

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

Montana-Dakota Utilities Co.
Electric Service Agreement - Applied Blockchain
Approval

Case No. PU-22-371

STAFF RESPONSE TO APPLICATION FOR PROTECTION OF INFORMATION

Montana-Dakota Utilities Co. (MDU) filed an application for protection of information in the Captioned case to address information that was not previously covered under the previous applications in this case as well as Case No. PU- 22-356 and Case No. PU-22-370.

The information for which the Company seeks protection is defined as trade secret, financial and trade information pursuant to N.D.C.C. § 44-04-18.4(2)(b) and (d) and N.D.C.C. § 47-25.1-01(4). Specifically, the company requests protection for the margin-sharing agreement percentages and revenue.

The company asserts this information has been protected and not previously disclosed publicly.


The Company states that this information if disclosed would cause substantial competitive injury to Montana-Dakota in any future negotiations with third parties or future clients and would create or provide an economic advantage to competitors and other businesses if this information would not be protected.

Staff believes that MDU's application is for the type of information which is regularly granted the status of protected information. Staff believes that MDU's application meets the requirements of § 69-02-09-01 of N.D.A.C, and the information MDU seeks protection meets the definition under § 44-04-18.4(2)(b) and (d) and if disclosed could cause

competitive injury in future negotiations and business dealings with third parties, and could be used by competitors at the detriment of MDU.

Staff recommends that the Administrative Law Judge grant Montana- Dakota Utilities Co. protection of information in the above captioned case.

Dated this 19th day of April 2023.



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