

**BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF SOUTH DAKOTA**

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**In the Matter of the Application of Otter Tail  
Power Company for Authority to Increase  
Rates for Electric Utility Service in South Dakota**

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**EL10-011**

**REQUEST FOR CONFIDENTIAL TREATMENT OF INFORMATION**

COMES NOW, Otter Tail Power Company (“Otter Tail”) and respectfully moves the South Dakota Public Utilities Commission (“the Commission”) for confidential treatment of information pursuant to Administrative Rules of South Dakota (“ARSD”) 20:10:01:41.

1. Otter Tail requests confidential protection and treatment of the Section 5 Forecast and the October 2006 IRP Supplement, which contain energy and capacity forecasts and cost and pertinent operating parameters of supply-side options considered in Otter Tail’s integrated resource plan. The Section 5 Forecast and the October 2006 IRP Supplement are being provided as part of Otter Tail’s Application to increase rates for electric utility service in South Dakota pursuant to the requirements of ARSD § 20:10:13:89. The information is marked as “Confidential.”

2. The documents must be protected for the life of this docket. When the docket is closed, all protected information must be returned to Otter Tail.

3. Please refer all inquiries regarding this filing to:

Bruce Gerhardson  
Associate General Counsel  
Otter Tail Power Company  
215 South Cascade Street  
P. O. Box 496  
Fergus Falls, MN 56538-0496  
(218) 998-7108

4. The claim for protection is based on ARSD 20:10:01:39 (4) and SDCL 37-29-1 (4). The information contained within the Section 5 Forecast and the October 2006 IRP Supplement meet the definition of “trade secret” under the SDCL §37-29-1 (4), the South Dakota Uniform Trade Secret Act, which is defined as information that “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, and . . . Is the subject of efforts that are reasonable under the circumstances to maintain its secrecy.”

5. The Section 5 Forecast and the October 2006 IRP Supplement contain proprietary business information which Otter Tail does not disclose to the public. This information would provide actual and potential competitors for Otter Tail projects with information concerning prior proposals that could provide these competitors with an unfair competitive advantage. Accordingly, Otter Tail respectfully requests that the Commission grant this request for confidential protection and treatment.

The information for which confidential treatment is requested is marked “CONFIDENTIAL” and is included in the attached sealed envelope marked “CONFIDENTIAL.”

Dated this 14<sup>th</sup> day of September 2010.

By: /s/ Bruce Gerhardson  
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