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Patricia Van Gerpen  
Executive Director  
Public Utilities Commission  
500 East Capitol Avenue  
Pierre, South Dakota 57501

**RE: TRANSCANADA KEYSTONE PIPELINE; DOCKET HP07-001**  
Our file: 5057

Dear Ms. Van Gerpen:

Pursuant to permit condition #44, Keystone herewith files the Operations and Maintenance (O&M) Manual, U.S. Hazardous Liquids Pipeline for the Keystone Pipeline with the PUC. The document contains confidential and proprietary information. Therefore, Keystone requests that the Operations and Maintenance (O&M) Manual, U.S. Hazardous Liquids Pipeline be accorded confidential treatment pursuant to ARSD 20:10:01:39 and specifically subsections (4) and (6).

Keystone requests confidentiality for

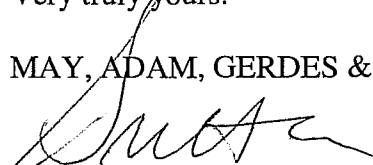
- (1) Operations and Maintenance (O&M) Manual, U.S. Hazardous Liquids Pipeline
- (2) For the operating life of the Pipeline
- (3) Brett Koenecke  
May Adam Gerdes and Thompson, LLP  
PO Box 160  
Pierre, SD 57501  
605-224-8803
- (4) SDCL 37-29, ARSD 20:10:01:39 et. Seq. and SDCL 49-1-11(6)
- (5) The document does meet the trade secret standard in its entirety, as found in SDCL 37-29-1(4). It contains a number of factual determination and findings, and plans to respond to emergencies, which meet the definition. Furthermore, the

contents of the Operations and Maintenance (O&M) Manual, U.S. Hazardous Liquids Pipeline, should they be made public, would jeopardize Keystone's security and ability to respond to emergencies. The disclosure of the contents of the Operations and Maintenance (O&M) Manual, U.S. Hazardous Liquids Pipeline would be improper and the document should be protected.

The Operations and Maintenance (O&M) Manual, U.S. Hazardous Liquids Pipeline has been filed with PHMSA. It is currently under review by that agency.

Very truly yours.

MAY, ADAM, GERDES & THOMPSON, LLP

  
Brett Koenecke

BK/sfh