

THE STATE OF WYOMING

GOVERNOR Matthew H. Mead

Public Service Commission

Hansen Building • 2515 Warren Avenue • Suite 300 • Cheyenne, Wyoming 82002 Ph. (307) 777-7427 • Fax (307) 777-5700 •TTY (307) 777-5723 • www.psc.state.wy.us

COMMISSIONERS Alan B. Minier, Chairman William F. Russell, Deputy Chairman Kara Brighton, Commissioner SECRETARY AND CHIEF COUNSEL Christopher Petrie COMMISSION ADMINISTRATOR Darrell Zlomke

Heather McDowell Associate General Counsel Black Hills Corporation P.O. Box 1400 Rapid City, SD 57709-1400

Re: IN THE MATTER OF THE APPLICATION OF CHEYENNE LIGHT, FUEL AND POWER COMPANY D/B/A BLACK HILLS ENERGY FOR AUTHORITY TO PASS ON A POWER COST ADJUSTMENT DECREASE OF \$0.00214 PER KWH FOR THE PERIOD APRIL 1, 2016 THROUGH MARCH 31, 2017 - DOCKET NO. 20003-148-EP-16 (RECORD NO. 14324)

LETTER ORDER (Issued March 14, 2017)

Dear Ms. McDowell:

On February 15, 2017, Cheyenne Light, Fuel and Power Company d/b/a Black Hills Energy (BHE or the Company) filed its confidential Internal Audit Report (Report) in compliance with paragraph 81 of the Commission's *Memorandum Opinion, Findings and Order Approving Stipulation* issued on December 15, 2016. On this same date, BHE also filed its *Petition for Confidential Treatment of Internal Audit Report (Petition)* requesting the Commission deem its Report confidential because portions of the Report contain information related to an independent evaluation of internal controls at Black Hills Wyoming, LLC (BHW), the Company's non-regulated corporate sibling. BHE states that the Report was intended for an internal audience and contains inherently confidential risk assessments and findings. Further, because the entirety of the Report contains confidential information, BHE states it is not possible to redact it, therefore, it is necessary to treat the entire document as confidential such that the disclosure of the information would jeopardize the interest of and cause irreparable injury to the Company.

Commission Rules, Chapter 2, Section 30 provides, in part:

Upon petition, and for good cause shown, the Commission shall deem confidential any information filed with the Commission or in the custody of the Commission or staff which is shown to be of the nature described in Wyoming Statute §16-4-203(a), (b), (d) or (g). All information for which confidential treatment is requested shall be treated as confidential until the Commission rules whether, and to what extent, the information shall be given confidential treatment.

BHE's *Petition* came before the Commission pursuant to due notice at its open meeting on March 7, 2017. Lori Brand, Commission Counsel, recommended granting the *Petition*.

The Commission finds that the Company's *Petition* is generally consistent with the provisions of Commission Rules, Chapter 2, Section 30, and the information described therein is of the character subject to protection under this Rule. The Commission concludes that BHE has shown good cause for its request.

IT IS THEREFORE ORDERED:

1. Pursuant to open meeting action taken March 7, 2017, Cheyenne Light, Fuel and Power Company d/b/a Black Hills Energy's *Petition for Confidential Treatment of Internal Audit Report* is granted.

2. This *Letter Order* is effective immediately.

MADE and ENTERED at Cheyenne, Wyoming, on March 14, 2017.



BY ORDER OF THE COMMISSION:

LORI L. BRAND, Assistant Secretary Wyoming Public Service Commission 2515 Warren Avenue, Suite 300 Cheyenne, Wyoming 82002

cc: Certificate of Service List

CERTIFICATE OF SERVICE

I hereby certify that on March 14, 2017, a copy of the Commission's *Letter Order* was sent, via USPS mail and/or via electronic mail or hand delivery to the following:

Amy Koenig, Corporate Counsel Black Hills Corporation P.O. Box 1400 Rapid City, SD 57709-1400 amy.koenig@blackhillscorp.com

Todd Brink Black Hills Energy P.O. Box 1400 Rapid City, SD 57709-1400 Todd.Brink@blackhillscorp.com

Kevin Opp Corporate Counsel Black Hills Corporation 1515 Wynkoop Street, Suite 500 Denver Colorado, 80202 Kevin.Opp@blackhillscorp.com

Dale W. Cottam, Ronald J. Lopez, Douglas W. Bailey Bailey, Stock, Harmon, Cotton P.C. 221 E. 21st Street Cheyenne, WY 82001 <u>dwc@bshclawgroup.com</u> <u>rjl@bshclawgroup.com</u> <u>dwb@bshclawgroup.com</u>

Joe Ruder Capital Projects & Design Engineering Supervisor Frontier Refining LLC P.O. Box 1588 Cheyenne, WY 82003 Joseph.ruder@hollyfrontier.com

Kathryn E. Iverson BAI (Brubaker & Associates, Inc.) 19540 N. Wessex Dr. Surprise, AZ 85387 kiverson@consultbai.com Jon Thurber, Manager, Regulatory Services Cheyenne Light, Fuel & Power Company P.O. Box 1400 Rapid City, SD 57709-1400 jon.thurber@blackhillscorp.com

Marne Jones Director of Regulatory Service Black Hills Energy P.O. Box 1400 Rapid City, SD 57709-1400 marne.miller@blackhillscorp.com

Rick A. Thompson, Lucas Buckley Melissa Underhill Counsel for Dyno Nobel Hathaway & Kunz, P.C. P.O. Box 1208 Cheyenne, WY 82003 <u>RThompson@hkwyolaw.com</u> <u>MUnderhill@hkwyolaw.com</u> <u>Ibuckley@hkwyolaw.com</u>

Julie Hunt Counsel HollyFrontier Companies 2828 N. Harwood, Ste. 1300 Dallas, TX 75201 Julie.hunt@hollyfrontier.com

Greg Wright EMG, Inc. 420 N.E. Lyman Rd. Topeka, KS 66608 greg@emgnow.com

Doug Chandler Lars Story Dyno Nobel, Inc. 8305 Otto Road Cheyenne, WY 82009 Douglas.chandler@am.dynonobel.com Lars.story@am.dynonobel.com

Jeff Danielson Vice President and Refinery Manager HollyFrontier Cheyenne Refining LLC 300 Morrie Ave. P.O. Box 1588 Cheyenne, WY 82007 jeff.danielson@hollyfrontier.com

Heather McDowell Associate General Counsel Black Hills Corporation P.O. Box 1400 Rapid City, SD 57709-1400 Heather.mcdowell@blackhillscorp.com

Merid H. Bell, Paralegal