

**STATE OF NORTH DAKOTA**  
**PUBLIC SERVICE COMMISSION**

**In the Matter of Otter Tail Power Company      Case No. PU-23-  
Advance Prudence Application –  
Astoria Station Onsite Fuel  
Inventory System**

**APPLICATION FOR TRADE SECRET PROTECTION**

Pursuant to N.D. Admin. Code §§ 69-02-09-01 and 69-02-09-04, Otter Tail Power Company (Otter Tail) respectfully requests that the Commission issue a trade secret protective order in the above-referenced case. 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.

Otter Tail seeks trade secret protection for the estimated costs of the Project described in Otter Tail's Application for Advance Determination of Prudence (ADP) and supporting witness testimony. This information is included in the Direct Testimony of Otter Tail witnesses Bradley Tollerson and Kirk Phinney and the ADP Application. OTP has taken reasonable efforts to maintain the secrecy of the information marked as PROTECTED DATA, which 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 (the "Protected Data"). If publicly disclosed this information could give vendors and suppliers an advantage when offering quotes, bids, and estimates for the Project to the ultimate detriment of Otter Tail's customers.

In accordance with N.D. Admin. Code § 69-02-09-02, one copy of the trade secret material is provided in the enclosed sealed envelope labeled PROTECTED INFORMATION – PRIVATE. In addition, the Company requests that the trade secret protective order be broad enough to cover all additional information exchanged in the course of this proceeding and qualifying for trade secret protection.

Dated: February 8, 2023

Respectfully submitted,

**OTTER TAIL POWER COMPANY**

By: /s/ CARY STEPHENSON

Cary Stephenson  
Associate General Counsel  
Otter Tail Power Company  
215 S. Cascade Street  
Fergus Falls, MN 56538-0496  
(218) 739-8200  
[cstephenson@otpc.com](mailto:cstephenson@otpc.com)