

IN THE MATTER OF the *Public Utilities Act* R.S.N. 1990, Chapter P-47 (the "Act");
and

IN THE MATTER OF an Application by Newfoundland and Labrador Hydro for an Order approving (1) its 2008 Capital Budget pursuant to s. 41(1) of the Act; (2) its 2008 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 2008 pursuant to s. 41(s)(5) of the Act and for an Order pursuant to s. 78 of the Act fixing and determining its average rate base for 2006

**NOTICE OF INTENTION TO PARTICIPATE OF THE ISLAND
INDUSTRIAL CUSTOMERS**

TAKE NOTICE that Abitibi-Consolidated Company of Canada, Grand Falls Division, Aur Resources Inc., Corner Brook Pulp and Paper Limited, North Atlantic Refining Limited and Voisey's Bay Nickel Company Limited (the "Intervenors"), through their solicitors Stewart McKelvey and Poole Althouse, hereby give notice of their intention to participate in the within Application, in their respective positions as actual or potential 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

1. Each of the Island Industrial Customers, with the exception of **Voisey's Bay Nickel Limited**, presently own and operate on the Island of Newfoundland substantial industrial operations, each of which is a major consumer of power purchased from the Applicant.

Voisey's Bay Nickel Limited has joined with the other Island Industrial Customers as an Intervenor by reason of its intended industrial operations in the Province and its anticipated significant future power demands.

Disposition Sought by the Island Industrial Customers

2. Given the very 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 do 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 repeat the foregoing paragraph and state that there has not yet been sufficient opportunity for the Island Industrial Customers 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 Application in a particular manner.

Participation of the Industrial Customers

4. The Industrial Customers propose to fully participate in the hearing of the Application and 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 pre-hearing conferences, technical conferences and other pre-hearing and hearing processes associated with the Application;
- (c) cross-examination of witnesses appearing on behalf of the Applicant or of any other participant in the hearing;
- (d) calling witnesses, including expert witnesses, as is appropriate in the circumstances;
- (e) making representations, through counsel, to the Board concerning the disposition of the Application.

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

Mr. Paul L. Coxworthy
Stewart McKelvey
Suite 1100, Cabot Place
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St. John's NL A1C 5V3

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AND

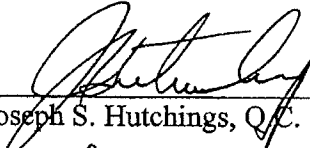
Mr. Joseph S. Hutchings Q.C.
Poole Althouse
Western Trust Building
49-51 Park Street
P.O. Box 812
Corner Brook NL A2H 6H7

Telephone: (709) 637-6425
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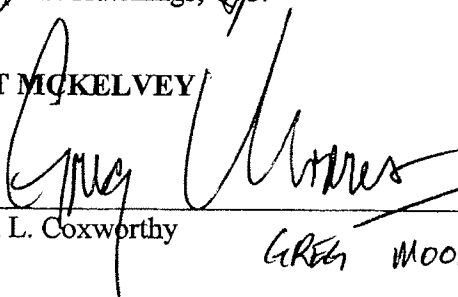
E-mail: jhutchings@pa-law.ca

DATED at St. John's, this 16th day of August, 2007.

POOLE ALTHOUSE

Per: 
Joseph S. Hutchings, Q.C.

STEWART MCKELVEY

Per: 
For: Paul L. Coxworthy

GREG MOORES

TO: The Board of Commissioners of Public Utilities
Suite E210, Prince Charles Building
120 Torbay Road
P.O. Box 21040
St. John's NL A1A 5B2
Attention: Board Secretary

TO: Newfoundland & Labrador Hydro
P.O. Box 12400
500 Columbus Drive
St. John's NL A1B 4K7

Attention: Geoffrey P. Young,
Legal Counsel

TO: Thomas Johnson, Consumer Advocate
O'Dea, Earle Law Offices
323 Duckworth Street
St. John's NL A1C 5X4

TO: Newfoundland Power Inc.
P.O. Box 8910
55 Kenmount Road
St. John's NL A1B 3P6

Attention: Peter Alteen,
Legal Counsel