

November 7, 2014

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Via Electronic Mail & Courier

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. G. Cheryl Blundon
Board Secretary**

Dear Ms. Blundon:

**Re: Application of Newfoundland and Labrador Hydro for Approval of Agreement with
Corner Brook Pulp and Paper for Capacity Assistance**

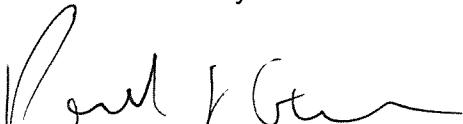
Please find enclosed the original and twelve (12) copies of the Intervenors' Submission of the Island Industrial Customers Group in respect of the above Application.

While the enclosed Submission is in our usual form, we would advise that we do not anticipate seeking the opportunity to file any Requests for Information, but do wish to be kept informed of any other parties' filings in relation to this Application and to be in the position to comment if any issue does arise on which the Island Industrial Customer Group may wish to comment.

We trust you will find the above and enclosed to be in order.

Yours truly,

Stewart McKelvey



Paul L Coxworthy

PLC/kmcd

Enclosure

c: Mr. Geoffrey P. Young, Senior Legal Counsel, Newfoundland and Labrador Hydro
Mr. Thomas J. Johnson, Consumer Advocate
Mr. Gerard Hayes, Newfoundland Power
Mr. Dean A. Porter, Poole Althouse
Mr. Thomas J. O'Reilly Q.C., Cox & Palmer
Ms. Sheryl Nisenbaum, Praxair Canada Inc.
Mr. Danny Dumaresque
Ms. Roberta Frampton Benefiel, Grand Riverkeeper Labrador Inc.

IN THE MATTER OF the *Electrical Power Control Act*, R.S.N.L. 1994, Chapter E-5.1 (the "EPCA") and the *Public Utilities Act*, R.S.N.L. 1990, Chapter P-47 (the "Act") and regulations thereunder;

AND IN THE MATTER OF an Application by Newfoundland and Labrador Hydro, for the approval, pursuant to Sections 70(1), 71 and 80 of the *Act*, of the Capacity Assistance Agreement between Newfoundland and Labrador Hydro and Corner Brook Pulp and Paper.

To: The Board of Commissioners of Public Utilities

INTERVENORS' SUBMISSION OF THE ISLAND INDUSTRIAL CUSTOMERS GROUP

TAKE NOTICE that **Corner Brook Pulp and Paper Limited, North Atlantic Refining Limited, and Teck Resources Limited** (the "Island Industrial Customers Group"), through their solicitors Stewart McKelvey and Poole Althouse, hereby give notice of their intention to participate in the within Application, in their respective positions as Island Industrial Customers of the Applicant Newfoundland and Labrador Hydro (the "Applicant") which are affected by the rates charged by the Applicant.

Interest of the Island Industrial Customers Group

1. Each of the members of Island Industrial Customers Group presently own and operate on the Island of Newfoundland substantial industrial operations, each of which is a major consumer of power purchased from the Applicant.

Disposition Sought by the Island Industrial Customers Group

2. Given the recent filing of the Application, and the various matters raised by the Application and to be addressed by Requests for Information and by other pre-hearing

and hearing processes, the Island Industrial Customers Group does not yet have sufficient information, and have not yet had sufficient opportunity, to formulate particular dispositions with respect to the various approvals sought by the Applicant.

Facts and Reasons Supporting Intervention

3. The Island Industrial Customers Group repeat the foregoing paragraph and state that there has not yet been sufficient opportunity for the Island Industrial Customers Group to submit what facts they intend to show in evidence or for what reasons the Board should dispose of the various approvals sought by the Application in a particular manner.

Participation of the Island Industrial Customers Group

4. The Island Industrial Customers Group intends to participate in the various procedures associated with the Application including without limitation:

- (a) directing Requests for Information and other information requests to the Applicant as may be permitted by the Board;
- (b) participating in technical conferences, pre-hearing conferences, and other processes associated with the Application;
- (c) cross-examination of witnesses appearing on behalf of the Applicant or of any other participant in any hearing on the Application, as may be appropriate in the circumstances of any hearing on the Application that may be ordered by the Board;

- (d) calling witnesses, including expert witnesses, as may be appropriate in the circumstances of any hearing on the Application that may be ordered by the Board;
- (e) making representations and submissions, through counsel, to the Board concerning the disposition of the Application, including for the award of costs to the Island Industrial Customers Group in respect of their intervention and participation in the Application.

Documents relating to this hearing can be served on the Island Industrial Customers Group in care of:

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AND

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Poole Althouse
Western Trust Building
49-51 Park Street
P.O. Box 812
Comer Brook, NL A2H 2X1

Telephone: (709) 637-6425
Telecopier: (709) 634-8247

E-mail: dporter@pa-law.ca

DATED at St. John's, Newfoundland and Labrador, this 7th day of November, 2014.

POOLE ALTHOUSE

Per:



Dean A. Porter

STEWART MCKELVEY

Per:



Paul L. Coxworthy

TO: The Board of Commissioners of Public Utilities
Suite E210, Prince Charles Building
120 Torbay Road
P.O. Box 21040
St. John's, NL A1A 5B2
Attention: Board Secretary

TO: Newfoundland & Labrador Hydro
P.O. Box 12400
500 Columbus Drive
St. John's, NL A1B 4K7
Attention: Mr. Geoffrey P. Young
Senior Legal Counsel

TO: Thomas Johnson, Q.C.
Consumer Advocate
O'Dea, Earle Law Offices
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TO: Newfoundland Power Inc.
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Attention: Mr. Gerard Hayes
Senior Counsel

TO: Mr. Thomas J. O'Reilly Q.C.
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