

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

**Otter Tail Power Company
Transmission Facility Cost Recovery (2024)
Rates**

Case No. PU-23-306

STAFF RESPONSE ON APPLICATION FOR PROTECTION OF INFORMATION

April 11, 2024

On September 1, 2023, Otter Tail Power Company (the Company) filed an application for protection of information in the above captioned case.

The information The Company seeks protection for is the tracker model used to calculate the Transmission Cost Recovery Rider rate.

The Company states that this information is financial in nature. The Company submits this information as private. North Dakota Century Code § 44-04-18.4(2)(c)(8) addresses this type of information: A discovery or innovation that is subject to a patent or a copyright, and any formula, pattern, compilation, program, device, combination of devices, method, technique, technical know-how or process that is for use, or is used, in the operation of a business and is supplied to or prepared by a public entity that is the subject of efforts by the supplying or preparing person to maintain its secrecy and provides the preparing person an advantage or an opportunity to obtain an advantage over those who do not know or use it or that may derive independent economic value, actual or potential, from not being generally known to, and not being readily ascertainable by proper means by, a person that might obtain economic value from its disclosure or use.

The confidentiality of this information has been maintained by the Company. The information is not disclosed to the public or to persons other than employees or authorized agents who need to know the information to fulfill their responsibilities in connection with the Company and is not ascertainable by proper means.

Staff has reviewed the information for which the company seeks protection and finds it meets the requirements of the applicable North Dakota Century Code, and North Dakota Administrative Code 69-02-09.

Staff recommends the Commission grant the Company's Application for Protection of Information in the above captioned case.

Dated this 11th day of April, 2024.



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