

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

Northern States Power Company
Border Winds Energy Project – Rolette County
Siting Application

Case No. PU-22-173

AFFIDAVIT OF SERVICE BY REGULAR AND ELECTRONIC 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 **7th** day of **June 2022**, she deposited in the United States Mail, Bismarck, North Dakota, **1** envelope by first class mail, fully prepaid, securely sealed each containing a photocopy of:

- **Staff Response to Application for 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

Geralyn R. Schmaltz further deposes and says that on the **7th day of June 2022**, she sent an electronic message to **1** address, each including an electronic copy in portable document format of the same document.

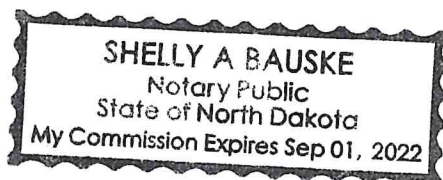
The electronic mail was addressed as follows:

Regulatory Records
regulatory.records@xcelenergy.com

The addresses shown are the respective addressee's last reasonably ascertainable post office and electronic mail addresses.

Subscribed and sworn to before me
this **7th day of June 2022**.

(SEAL)



A handwritten signature in blue ink, appearing to read "Geralyn R. Schmaltz", written over a horizontal line.

A handwritten signature in blue ink, appearing to read "Shelly A. Bauske", written over a horizontal line.
Notary Public

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STAFF RESPONSE TO APPLICATION FOR PROTECTION OF INFORMATION

On April 1, 2022, Northern States Power Company (NSP) filed an Application for Protection of Information to protect certain information in the captioned case.

The purpose of the requested protective order is to protect against public disclosure of trade secret or proprietary information, as defined by North Dakota Century Code §49-22-26. NSP requests the protection of information relating to cultural resource locations.

The information marked as Protected Data is cultural resource location information contained in Section 4.0 and Exhibits 1-2 of the Class I Cultural Resource Literature Review and in Table 5-3 of the Class III Intensive Cultural Resources Inventory: Supplemental 2013 Investigations in Appendix C to the Environmental and Regulatory Compliance Memorandum (Exhibit A to the Certification of Christopher Clark filed on March 31, 2022) ("Repower Filing"), along with associated GIS data.

Staff believes that Otter Tail's application satisfies the requirements of the North Dakota Century Code for protection of the information and conforms to North Dakota Administrative Rule 69-02-09-01, which is the subject of this request.

For reasons set forth above, Staff recommends that the Commission grant the application of Otter Tail to protect certain information filed in the captioned case.

Dated this 7th day of June, 2022.



Brian Johnson
Special Assistant Attorney General Bar ID 07397
North Dakota Public Service Commission
600 East Boulevard Avenue Dept. 408
Bismarck ND, 58505
701-328-2407