

**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) its 2011 capital budget pursuant to s. 41(1) of the Act; (2) its 2011 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 2011 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 2009.

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

## **INTERVENOR’S SUBMISSION**

### **General**

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 electricity customers of both utilities operating in the Province and therefore has an interest in Newfoundland and Labrador Hydro’s proposed capital expenditures for 2011.

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

3. It would be premature for the Consumer Advocate to advocate a particular disposition of the Application at this time as the Consumer Advocate’s review of the Application is continuing at this time.

## Facts and Reasons Supporting Intervention

4. The reason for the Consumer Advocate'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 Newfoundland and Labrador Hydro's proposed capital expenditures for 2011 are reasonably necessary for Newfoundland and Labrador Hydro to meet its obligations to provide electrical service as required by the Act.

## Participation of the Consumer Advocate

5. In light of the Consumer Advocate's ongoing review of the Application, the Consumer Advocate cannot state at this time whether or not he shall present evidence in relation to the Application. The Consumer Advocate may wish to participate in technical conferences, file requests for information 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 18<sup>th</sup> day of August, 2010.



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**THE CONSUMER ADVOCATE**

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