

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

**In the Matter of Otter Tail Power Company's
2024 Annual Report**

Case No. PU-24- 213

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 economic analysis associated with the impacts of Otter Tail's customers, Applied Digital and Green Bison, on 2023 financial results. In that respect the Otter Tail seeks trade secret protection for the entirety of the reports concerning Applied Digital and Green Bison. The reports contain confidential customer information that Otter Tail is obligated to hold in confidence. The reports also contain confidential Otter Tail financial data which if disclosed could provide third parties market and competitive advantages to the ultimate determinant of Otter Tail's customers. OTP 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: July 31, 2024

Respectfully submitted,

OTTER TAIL POWER COMPANY

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