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August 23, 2017

Via Electronic Mail & Courier

Newfoundland and Labrador Board
of Commissioners of Public Utilities
120 Torbay Road
P.O. Box 21040
St. John's, NL A1A 5B2

Attention: Ms. G. Cheryl Blundon
Director of Corporate Services and Board Secretary

Dear Madam:

Re: Newfoundland and Labrador Hydro Application – 2018 Capital Budget

We write on behalf of Corner Brook Pulp and Paper Limited, NARL Refining LP and Vale Newfoundland and Labrador Limited (the "Island Industrial Customers Group").

Please find enclosed the original and twelve (12) copies of the Island Industrial Customers Group Notice of Intention to Participate (Intervenor's Submission) in respect of the above noted Application.

A copy of the letter, together with the enclosures, has been forwarded directly to the parties listed below.

Attn: Ms. G. Cheryl Blundon

August 23rd, 2017

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If you have any questions regarding the enclosed, please contact the undersigned at your convenience.

Yours very truly,

POOLE ALTHOUSE



Dean A. Porter

DAP/lp

Enclosure

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cc: Ms. Tracey Pennell - Newfoundland and Labrador Hydro
Mr. Dennis Browne, Q.C. - Consumer Advocate
Mr. Paul Coxworthy - Island Industrial Customers
Mr. Gerard M. Hayes - Newfoundland Power Inc.
Mr. Thomas O'Reilly, Q.C. - Cox & Palmer
Ms. Sheryl Nisenbaum - Praxair Canada Inc.
Mr. Larry Bartlett - Teck Resources Limited
Mr. Denis Fleming - Vale Newfoundland and Labrador Limited

IN THE MATTER OF the *Public Utilities Act* (the “Act”); and

IN THE MATTER OF an Application by Newfoundland and Labrador Hydro for an Order approving (1) its 2017 Capital Budget pursuant to s. 41(1) of the Act; (2) its 2018 capital purchases, and construction projects in excess of \$50,000.00 pursuant to s.41(3)(a) of the Act; (3) its leases in excess of \$5,000.00 pursuant to s.41(3)(b) of the Act; and (4) its estimated contributions in aid of construction for 2017 pursuant to s.41(5) of the Act.

To: The Board of Commissioners of Public Utilities

INTERVENORS’ SUBMISSION OF THE ISLAND INDUSTRIAL CUSTOMERS GROUP

TAKE NOTICE that **Corner Brook Pulp and Paper Limited, NARL Refining LP and Vale Newfoundland and Labrador Limited (the “Island Industrial Customers Group”)**, through their solicitors Stewart McKelvey, Poole Althouse and Cox & Palmer, hereby give notice of their intention to participate in the within Application in their respective positions as Island Industrial Customers of the Applicant Newfoundland and Labrador Hydro (the “Applicant”) which are affected by the rates charged by the Applicant.

Interest of the Island Industrial Customers Group

1. Each of the Members of the Island Industrial Customers Group presently own and operate on the Island of Newfoundland substantial industrial operations, each of which is a major consumer of power from the Applicant.

Disposition Sought by the Island Industrial Customers Group

2. Given the recent filing of the Application, and the various matters raised by the Application and to be addressed by Requests for Information and by other pre-hearing and hearing processes, the Island Industrial Customers Group does not yet have sufficient information, and have not yet had

sufficient opportunity, to formulate particular dispositions with respect to the various approvals sought by the Applicant.

Facts and Reasons Supporting Intervention

3. The Island Industrial Customers Group repeat the foregoing paragraph and state that there has not yet been sufficient opportunity for the Island Industrial Customers Group to submit what facts they intend to show in evidence or for what reasons the Board should dispose of the various approvals sought by the Applicant in a particular manner.

Participation of the Island Industrial Customers Group

4. The Island Industrial Customers Group intends to participate in the various procedures associated with the Application including, without limitation:
 - (a) directing Requests for Information and other information requests to the Applicant as may be permitted by the Board;
 - (b) participating in technical conferences, pre-hearing conferences and other processes associated with the Application;
 - (c) cross-examination of witnesses appearing on behalf of the Applicant or of any other participant in any hearing on the Application, as may be appropriate in the circumstances of any hearing on the Application that may be ordered by the Board;
 - (d) calling witnesses, including expert witnesses, as may be appropriate in the circumstances of any hearing on the Application that may be ordered by the Board;
 - (e) making representations and submissions, through counsel, to the Board concerning the disposition of the Application, including for the award of costs to the Island Industrial Customers Group in respect of their intervention and participation in the Application.

Documents relating to this hearing can be served on the Island Industrial Customers Group in care of:

Mr. Paul L. Coxworthy
Stewart McKelvey
Suite 1100, Cabot Place
100 New Gower Street
PO Box 5038
St. John's, NL A1C 5V3

Telephone: (709) 722-4279

Telecopier: (709) 722-4565

E-mail: pcoxworthy@stewartmckelvey.com

AND

Mr. Dean A. Porter
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49-51 Park Street
Corner Brook, NL A2H 2X1

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AND

Mr. Denis Fleming
Cox & Palmer
Scotia Centre
1100 – 235 Water Street
St. John's, NL A1C 1B6

Telephone: (709) 570-5321

Telecopier: (709) 726-4972

E-mail: dfleming@coxandpalmer.com

DATED at Corner Brook, Newfoundland and Labrador, this 23 day of August, 2017.

POOLE ALTHOUSE

Per: 

Dean A. Porter

STEWART MCKELVEY

Per: 

Paul L. Coxworthy

COX & PALMER

Per: 

Denis J. Fleming

TO: The Board of Commissioners of Public Utilities
Attention: Board Secretary

TO: Newfoundland & Labrador Hydro
Attention: Ms. Tracey Pennell

TO: Office of the Consumer Advocate
Attention: Mr. Dennis Browne, Q.C.

TO: Newfoundland Power Inc.
Attention: Mr. Gerard Hayes

TO: Praxair Canada Inc.
Attention: Ms. Sheryl Nisenbaum

TO: Teck Resources Limited
Attention: Larry Bartlett