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March 22, 2022

Steve Kahl
Director of Administration/Executive Secretary
North Dakota Public Service Commission
State Capitol
600 East Boulevard, Dept. 408
Bismarck, ND 58505-0408

**RE: In the Matter of Otter Tail Power Company's Request for Approval of its 2022
Renewable Resource Cost Recovery Adjustment Factor
Case No. PU-22-019
Supplemental Application for Trade Secret Protection**

Dear Mr. Kahl:

Enclosed please find a supplemental application for trade secret protection in the above referenced Case No. PU-22-019 which provides additional detail as the Commission requested.

Please contact me at 218-739-8956 or cstephenson@otpco.com if you have any questions regarding this filing.

Very truly yours,

/s/ Cary Stephenson
Cary Stephenson
Associate General Counsel

sjw
Enclosures
By electronic filing and U.S. mail

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

**In the Matter of Otter Tail Power Company's
Request for Approval of its 2022 Renewable
Resource Cost Recovery Adjustment Factor**

Case No. PU-22-019

SUPPLEMENTAL APPLICATION FOR TRADE SECRET PROTECTION

This filing supplements Otter Tail's initial request for a trade secret protective order in the above-referenced docket. In its initial filing dated December 29, 2021, Otter Tail sought a trade secret protective order for the information marked as "Protected Data" on page 6 of its Request for Approval of its 2022 Renewable Resource Cost Recovery Adjustment Factor pursuant to North Dakota Admin. Code §§ 69-02-09-01 and 69-02-09-04. The purpose of the requested protective order is to protect against public disclosure of trade secret or proprietary information, as defined by N.D. Cent. Code §§ 47-25.1-01(4) and 44-04-18.4.

The information marked as Protected Data is derived from and reflects non-public pricing and payment information under a Purchased Power Agreement (PPA) between Otter Tail and Ashtabula III, LLC. Under the terms of the PPA Otter Tail is obligated to maintain the confidentiality of this information. This information has not been previously publicly disclosed. This information has been the subject of efforts that are reasonable under the circumstances to maintain its secrecy, including internal Otter Tail safeguards and appropriate efforts to seek protection from public disclosure in regulatory filings. This 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. In particular, the continued confidentiality of negotiated PPA pricing and payment information helps OTP and its customers by maintaining a level playing field with vendors, suppliers and competitors who may find such information useful in formulating quotes or positions involving Otter Tail. The public disclosure of this information may provide vendors, suppliers, and competitors economic advantages to the detriment of Otter Tail's customers. For example, disclosure of this information may enable third parties to calibrate PPA offerings and bids in a

manner less advantageous to Otter Tail and its customers. The disclosure of such information would also likely make it more difficult to negotiate reasonable terms in future agreements of a like nature if counterparties lack confidence that negotiated terms will not remain confidential, all to the detriment of Otter Tail's customers.

Respectfully submitted this 22nd day of March, 2022.

OTTER TAIL POWER COMPANY

By /s/ Cary Stephenson
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