

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

Otter Tail Power Company
Advanced Grid Infrastructure Cost Recovery Rider
Tariff and Rates

Case No. PU-22-312

STAFF RESPONSE TO APPLICATION FOR PROTECTION OF INFORMATION

On July 11, 2022, Otter Tail Power Company (OTP) filed an Application for Protection of Information to protect certain information in the captioned case.

The information for which the Company seeks protection includes the projected costs for the Demand Response Project noted on page 19 of the Application.

The Company states that this information is Proprietary and Commercial information because it is technical and financial information as provided in N.D.C.C. § 44-04-18.4.

The Company further states that information has been maintained by Otter Tail. The information, therefore, is not readily ascertainable by proper means by other persons.

The application further states that vendors and competitors would have an opportunity to obtain economic value from disclosure or use of the information to the detriment of Otter Tail and the customers we serve. If publicly available vendors and others could use the information to their advantage in competing for project procurement opportunities and competitors could use the information to Otter Tail's detriment.

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

OTP has requested that this, and similar types of this information, be treated as trade secret in all of OTP's regulatory filings and other sharing of this information with governmental entities.

Staff believes that OTP's application satisfies the requirements of the North Dakota Century Code for protection of the information, which is the subject of this request. For reasons set forth above, Staff recommends that the Commission grant the application of OTP to protect certain information filed in the captioned case.

Dated this 3rd of January 2023.



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