

400 North Fourth Street  
Bismarck, ND 58501  
701-222-7900

November 29, 2022

Executive Secretary  
North Dakota Public Service Commission  
State Capitol Building  
Bismarck, ND 58505-0480

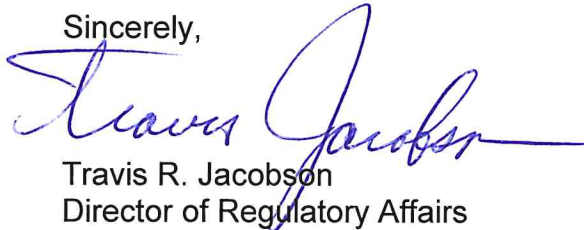
Re: Montana-Dakota Utilities Co.  
2022 Application for Increase in  
Electric Rates  
Case No. PU-22-194  
OAH File No. 20220225

Montana-Dakota Utilities Co. (Montana-Dakota) herewith electronically submits its Corrected Application for Trade Secret Protection for confidential treatment of certain information being provided in response to data requests in Case No. PU-22-194.

Montana-Dakota respectfully requests this electronic filing be accepted as being in full compliance with the filing requirements of this Commission.

Please contact me at 701.222.7855 or [travis.jacobson@mdu.com](mailto:travis.jacobson@mdu.com) with any questions.

Sincerely,



Travis R. Jacobson  
Director of Regulatory Affairs

Attachment  
cc: A. Waldon

**STATE OF NORTH DAKOTA  
PUBLIC SERVICE COMMISSION**

In the Matter of MONTANA-DAKOTA )  
UTILITIES CO. 2022 Application for ) Case No. PU-22-194  
Increase in Electric Rates ) OAH File No. 20220225

**CORRECTED APPLICATION FOR TRADE SECRET PROTECTION**

Pursuant to N.D. Admin. Code § 69-02-09-01, Montana-Dakota Utilities Co. (Montana-Dakota) respectfully requests that the Administrative Law Judge (ALJ) issue a protective order under N.D. Admin. Code § 69-02-09-04 and N.D.C.C. § 44-04-18.4(1). The purpose of the requested protective order is to protect against public disclosure of confidential proprietary and trade secret information, as defined by N.D.C.C § 44-04-18.4(2)(c)(5) and N.D.C.C § 44-04-18.4(2)(d).

I.

The Commission Staff served Montana-Dakota with a discovery request in the present case seeking information the Company believes constitutes confidential proprietary and trade secret information. The Company request protection for Data Request 5.2.c, as it requestes technical and financial information received by Montana-Dakota from an independent third-party, which owns and controls the information. This information has independent economic value because it is not readily available in the public domain and cannot be ascertained by proper means by other persons. The confidential information is considered trade secret, as it would provide an economic advantage to competitors and other businesses who receive the confidential information. The independent third-party has deemed the calculations continaed herein as their proprietary work product. Further, Montana-Dakota would be prejudiced if the confidential information was disclosed, as it would likely lose access to this important financial information in the future.

II.

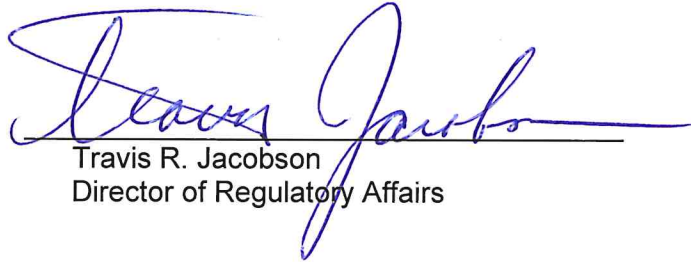
Montana-Dakota requests an Order protecting the information necessary to response to Data Request 5.2.c included herein and subsequent submittals of a similar nature.

III.

In accordance with N.D. Admin. Code § 69-02-09-02, one copy of the trade secret material is provided via secure electronic mail delivery which indicates “PROTECTED INFORMATION – PRIVATE”.

Dated this 29<sup>th</sup> day of November 2022.

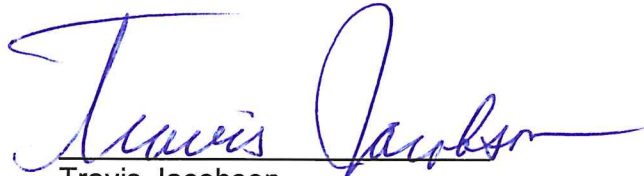
MONTANA-DAKOTA UTILITIES CO.



Travis R. Jacobson  
Director of Regulatory Affairs

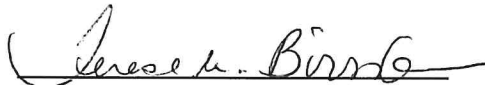


Dated this 29<sup>th</sup> day of November 2022.



Travis Jacobson  
Montana-Dakota Utilities Co.  
Director or Regulatory Affairs  
[travis.jacobson@mdu.com](mailto:travis.jacobson@mdu.com)

Subscribed and sworn to before me this 29<sup>th</sup> day of November 2022.



Terese M. Birnbuam, Notary Public  
State of North Dakota  
My Commission Expires: 12/30/2023

