

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

Docket No. EL16-

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In the Matter of Otter Tail Power  
Company's Petition to for Approval of the  
Annual Update to Environmental Cost Recovery  
Rider Charge, Rate Schedule 13.08

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**REQUEST FOR CONFIDENTIAL TREATMENT OF INFORMATION**

Otter Tail Power Company (Otter Tail) requests the South Dakota Public Utilities Commission (Commission) to approve confidential treatment for the below-identified information pursuant to Administrative Rules of South Dakota 20:10:01:41.

1. Otter Tail requests confidential protection and treatment of the Trade Secret portions of the following attachments in Otter Tail's Petition for Approval of the Annual Update to Environmental Cost Recovery Rider Charge, Rate Schedule 13.08:

- SD ECR Attachment 3
- SD ECR Attachment 4

The attachments are marked "PUBLIC-TRADE SECRET DATA HAS BEEN EXCISED."

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 inquiries regarding this filing to:

Cary Stephenson  
Associate General Counsel  
Otter Tail Power Company  
215 South Cascade Street  
P.O. Box 496  
Fergus Falls, MN 56538-0496  
Phone (218) 739-8956

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 confidential portions of Attachments 3-4 to our Petition for Approval of the Annual Update to Environmental Cost Recovery Rider Charge, Rate

Schedule 13.08 meets the definition of “trade secret” under the SDCL 37-29-1(4), the South Dakota Uniform Trade Secret Act, which defines the term 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. Consistent with the treatment of similar information in Docket EL15-029, the confidential portions of the listed attachments contain proprietary business information (components of a formula to derive an agreed upon Rate of Return) which Otter Tail does not disclose to the public. Accordingly, Otter Tail respectfully requests that the Commission authorize confidential protection and treatment of this information.

The information for which confidential treatment is requested has been marked “PUBLIC -TRADE SECRET DATA HAS BEEN EXCISED” and is being transmitted electronically as a separate document.

Date: August 31, 2016

Respectfully submitted,  
OTTER TAIL POWER COMPANY

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