



Dustin Johnson, Chair
Gary Hanson, Vice Chair
Steve Kolbeck, Commissioner

SOUTH DAKOTA PUBLIC UTILITIES COMMISSION

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June 14, 2007

Patricia Van Gerpen
Via e-mail only: patty.vangerpen@state.sd.us

Re: HP07-001

Dear Commissioners and Executive Director:

Staff submits this letter, per Commission request, regarding the status of confidentially filed documents as a result of the June 13, 2007, AdHoc Commission meeting. Commission Staff will place all documents released for public inspection at the June 13, 2007, meeting on the Public Utilities Commission Website on or before Friday, June 15, 2007. In addition Staff will confirm the placement of such materials in County offices.

Staff anticipates, as TransCanada testified at the June 13, 2007, meeting, many of the remaining confidential documents will be released in part. Other state and federal laws, however, potentially prevent the release of some information filed within the remaining documents. TransCanada is currently redacting the documents to remove such protected information. TransCanada committed to file the redacted documents with this office on or before June 15, 2007. It is important the public have sufficient time to inspect redacted documents to determine whether objections exist regarding the confidential designation.

Upon adequate time for public inspection Staff will schedule a hearing if needed. The public can express its objections, if any exist at that time. In addition, the Commission can determine whether TransCanada met its burden of proof regarding its confidential classification if a hearing is necessary. Therefore, upon filing of the redacted documents by TransCanada, Commission Staff will provide the Commissioners with a time line for the following:

- 1) Redacted documents placement on the SD PUC Website,
- 2) Redacted document placement in County offices, and
- 3) Staff's recommendation regarding the necessity of a hearing regarding redacted documents.

Commission Staff understands your concern regarding complete accurate disclosure to the public and will work with TransCanada to accomplish the same.

Sincerely,

A handwritten signature in cursive script, appearing to read "Kara Van Bockern". The signature is fluid and extends to the right with a long horizontal stroke.

Kara Van Bockern