

WHENEVER. WHEREVER.
We'll be there.



August 27, 2020

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

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

Dear Ms. Blundon:

Re: Newfoundland and Labrador Hydro – 2021 Capital Budget Application

Please find enclosed the original and 8 copies of Newfoundland Power's Notice of Intention to Participate in relation to the above-noted Application.

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

Yours truly,

A handwritten signature in blue ink, appearing to read "Kelly Hopkins".

Kelly Hopkins
Corporate Counsel

cc. Shirley Walsh
Newfoundland & Labrador Hydro

Paul Coxworthy
Stewart McKelvey Stirling Scales

Sheryl Nisenbaum
Praxair Canada Inc.

Dennis Browne, Q.C.
Browne, Fitzgerald, Morgan & Avis

Denis Fleming
Cox & Palmer

Shawn Kinsella
Teck Resources Limited

Newfoundland Power Inc.

55 Kenmount Road • P.O. Box 8910 • St. John's, NL A1B 3P6

PHONE (709) 737-5364 • FAX (709) 737-2974 • khopkins@newfoundlandpower.com

IN THE MATTER OF the *Public Utilities Act*, (the "Act"); and

IN THE MATTER OF an Application by Newfoundland and Labrador Hydro ("Hydro") for an Order approving: (i) its 2021 capital budget pursuant to s.41(1) of the Act; (ii) its 2021 capital purchases and construction projects in excess of \$50,000 pursuant to s.41(3)(a) of the Act; and (iii) for an Order pursuant to s.78 of the Act fixing and determining its average rate base for 2017, 2018 and 2019.

TO: The Newfoundland and Labrador Board of Commissioners of Public Utilities ("the Board")

NOTICE OF INTENTION TO PARTICIPATE

A. General

1. Newfoundland Power Inc. ("Newfoundland Power") wishes to participate in the Application.

B. Interest of Newfoundland Power

2. Newfoundland Power purchases approximately 85% of Hydro's annual production of electrical energy on the island of Newfoundland and therefore has an interest in Hydro's proposed capital expenditures and leasing obligations for 2021.

C. Disposition Advocated by Newfoundland Power

3. Newfoundland Power submits and will advocate that the Board is required by the Act to approve, and should approve, those proposed improvements or additions to Hydro's property for 2021 as are shown by the record before the Board to be reasonably necessary for Hydro to meet its obligations to provide electrical service as required by the Act.

D. Facts and Reasons Supporting Intervention

4. The primary reason for Newfoundland Power's intervention is to receive and consider materials filed in support of the Application so as to be in a position to assess

whether the record before the Board indicates that Hydro's proposed capital expenditures and leasing obligations for 2021 are reasonably necessary for Hydro to meet its obligations to provide electrical service as required by the Act.

E. Participation of Newfoundland Power

5. Newfoundland Power does not currently intend to present any evidence in relation to the Application but reserves the right to do so. Newfoundland Power may wish to participate in technical conferences, file requests for information as provided by the *Board of Commissioners of Public Utilities Regulations, 1996*, and to call witnesses and avail of the right to cross-examine witnesses or to submit argument at a public hearing of the Application, all as the circumstances may require.

DATED at St. John's, Newfoundland and Labrador this 27th day of August, 2020.

NEWFOUNDLAND POWER INC.



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