



August 23, 2016

Ms. G. Cheryl Blundon  
Board of Commissioners of Public Utilities  
120 Torbay Road, P.O. Box 12040  
St. John's, NL A1A 5B2

Ladies & Gentlemen:

**Re: Newfoundland and Labrador Hydro Application – 2017 Capital Budget Application**

In relation to the above noted application, please find enclosed the original and twelve (12) copies of the Consumer Advocate's Intervenor's Submission.

A copy of the letter, together with enclosure, has been forwarded directly to the parties listed below.

Yours very truly,

O'DEA, EARLE

  
for THOMAS JOHNSON, Q.C.  
TJ/cel

cc: Newfoundland & Labrador Hydro  
P.O. Box 12400  
500 Columbus Drive  
St. John's, NL A1B 4K7  
Attention: Tracey Pennell, Senior Legal Counsel

Newfoundland Power  
P.O. Box 8910  
55 Kenmount Road  
St. John's, NL A1B 3P6  
Attention: Gerard Hayes, Senior Legal Counsel

Vale Newfoundland and Labrador Limited  
c/o Cox & Palmer  
Suite 1000, Scotia Centre

235 Water Street  
St. John's, NL A1C 1B6  
Attention: Thomas J. O'Reilly, Q.C.



Industrial Customer Group  
c/o Stewart McKelvey  
Cabot Place, 100 New Gower Street  
P.O. Box 5038  
St. John's, NL A1C 5V3  
Attention: Paul Coxworthy

**IN THE MATTER OF** the *Public Utilities Act*, (the "Act"); and

**IN THE MATTER OF** an Application by Newfoundland and Labrador Hydro for an Order approving: (1) its 2017 capital budget pursuant to s. 41 (1) of the Act; (2) its 2017 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 2017 pursuant to s. 41 (5) of the Act.

**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 2017.

### **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 2017 are reasonably necessary for 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 <sup>22</sup> day of August, 2016.



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**THE CONSUMER ADVOCATE**

Thomas J. Johnson, Q.C.  
O'Dea, Earle Law Offices  
323 Duckworth Street  
P.O. Box 35955  
St. John's, NL A1C 5X4