

1 Q. With regard to the response to CA 4 NLH, please provide all documentation
2 between Hydro and the Board relating to Hydro's need for further direction
3 from the Board before proceeding with collection and reporting of such
4 measures for itself and the peer group annually beginning in 2005 consistent
5 with the Mediation Agreement.

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8 A. To meet the required agreements and Board Order respecting the
9 establishment of a peer group of utilities for external benchmarking
10 comparisons for its KPIs, Hydro prepared and filed with the Board the report
11 entitled Defining a Utility Peer Group for Newfoundland and Labrador Hydro,
12 December 2004. Hydro's expectation was that the Board would consider and
13 approve, or not, Hydro's recommended approach to peer group review.

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15 In the Mediator's Report included in Appendix H of the Decision and Order of
16 the Board (Order No. P. U. 14 2004), Hydro agreed (point "aa") to "propose a
17 peer group of utilities and measures upon which to compare its performance
18 not later than six months following the date of the Board Order in this
19 proceeding. *Upon approval thereof*, Hydro will collect and report such
20 measures for itself and the peer group annually beginning in 2005"
21 (emphasis added).

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23 In addition, in the Board Order at page 145 it states "The Board will direct
24 NLH to *propose to the Board for approval* a "peer group" of utilities for the
25 purposes of external benchmarking of its KPIs" (emphasis added).

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27 Hydro has received no further direction or approval from the Board on this
28 matter and is not aware of any documentation between Hydro and the Board

- 1 relating to Hydro's expectation for the Board to approve, or not, its
- 2 recommended approach to peer group review.