

June 29, 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 – Ashtabula III Wind Energy Facility Upgrade Project
Siting Application – Barnes County
Case No. PU-23- __**

Dear Mr. Kahl:

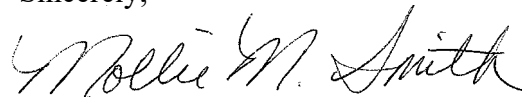
In connection with the above-referenced matter, Otter Tail Power Company provides two (2) copies of the following documents:

- 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/79416213
Enclosures

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

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

Otter Tail Power Company Amend – Ashtabula III Wind Energy Facility Upgrade Project Siting Application – Barnes County	Case No. PU-23-____ OTTER TAIL POWER COMPANY’S APPLICATION FOR PROTECTION OF INFORMATION
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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 Table 4 and the Figures to the *Class I Literature Review – Cultural Resource Report and Unanticipated Discoveries Plan* (Exhibit A, Appendix E to the Certification of Timothy J. Rogelstad), 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 Timothy J. Rogelstad, filed concurrently.

Dated this 29th day of June, 2023.

FREDRIKSON & BYRON, P.A.

By 

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