



500 West Russell Street  
Sioux Falls, SD 57104

February 6, 2024

—Via Electronic Filing—

Ms. Patricia Van Gerpen, Executive Director  
South Dakota Public Utilities Commission  
Capitol Building, 1<sup>st</sup> Floor  
500 E. Capitol Ave.  
Pierre, SD 57501-5070

RE: JOINT SERVICE EXCEPTION AGREEMENT  
DOCKET NO. EL24-\_\_\_\_

Dear Ms. Van Gerpen:

Enclosed for filing please find a copy of a mutually agreed upon Service Exception Agreement between Northern States Power Company, a Minnesota Corporation (“Xcel Energy”) and Southeastern Electric Cooperative, Inc. (“Southeastern”). This agreement seeks to allow Xcel Energy to serve one residential site by exception in the southeast quadrant of T101N R53W S15 in McCook County, South Dakota.

The enclosed Exhibits A, B, and C provide additional detail to this request. Xcel Energy has facilities on the west side of 452<sup>nd</sup> Ave adjacent to the property while Southeastern is approximately 3,600’ away with their electric facilities. This agreement between the two utilities will aid in avoiding duplication of facilities in the area and provide installation cost savings to the customer.

The Utilities understand the obligations of South Dakota Codified Law 49-34A-42 and respectfully request that the South Dakota Public Utilities Commission approve this service exception agreement.

Request for Confidential Treatment of Information

Pursuant to South Dakota Admin. R. 20:10:01:41, we provide the following support for our request to classify certain documentation as confidential trade secret data. We request confidential treatment of certain portions of Exhibit C pursuant to South Dakota Admin. R. 20:10:01:41. The Company submits the following justification for confidential treatment of this Attachments.

- (1) An identification of the document and the general subject matter of the materials or the portions of the document for which confidentiality is being requested:**

We request confidential treatment of Exhibit C on the grounds that it contains personally identifiable information. Customer Agreement.

- (2) The length of time for which confidentiality is being requested and a request for handling at the end of that time. This does not preclude a later request to extend the period of confidential treatment:**

The Company requests that the designated portions of Exhibit C to this filing be recognized as trade secret in perpetuity.

- (3) The name, address, and phone number of a person to be contacted regarding confidentiality request:**

Steve T. Kolbeck  
Principal Manager  
Xcel Energy  
500 W. Russel Street  
P.O. Box 988  
Sioux Falls, SD 57101  
(605) 339-8350  
Steve.t.kolbeck@xcelenergy.com

- (4) The statutory or common law grounds and any administrative rules under which confidentiality is requested. Failure to include all possible grounds for confidential treatment does not preclude the party from raising additional grounds in the future:**

The claim for confidential treatment is based on South Dakota Admin. R. 20:10:01:39 (4) and S.D. Codified Laws Chapter 1-27-30. The information contained within the referenced documents meets the definition of “trade secret” under S.D. Codified Laws Chapter 37-29-1(4)(1), the South Dakota Uniform Trade Secrets Act, which is defined as information that “Derives 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.” The information also meets the definition of “proprietary information” under S.D. Codified Laws Chapter 1-27-28, which is defined as “information on

pricing, costs, revenue, taxes, market share, customers, and personnel held by private entities and used for that private entity's business purposes.”

**(5) The factual basis that qualifies the information for confidentiality under the authority cited:**

Exhibit C is trade secret is it contains personally identifiable information.

Please add the following people to the service list for this docket:

Christine Schwartz  
Regulatory Administrator  
Xcel Energy  
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Please contact Lynnette Sweet at [Lynnette.m.sweet@xcelenergy.com](mailto:Lynnette.m.sweet@xcelenergy.com) or contact me at (605) 339-8350 or [steven.t.kolbeck@xcelenergy.com](mailto:steven.t.kolbeck@xcelenergy.com) if you have any questions regarding this filing.

Sincerely,



STEVEN T. KOLBECK, PRINCIPAL MANAGER  
XCEL ENERGY



CHAD KINSLEY, GENERAL MANAGER/CEO  
SOUTHEASTERN ELECTRIC COOPERATIVE, INC.

ENCLOSURES  
cc: Service List