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March 30, 2014

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

RE: AN ORDER OF THE BOARD NO. P.U. 3(2014)

An Investigation and Hearing into supply issues and power outages on the Island Interconnected system and the matter of the *Electrical Power Control Act*, 1994, Chapter E-5.1 (the "EPCA") and the *Public Utilities Act*, RNSL 1990, Chapter P-47 (the "Act") as amended:

Grand Riverkeeper Labrador, Inc.-Request for Permission to Intervene in the above referenced Investigation and Hearing.

Attention: Ms. Cheryl Blundon (for the Board)

Dear Ms. Blundon:

Pursuant to our letter of March 7th, 2014, and the Board's answer of March 13th, 2014, please be advised that Grand Riverkeeper Labrador, Inc. hereby requests recognition as an Intervener in this proceeding.

We believe that our "late" request for intervener status in this process is both reasonable and necessary in the circumstances, and will create no obstacle to an efficient and effective process, nor will it create any prejudice to the parties involved. In this regard, GRK agrees to accept the file as it stands.

We also wish to explain that we didn't request to intervene earlier because we did not know until the Board decision was made, that they would be looking at POST Muskrat Falls.

With regard to section 9 of the *Regulations*, our intervener submission follows, setting out our interest in the matter and the other detailed information required.

Grand Riverkeeper Labrador's Interest in the matter:

As the Board is likely aware, Grand Riverkeeper Labrador, Inc. (GRK) has been involved in the Muskrat Falls (Lower Churchill Hydro Project) since its inception several years ago. We made as many as 18 presentations and submissions during the Joint Review Panel hearings on the construction of the dams, as well as several submissions on the Labrador Island Transmission Link and the Maritime Link. The Muskrat Falls Project is happening just a couple of kilometers from the doorstep of most of our members.

We are concerned about many aspects of the construction of the Project, as well as the impacts after construction is complete, impacts that would include but are not limited to, risks, which we believe Nalcor has not thus far acknowledged, that include legal and contractual risks, and risks to the physical integrity of the dams and the North Spur natural dam.

These risks could entail the unavailability for the Island of some or all the planned energy and capacity from Muskrat Falls, over the short, medium or long term. GRK believes that these risks are material in evaluating the adequacy and reliability of the Island Interconnected system after the interconnection with the Muskrat Falls generating facility, and it intends, through its participation in this hearing, to present evidence with respect to these risks.

Disposition of the proceedings which GRK advocates, if any:

It is the view of GRK that the risks associated with the Muskrat Falls project have not been properly assessed by the Proponent, Nalcor, especially with respect to legal, contractual and physical risks mentioned above. It is our hope that the Board will, through these proceedings, ensure that all these risks are laid-bare, so that it, and the public, including Grand Riverkeeper Labrador can make a determination based on the facts. GRK reserves the right to elaborate further on its preferred disposition as the hearing process evolves.

The facts we propose to show in evidence:

GRK intends to present evidence concerning the contractual uncertainties related to the Water Management Agreement, and their implications with respect to the operations of the Muskrat Falls plant after commissioning. GRK also intends to present evidence concerning the physical risks related to the North Spur natural dam.

The reasons why Grand Riverkeeper Labrador, In. believes the board should decide in the manner advocated:

As stated above, GRK will reserve our comments on the disposition of the proceedings until all the facts are presented.

The Qualifications of our Expert Witness:

GRK is currently in discussions with several potential expert witnesses, and will advise the Board as soon as commitments are in place.

A list of the information and support documents that may be useful in explaining GRK's representation:

A list of information and supporting documents will be provided as soon as they are available.

Participation of Grand Riverkeeper Labrador, Inc. in the proceedings:

Grand Riverkeeper Labrador intends to participate in the process through:

1. participation in technical and all other conferences
2. filing requests for information to Newfoundland and Labrador Hydro and Nalcor.
3. expert evidence to the Board either in person, or via Teleconference
4. cross-examination of witnesses
5. make representation to the Board on the recovery of costs for our participation in this proceeding.

The undersigned as Vice President of Grand Riverkeeper Labrador, Inc. will be our agent and her contact information is as shown.

We sincerely appreciate your consideration of our late request for intervener status in this matter.

Sincerely,

Roberta Frampton Benefiel, Vice President
Grand Riverkeeper Labrador, Inc.
Box 569, Station B
Happy Valley-Goose Bay, Labrador
NL A0P 1E0
e-mail: rebnfl@gmail.com

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