

**IN THE MATTER OF** The Electrical  
Power Control Act, 1994 and the Public Utilities Act

**AND IN THE MATTER OF** a hearing  
regarding the Newfoundland and Labrador Hydro  
2005 Capital Budget

**INTERVENOR'S SUBMISSION**

**TAKE NOTICE** that **Abitibi-Consolidated Company of Canada, Stephenville and Grand Falls Divisions**, through its solicitors, Stewart McKelvey Stirling Scales and Poole Althouse, hereby intervenes in its position as an Island Industrial Customer of Newfoundland and Labrador Hydro which is affected by the rates charged by Newfoundland and Labrador Hydro.

The Intervenor submits that the 2005 Capital Budget sought by the Applicant is not reasonable and should be rejected by the Board.

The Intervenor proposes to show in evidence that a number of the projects for which approval is sought by the Applicant are not reasonable, will have an unduly negative effect on rates, have not been appropriately justified and are not necessary.

The Intervenor intends to participate by way of filing Information Requests, attendance at the hearing, cross-examination of witnesses and possibly presenting evidence.

The Intervenor wishes to pursue all issues related to the 2005 Capital Budget and its potential impacts.

Documents relating to this hearing can be served on the Intervenor in care of:

Paul Coxworthy  
Stewart McKelvey Stirling Scales  
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100 New Gower Street,  
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**AND**

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**DATED** at St. John's, this 13<sup>th</sup> day of September, 2004.

**STEWART MCKELVEY STIRLING SCALES**

Per:  
Paul Coxworthy

**POOLE ALTHOUSE**

Per:  
Joseph S. Hutchings, Q.C.

TO: The Board of Commissioners of Public Utilities  
Prince Charles Building  
P.O. Box 9188  
St. John's, NL  
A1A 2X9

TO: Newfoundland and Labrador Hydro  
Columbus Drive  
P.O. Box 9100  
St. John's, NL  
A1A 2X8

Attention: Maureen Greene, Q.C.