

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

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

EL10-_____

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 Schedule K-3, which contains work papers for federal income taxes of companies owned by Otter Tail Corporation. Schedule K-3 is 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 document 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 inquires regarding this filing to:

Bruce Gerhardson
Associate General Council
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 Schedule K-3 meets 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. Schedule K-3 contains proprietary business information which Otter Tail Corporation does not disclose to the public. This information would provide actual and potential competitors with information concerning the profitability of its various unregulated affiliates that could provide 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 20th day of August, 2010

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