

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

Badger Wind, LLC
Amend-Badger Wind Project-Logan & McIntosh
Siting Application

Case No. PU-24-87

AFFIDAVIT OF SERVICE BY REGULAR MAIL

STATE OF NORTH DAKOTA
COUNTY OF BURLEIGH

Erica J Getz deposes and says that:

she is over the age of 18 years and not a party to this action and, on the **28th day of June 2024**, she deposited in the United States Mail at Bismarck, North Dakota, **one** envelope by first class mail, fully prepaid, securely sealed each containing a photocopy of:

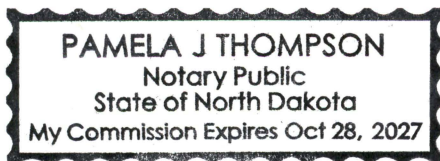
- **Staff Response to Application for Protection of Information**

The envelope was addressed as follows:

Mollie Smith
Fredrikson & Byron, P. A.
60 South Sixth Street Suite 1500
Minneapolis, MN 55402-4400

Each address shown is the respective addressee's last reasonably ascertainable post office address.

Subscribed and sworn to before me
this **28th day of June 2024**.



Erica J Getz

Pamela J Thompson

Notary Public

SEAL

STATE OF NORTH DAKOTA
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STAFF RESPONSE TO APPLICATION FOR PROTECTION OF INFORMATION

JUNE 25, 2024

On February 23, 2024, and on June 24, 2024 Badger Wind LLC (Badger) filed Applications for Protection of Information to protect certain information in the captioned case.

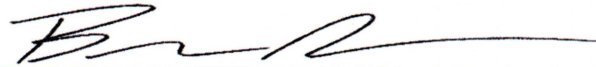
Badger requests that protection be given to the cultural resource location information in the cultural resource location information contained on pages 8-10, Exhibits 1, 2, 2a – 2f, and 3, and Photos 12 – 20 (in Appendix A) to the Archaeological Reconnaissance Survey Report, along with associated GIS data. The second request is for the cultural resource location information contained on Exhibits 2 and 2a-f to the Addendum Class III Archeological Survey report also be granted protection. Specifically, Badger Wind 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).

North Dakota Century Code (N.D.C.C.) 49-22-26 allows the commission to limit access to, and release of, information that contains data that specifically identifies the location of cultural, archaeological, historical, or paleontological sites.

Staff believes that Badger’s application satisfies the requirements of the North Dakota Century Code for protection of the information, which is the subject of this request.

For reasons set forth above, Staff recommends that the Commission grant the application of Badger to protect certain information filed in the captioned case.

Dated this 25th day of June, 2024.



Brian Johnson
Special Assistant Attorney General Bar ID 07397
North Dakota Public Service Commission
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