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September 21, 2023

Mr. Steve Kahl  
Director of Administration/Executive Secretary  
North Dakota Public Service Commission  
State Capitol  
600 East Boulevard, Dept. 408  
Bismarck, ND 58505-0408

**RE: In the Matter of Otter Tail Power Company's Application for  
Approval of the Annual Rate Update to Rate Schedule, Section 13.05,  
Transmission Cost Recovery Rider  
Case No. PU-23-306  
Application for Trade Secret Protection**

Dear Mr. Kahl:

Otter Tail Power Company (Otter Tail) hereby submits to the North Dakota Public Service Commission (Commission) an Application for Trade Secret Protection in the above-referenced matter.

The protected information described in the Application is being sent in Excel format via email directly to Mr. Victor Schock for review.

An original and copies have been sent to you via USPS.

If you have any questions regarding this filing, please contact me at 218-739-8406 or [jsillerud@otpc.com](mailto:jsillerud@otpc.com).

Sincerely,

*/s/ JORDAN M. SILLERUD*  
*Jordan M. Sillerud*  
*Rates Analyst*  
*Regulatory Economics*

vjm  
Enclosures  
By electronic filing and U.S. mail

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

**In the Matter of Otter Tail Power Company's  
Application for Approval of the Annual Rate  
Update to Rate Schedule, Section 13.05,  
Transmission Cost Recovery Rider**

**Case No. PU-23-306**

**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 tracker model used to calculate the Transmission Cost Recovery Rider rate, which is provided to North Dakota staff to aid in the analysis of Otter Tail's Application. Otter Tail 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").

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: September 21, 2023

Respectfully submitted,

**OTTER TAIL POWER COMPANY**

By: /s/ CARY STEPHENSON

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