

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

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**In the Matter of Otter Tail Power  
Company's Rates for Small Power  
Production and Cogeneration**

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**Docket No. EL26-  
REQUEST FOR CONFIDENTIAL  
TREATMENT OF INFORMATION**

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

1. Otter Tail Power requests confidential protection and treatment of the confidential portions of our Attachment 3 and Attachment 5. The information is marked "CONFIDENTIAL – CONTAINS TRADE SECRET DATA."

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 Power.

3. Please refer all inquiries regarding this filing to:

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Senior Associate General Counsel  
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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 this report 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 "[d]erives 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 EL15-045, 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 Power does not disclose to the public. Accordingly, Otter Tail Power respectfully requests that the Commission authorize confidential protection and treatment of this information.

The information for which confidential treatment is requested has been marked “CONFIDENTIAL – CONTAINS TRADE SECRET DATA” and is being transmitted electronically as a separate document.

Date: January 30, 2026

Respectfully submitted,

**OTTER TAIL POWER COMPANY**

/s/ LAUREN D. DONOFRIO

Associate General Counsel

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