

# Office of the Consumer Advocate

PO Box 23135  
Terrace on the Square  
St. John's, NL Canada  
A1B 4J9

Tel: 709-724-3800  
Fax: 709-754-3800

September 8, 2023

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

**Attention: Ms. Cheryl Blundon, Director of  
Corporate Services / Board Secretary**

Dear Ms. Blundon:

**Re: Newfoundland Power's 2024 Capital Budget Application  
Notice of Intervenor Evidence**

The Board's schedule dated August 31, 2023 indicates that notices of intervenor evidence are to be submitted by September 8, 2023. This document conveys the Consumer Advocate's notice of intervenor evidence, the name of the expert, and the areas on which the expert will provide evidence.

The name of the expert that will provide evidence on behalf of the Consumer Advocate is Midgard Consulting Inc. ("Midgard") based in Vancouver, British Columbia. Midgard will provide expert evidence related to the filings of regulated utilities and their annual CAPEX budgets requiring regulatory approval. More specifically, Midgard will provide evidence documenting how regulatory regimes elsewhere ensure that:

- 1) The assets proposed for refurbishment/replacement are appropriately prioritized and included in the CAPEX list; and
- 2) The investments will achieve the expected results (e.g., improved customer service and reliability and reduced operating and maintenance costs).

Midgard's evidence will include how management practices are used to quantify: 1) improvements in customer service and reliability and cost savings in operation and maintenance costs, and 2) the risk of not proceeding with a capital project. The evidence

will include examples of how the above issues are addressed in other jurisdictions, and how they are measured and reported.

Yours truly,

  
**Dennis Browne, KC**  
**Consumer Advocate**

/jm

cc **Newfoundland Power Inc.**  
Dominic J. Foley ([dfoley@newfoundlandpower.com](mailto:dfoley@newfoundlandpower.com))  
Liam O'Brien, ([lobrien@curtisdawe.com](mailto:lobrien@curtisdawe.com))  
NP Regulatory ([regulatory@newfoundlandpower.com](mailto:regulatory@newfoundlandpower.com))  
**Newfoundland & Labrador Hydro**  
Shirley Walsh ([ShirleyWalsh@nlh.nl.ca](mailto:ShirleyWalsh@nlh.nl.ca))  
NLH Regulatory ([nlhregulatory@nlh.nl.ca](mailto:nlhregulatory@nlh.nl.ca))

**Board of Commissioners of Public Utilities**  
PUB Official Email ([ito@pub.nl.ca](mailto:ito@pub.nl.ca))  
Colleen Jones ([cjones@pub.nl.ca](mailto:cjones@pub.nl.ca))  
Jacqui Glynn ([jglynn@pub.nl.ca](mailto:jglynn@pub.nl.ca))  
Maureen Greene ([mgreene@pub.nl.ca](mailto:mgreene@pub.nl.ca))