

May 8, 2023

**VIA E-MAIL AND FEDERAL EXPRESS**

Mr. Steven Kahl  
Executive Secretary  
North Dakota Public Service Commission  
600 E. Boulevard, Dept. 408  
Bismarck, ND 58505-0480

**Re: Otter Tail Power Company  
Amend – Luverne Wind Farm Upgrade Project  
Siting Application – Steele County  
Case No. PU-23- \_\_**

Dear Mr. Kahl:

In connection with the above-referenced matter, Otter Tail Power Company provides two (2) copies of the following documents:

- 1) Application for Protection of Information; and
- 2) Appendix E – Class I Literature Review – Cultural Resource Report and Unanticipated Discoveries Plan (NON-PUBLIC).

A USB drive containing associated GIS data (NON-PUBLIC) is also enclosed. Electronic copies of this letter and the enclosed documents were filed with the Commission today via e-mail.

If you have any questions, please let me know.

Sincerely,



MOLLIE M. SMITH

MMS/79022780  
Enclosures

cc: Lisa McFarland (w/ enclosures, via e-mail)  
Bryce Haugen (w/ enclosures, via e-mail)

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

<b>Otter Tail Power Company Amend – Luverne Wind Farm Upgrade Project Siting Application – Steele County</b>	<b>Case No. PU-23-____</b> <b>OTTER TAIL POWER COMPANY’S APPLICATION FOR PROTECTION OF INFORMATION</b>
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Pursuant to N.D.A.C. § 69-02-09-01, Otter Tail Power Company (Otter Tail) submits this application to protect from disclosure certain confidential information filed with the North Dakota Public Service Commission (Commission) in the above-captioned matter. The purpose of this application for protection of information is to protect from public disclosure cultural resource location information pursuant to N.D.C.C. § 49-22-26 (“The [C]ommission may limit access to, and release of, information that contains data that specifically identifies the location of cultural, archaeological, historical, or paleontological sites.”).

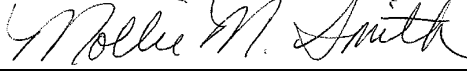
Specifically, Otter Tail requests that protection be given to the cultural resource location information in the Figures to the *Class I Literature Review – Cultural Resource Report and Unanticipated Discoveries Plan* (Exhibit A, Appendix E to the Certification of Bradley E. Tollerson), along with associated GIS data. Specifically, Otter Tail requests that the information be available only to the Commission, the Commission’s counsel, the Commission’s siting analysts, and the Administrative Law Judge (should one be designated).

Two (2) hard copies and an electronic version of the unredacted, non-public version of *Class I Literature Review – Cultural Resource Report and Unanticipated Discoveries Plan* are being provided with this request. Also provided is a USB drive containing non-public GIS data. The redacted public version of *Class I Literature Review – Cultural Resource Report and*

*Unanticipated Discoveries Plan* is provided in Exhibit A, Appendix E to the Certification of Bradley E. Tollerson, filed concurrently.

Dated this 8th day of May, 2023.

FREDRIKSON & BYRON, P.A.

By 

MOLLIE M. SMITH, ND Bar #06714

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