

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

IN THE MATTER OF BLACK HILLS NEBRASKA)
GAS, LLC d/b/a BLACK HILLS ENERGY, RAPID)
CITY, SOUTH DAKOTA, SEEKING APPROVAL OF) Application No. NG-112.2
A 2023 SYSTEMS SAFETY AND INTEGRITY RIDER)
)

MOTION FOR PROTECTIVE ORDER

Black Hills Nebraska Gas, LLC, d/b/a Black Hills Energy, is the Applicant to an Application for Approval of a 2023 Systems Safety and Integrity Rider, as filed in Commission Application No. NG-112.2 with the Nebraska Public Service Commission (the “Commission”). In conjunction therewith, Applicant files this Motion for Protective Order.

Applicant seeks a Protective Order pursuant to Neb. Rev. Stat. § 66-1829 of the State Natural Gas Regulation Act, and Nebraska Administrative Code, Title 291, Chapter 9, Rule 006 (Confidential Information), to preserve the confidentiality of any and all confidential information and materials filed or otherwise involved in the above-captioned proceeding.

In support of this Motion, the Applicant states as follows:

1. As provided in Neb. Rev. Stat. § 66-1829 and the Commission’s existing rules and regulations, the Commission may enter an order to adopt a Protective Order (*i.e.*, in the form attached hereto) to cover any “Confidential” materials that may be submitted by the Applicant (*i.e.*, either individually or collectively), or other Participants, in conjunction with the above-captioned proceeding.

2. Issuing a standard Commission Protective Order in this proceeding is in the public interest as it will protect the confidential materials of the Applicant and other Participants in this proceeding.

3. The Protective Order contains provisions that require the Applicant to comply with the confidentiality requirements of the State Natural Gas Regulation Act. The Protective Order also incorporates the Commission's proposed Rules and Regulations regarding confidential information. See Neb. Rev. Stat. §§ 66-1801 et seq.; see also Neb. Admin. Code, Title 291, Ch. 9, Rule 006 (Confidential Information).

WHEREFORE, Applicant requests that the Nebraska Public Service Commission adopt and issue the attached Order Adopting Protective Order in accordance with the State Natural Gas Regulation Act and any applicable existing or proposed rules or regulations of the Commission to cover the Confidential Materials filed by Participants in this proceeding.

Date: October 24, 2022

Respectfully submitted,

/s/ Douglas J. Law

Douglas J. Law, NE Bar #19436

Associate General Counsel

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Counsel for Black Hills Nebraska Gas, LLC
d/b/a Black Hills Energy

Certificate of Service

The undersigned hereby certifies that a copy of the foregoing was served by e-mail and U.S. Mail, sufficient postage prepaid on the 24th day of October 2022 upon the following individuals:

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Respondent

By: */s/ Douglas J. Law*

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**Attorney for Black Hills Nebraska Gas, LLC
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