

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

Badger Wind, LLC Amend - Badger Wind Project – McIntosh and Logan Counties Siting Application	Case No. PU-24-87 BADGER WIND, LLC’S APPLICATION FOR PROTECTION OF INFORMATION
--	---


Pursuant to North Dakota Administrative Code (“NDAC”) § 69-02-09-01, Badger Wind, LLC (“Badger Wind”) 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 North Dakota Century Code (“NDCC”) § 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, Badger Wind requests that protection be given to the cultural resource location information contained on Exhibits 1 and 2 of the *Class III Archaeological Survey Report (Addendum Fall 2024 Fieldwork)* (dated December 10, 2024). Specifically, Badger Wind requests that the information be available only to the Commission, the Commission’s counsel, and the Commission’s siting analysts.

Two (2) hard copies of the unredacted, nonpublic version of the *Class III Archaeological Survey Report (Addendum Fall 2024 Fieldwork)* (dated December 10, 2024) are being provided with this request. The redacted public versions of the reports are provided in a separate filing, filed concurrently.

Dated this 9th day of April, 2025.

FREDRIKSON & BYRON, P.A.

By 

MOLLIE M. SMITH, ND Bar #06714

BRIDGET A. DUFFUS, ND Bar #09235

Attorneys for Badger Wind, LLC

60 South Sixth Street, Suite 1500

Minneapolis, MN 55402-4400

(612) 492-7270

msmith@fredlaw.com

bduffus@fredlaw.com