

BOARD OF COMMISSIONERS OF PUBLIC UTILITIES

ORDER NUMBER: P.U. 7 (2002-2003)

APPENDIX F



NEWFOUNDLAND AND LABRADOR

AN ORDER OF THE BOARD OF COMMISSIONERS OF PUBLIC UTILITIES

NO **P.U. 23 (2001-2002)**

IN THE MATTER OF the Electrical Power Control Act, 1994 (“EPCA”) and the Public Utilities Act (“the Act”) and their subordinate regulations

AND IN THE MATTER OF an Application by Newfoundland and Labrador Hydro (“Hydro”) for approvals of: (1) Under Section 70 of the Act, changes in the rates to be charged for the supply of power and energy to its Retail Customer, Newfoundland Power, its Rural Customers and its Industrial Customers; (2) Under Section 71 of the Act, its Rules and Regulations applicable to the supply of electricity to its Rural Customers; (3) Under Section 71 of the Act, the contracts setting out the terms and conditions applicable to the supply of electricity to its Industrial Customers; and (4) Under Section 41 of the Act, its 2002 Capital Budget

AND IN THE MATTER OF an application from the Consumer Advocate in relation to proposed amendments to Procedural Order Nos. P.U. 7(2001-2002) and P.U.18 (2001-2002).

WHEREAS the Board received an application from the Consumer Advocate on September 17, 2001 requesting an order for amendments to Procedural Order P.U. 7(2001-2002); and

WHEREAS the Board issued Order No. P. U. 22 (2001-2002) on September 21, 2002, dismissing the application; and

WHEREAS a motion was filed by the Consumer Advocate on September 24, 2001, to the right of redirect examination incorporated in the Board’s Procedural Order; and

WHEREAS having considered the request of the Consumer Advocate, the Board has decided to issue an amendment to Order Nos. P.U. 7 (2001-2002) and P. U. 18 (2001-2002), Appendix A, Item 4, Page 7; and

WHEREAS Order No. P.U. 18 (2001-2002), Appendix A, Item 2, Page 3, indicated that the Board would hold Public Presentation Hearing at the Labrador Inn, Goose Bay on October 18 and 19, 2001; and

WHEREAS the Board has been advised that the Labrador Inn is unavailable and the location of this Public Presentation Hearing will be announced when the location is determined; and

WHEREAS Order No. P.U. 18 (2001-2002), Appendix A, Item 2, Page 4, indicated that the Cost of Service Experts would be heard on December 1, 2001 as per the Schedule of Dates; and

WHEREAS the Chairperson of the Panel indicated that the Board would not be sitting on Saturday, December 1, 2001, and that an amended Appendix A, Item 2, Page 4 would be issued.

IT IS THEREFORE ORDERED THAT:

1. Appendix A, Item 4, Page 7, of Order Nos. P.U. 7 (2001-2002) and P. U.18 (2001-2002) be and it is hereby amended, as attached.
2. Appendix A, Item 2, Page 3 of Order No. P.U. 18 (2001-2002) be and it is hereby amended, as attached.
3. Appendix A, Item 2, Page 4 of Order No. P.U.18 (2001-2002) be and it is hereby amended, as attached.

DATED at St. John's, Newfoundland, this 24th day of September 2001.

Robert Noseworthy,
Chair & Chief Executive Officer.

Darlene Whalen, P.Eng.,
Vice-Chairperson.

Donald Powell C.A.,
Commissioner

G. Fred Saunders,
Commissioner.

G. Cheryl Blundon,
Director of Corporate Services and
Board Secretary.

ADDENDUM TO ORDER NO. P.U. 18 (2001-2002)
Appendix A-Item 2 (Page 3 & 4, Revised September 24, 2001)

2. Schedule of Dates

The following dates are set:

July 2001

July 13	Filing date for Motions to be heard on July 18
July 16	Filing date for reply briefs to any Motion filed to be heard on July 18
July 17	First round of questions submitted to Hydro and Intervenors by all parties other than Consumer Advocate
July 18	Motions day
July 25	First round of questions submitted to Hydro by Consumer Advocate

August 2001

August 3	Responses due by Hydro to questions submitted by relevant parties on or before July 17
August 8	Responses due by Hydro to questions submitted by Consumer Advocate on or before July 25
August 15	Response expert reports and pre-filed testimony by Intervenors
August 24	Filing date for Motions to be heard on August 29
August 27	Filing date for reply briefs to any Motion filed to be heard on August 29
August 27	Questions due on Response expert reports and pre-filed statements of Intervenor lay witnesses
August 29	Motions day

September 2001

September 7	Responses due to questions submitted to response experts and lay witnesses
September 12	Filing of any supplementary evidence arising from questions and answers
September 14	Questions due on supplementary evidence filed by September 12
September 18	Last filing date before hearing commencement, to include all answers to outstanding questions
September 24	Commencement of Hearing – Hearing Days will continue on a daily basis until the end of the Hearing. The following dates have been specifically set.

October 2001

October 14	Travel
October 15	Public Presentation Hearing – St. Anthony, Vinland Hotel
October 16	Public Presentation Hearing – Wabush, Wabush Hotel
October 17	Public Presentation Hearing – Wabush, Wabush Hotel
October 18	Public Presentation Hearing – Goose Bay, To Be Announced
October 19	Public Presentation Hearing – Goose Bay, To Be Announced
October 22	Public Presentation Hearing – Stephenville, Holiday Inn
October 23	Public Presentation Hearing – Grand Falls, Mount Peyton Hotel

October 24 Non-Hearing Day, Board Matters
October 25 Public Presentation Hearing – St. John’s, PUB Hearing Room
October 26 Public Presentation Hearing – St. John’s, PUB Hearing Room

October 29 Cost of Capital Experts
October 30 Cost of Capital Experts
October 31 Cost of Capital Experts

November 2001

November 1 Cost of Capital Experts
November 2 Cost of Capital Experts
November 13 Cost of Capital Experts
November 14 Cost of Capital Experts
November 15 Cost of Capital Experts
November 16 Cost of Capital Experts
November 23 Non-Hearing Day, Board Matters

November 26-30 Cost of Service Experts

December 2001

December 3-7 Cost of Service Experts

ADDENDUM TO ORDER NO. P.U. 18 (2001-2002)
Appendix A-Item 4(Page 7, Revised-September 24, 2001)

4. Procedures for Presentation of Evidence and Cross-examination of Witnesses

Pre-filed testimony of all non-expert witnesses should be adopted upon their taking the stand, and, unless otherwise objected to, will be accepted as evidence.

Reports of expert witnesses should be adopted upon their taking the stand, and, unless otherwise objected to, will be accepted as evidence.

The order of presentation and cross-examination of witnesses is as follows:

Hydro Witnesses

Direct evidence	Hydro
First Cross	Newfoundland Power
Second Cross	Industrial Customers
Third Cross	Consumer Advocate
Fourth Cross	Others
Last Cross	Counsel to the Board

Re-Direct Hydro

Board Questions

Questions on Matters Arising

Hydro
Newfoundland Power
Industrial Customers
Consumer Advocate
Others
Counsel to the Board

Re-Direct Hydro

Intervenor Witnesses

Direct Evidence	Intervenor Presenting Witness
First Cross	Hydro
Second Cross, and so on	Other Intervenors per above

Re-Direct Intervenor Presenting Witness

Board	Questions
-------	-----------

Questions on Matters Arising

Intervenor Presenting Witness
Hydro
Other Intervenors
Counsel to the Board

Re-Direct Intervenor Presenting Witness