

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

**Otter Tail Power Company  
Fuel Clause Adjustment Waiver  
Approval**

**Case No. PU-23-81**

**ORDER ON PROTECTION OF INFORMATION**

**AUGUST 16, 2023**

**PRELIMINARY STATEMENT**

On April 12, 2023, Otter Tail Power Company (Otter Tail) filed an Application for Protection of Information to protect certain information in the captioned case.

Staff reviewed and Issued a Staff Response to the Application for protection of information.

**DISCUSSION**

The information that Otter Tail seeks protection for is for the operating costs of the Big Stone Plant and other operational cost data used in the memorandum by PSC staff in the above captioned case.

Otter Tail seeks protection under N.D.C.C. § 44-04-18.4(2)(a-b). Otter Tail asserts that this is commercial and financial information that if disclosed could cause substantial competitive injury if it was disclosed by vendors and others who provided goods and services to the Big Stone Plant.

Otter Tail has maintained this information has not been made public and has taken steps to ensure that only essential personnel have access to the information and it is not ascertainable by proper means.

Otter Tail has provided a redacted version of the information for public viewing and has redacted this document as minimally as possible.

Staff believes that Otter Tail's application meets the requirements for protection of information under N.D.C.C and its application complies with N.D.A.C 69-02-09-01. Staff recommends that the Commission approve Otter Tail Power Company's application for the protection of information in the above captioned case.

Having reviewed Otter Tail's application and Commission Staff's recommendation, the Commission has determined that the information satisfies the requirements of North Dakota Century Code for protection of information.

**Order**

The Commission orders:

The Commission orders the April 12, 2023, application of Otter Tail Power Company for Protection of Information is GRANTED.

**PUBLIC SERVICE COMMISSION**

  
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Sheri Haugen-Hoffart  
Commissioner

  
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Randy Christmann  
Chair

  
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Julie Fedorchak  
Commissioner