ascertainable post office address.

Subscribed and sworn to before me  
this **20th day of January 2022**.



A handwritten signature in blue ink that reads "Geralyn R. Schmaltz".

A handwritten signature in blue ink that reads "Shelly A Bauske".  
\_\_\_\_\_  
Notary Public

SEAL

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

**OEE XXXL LLC**  
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**Case No. PU-21-445**

**ORDER GRANTING PROTECTION OF INFORMATION**

**January 18, 2022**

On December 9 2021, OEE XXXL LLC (OEE or the Company) filed an application for a protective order to protect against public disclosure of information for Case No. PU-21-445 pursuant to N.D. Admin. Code § 69-02-09-01.

The information includes cultural resource locations pursuant to N.D.C.C. § 49-22-26. Pursuant to N.D.C.C. § 49-22-26, the Commission may limit access to, and release of, information that contains data that specifically identifies the location of cultural, archaeological, historical, or paleontological sites.

Staff reviewed the request of OEE for protection of information. Staff believes that the application satisfies the requirements of the law, which allows the Commission to limit access to and release of the information. Staff also specifies that this request is consistent with historical protection.

Staff recommends that the specified information be withheld from docketing from the Public Service Commission Website and public disclosure. Staff also recommends that the protective order be issued to limit access to the specified information with exception to the administrative law judge, the Commission, counsel, and siting analysts assigned to the captioned case.

Having reviewed the Application and Staff response, the Commission concludes that it is in the public interest to limit access to the information according to Staff's recommendations.

**Order**

The Commission orders:

1. The specified information be withheld from public disclosure and the Public Service Commission website.
2. That availability to the specified information be limited to the administrative law judge, the Commission, counsel, and siting analysts assigned to the captioned case.

PUBLIC SERVICE COMMISSION

*Randy Christmann Julie Fedorchak*  
Randy Christmann Julie Fedorchak  
Commissioner Chair

Vacant