IN THE MATTER OF An Investigation And Hearing
Into Supply Issues And Power Outages On The
Island Interconnected System.

MOTION TO ORDER COMPLETE RESPONSES TO REQUESTS FOR INFORMATION AND TO SUSPEND GRKL DELAYS UNTIL COMPLETE RESPONSES ARE PROVIDED

Board of Commissioners of Public Utilities
Prince Charles Building
120 Torbay Road, P.O. Box 21040
St. John's, NL
A1A 562

ATTENTION: Ms. Cheryl Blundon
Director of Corporate Services & Board Secretary

January 6, 2015

1. On December 22, 2015, GRK filed a motion concerning inadequate responses provided by NLH to a number of RFIs, and concerning missing responses to GRK-NLH-60, -63 and -67.

2. On January 6, NLH provided responses to GRK-NLH-60 and -67. To the best of our knowledge, NLH did not seek or obtain Board permission for this late filing.

3. In its cover letter, NLH explained that it was awaiting a Board ruling as to whether it must respond to GRK-NLH-63.

4. GRK wishes to supplement its pleadings in its Motion of December 22 with the following comments regarding GRK-NLH-60.

GRK-NLH-60

5. The RFI reads:

Charles O'Brien, Attorney,
1233 Island street, Montreal, Quebec, H3K 2N2
Tel. 1 888 516 0045 Fax: 1 888 516 1539
Email: bluegreenlaw@gmail.com

Please explain the forced outage probabilities used in Hydro's planning for Muskrat Falls, distinguishing between the probabilities of forced outage related to:

- Mechanical or electrical faults at the MF generating station;
- Events concerning the integrity of the MF reservoir (e.g. a North Spur slide);
- Outages related to the aerial transmission lines in Labrador;
- Outages related to the submarine lines;
- Outages related to the aerial transmission lines in Newfoundland; and
- Outages related to energy interchanges with CF(L)Co, based on the Water Management Agreement.

If, for any of the risks mentioned, Hydro considers the outage probability to be zero, please so indicate.

6. With respect to the second bullet, Hydro's response reads:

> As stated in Board Order P.U. 41(2014), at page 15, this proceeding does not involve a technical review of any aspects of the construction of the Muskrat Falls Project and it would not be relevant or useful in this proceeding to require the production of detailed technical information in relation to physical risks associated with the Muskrat Falls development. Please also refer to Hydro's response to GRK-NLH-044.

7. On its face, the response fails to respond to the question. The RFI does not request "detailed technical information in relation to physical risks associated with the Muskrat Falls development," but simply requests Hydro's estimate of the likelihood of their occurring.

8. It should be noted that, in Tables 3-2 and 3-3, as well as the unnumbered table on page 4 of the response, NLH was able to provide forecast Downtime (in hr/yr) and Forced Outage Rate (%) for various aspects of the LIL, without producing "detailed technical information in relation to physical risks" to the LIL. It has presented no valid reason why it should not be able to do the same for events concerning the integrity of the MF reservoir.

9. Furthermore, NLH has misunderstood the last bullet. "Outages related to energy interchanges with CF(L)Co, based on the Water Management Agreement" does not refer to outages related to the transmission lines between MF and Churchill Falls, but rather outages related to the possibility that NLH would be unable to impose its understanding of the Churchill Falls Power Contract on CF(L)Co and its shareholder Hydro-Québec, and that said inability would prevent NLH from fully providing the expected power and energy to the Island.

10. As this risk could profoundly affect reliability on the Island after Muskrat Falls commissioning, GRK considers it essential that NLH provide its answer to this question.

11. As noted in the last sentence of the RFI, if, for any of the risks mentioned, Hydro considers the outage probability to be zero, it should so mention.

Additional Conclusions Sought

D. Order NLH to provide full and complete responses to the second and last bullets of GRK-NLH-060.

E. Make any Order the Board considers reasonable in the circumstances.

Respectfully submitted,

[s]

Charles O'Brien