

**IN THE MATTER OF** the *Public Utilities Act*, R.S.N.L., c.P-47 (the “Act”); and

**IN THE MATTER OF** an Application by Newfoundland and Labrador Hydro for an Order approving: (1) the 2009 capital budget pursuant to s. 41(1) of the Act; (2) its 2009 capital purchases, and construction projects in excess of \$50,000 pursuant to s. 41(3)(a) of the Act; (3) its leases in excess of \$5,000 pursuant to s. 41(3)(b) of the Act; and (4) its estimated contributions in aid of construction for 2009 pursuant to s. 41(5) of the Act and for an order pursuant to s. 78 of the Act fixing and determining its average rate base for 2007.

**TO:** The Board of Commissioners of Public Utilities (the “Board”)

### **INTERVENOR’S SUBMISSION**

1. The Consumer Advocate wishes to intervene in the Application.

#### **Interests of the Consumer Advocate**

2. The Consumer Advocate represents the interests of domestic and general service consumers of electricity in the Province of Newfoundland and Labrador and therefore has an interest in Newfoundland and Labrador Hydro’s above-referenced Application.

#### **Disposition Advocated by the Consumer Advocate**

3. The Consumer Advocate wishes to receive further information from Newfoundland and Labrador Hydro in the RFI process before advocating a specific disposition of Newfoundland and Labrador Hydro’s Application.

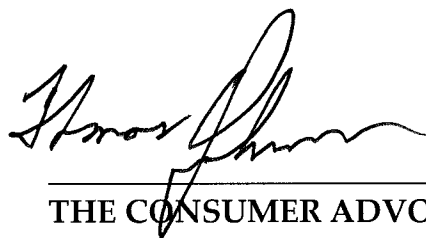
#### **Facts and Reasons Supporting Intervention**

4. The reason for the Consumer Advocate's intervention is to receive materials filed in the proceeding so as to be in a position to consider whether those materials disclose any reason for more active participation by the Consumer Advocate in respect of the Application.

#### **Participation of the Consumer Advocate**

5. The Consumer Advocate may decide to present evidence in relation to the Application. However, the Consumer Advocate does wish to file requests for information as provided by the *Board of Commissioners of Public Utilities Regulations, 1996*, and to 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, in the Province of Newfoundland and Labrador, this 21<sup>st</sup> day of September, 2008.



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**THE CONSUMER ADVOCATE**  
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Hydro Place, Columbus Drive  
St. John's, NL A1B 4K7  
Attention: Mr. Geoffrey Soung

Newfoundland Power Inc.  
55 Kenmount Road  
St. John's, NL A1B 3P6  
Attention: Mr. Gerard Hayes  
& Mr. Ian F. Kelly

Industrial Customers  
c/o Stewart McKelvey Stirling Scales  
Cabot Place  
100 New Gower Street  
St. John's, NL A2H 6H7  
Attention: Mr. Paul Coxworthy

Industrial Customers  
c/o Poole Althouse  
49-51 Park Street  
Corner Brook, NL A2H 6H7  
Attention: Mr. Joseph Hutchings, Q.C.