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September 4, 2019

Paul L. Coxworthy
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Via Courier

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

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

Dear Ms. Blundon:

Re: Intervenors' Submission of the Island Industrial Customer Group

Further to the above, enclosed please find the original and twelve (12) copies of the Island Industrial Customers Group Intervenors' Submission dated September 4, 2019.

We trust this is in order.

Yours truly,

Stewart McKelvey

Paul L. Coxworthy

PLC/tas

Enclosures

- c: Shirley Walsh, Senior Legal Counsel- Regulatory, Newfoundland & Labrador Hydro
Dennis M. Browne, Q.C., Consumer Advocate
Gerard Hayes, Newfoundland Power

- ec. Sheryl Nisenbaum, Praxair Canada Inc.
Larry Bartlett, Teck Resources Limited
Senwung Luk, Labrador Interconnected Group
Gregory Moores, Iron Ore Company of Canada

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 2020 Capital Budget pursuant to s. 41(1) of the Act; (2) its 2020 capital purchases and construction projects in excess of \$50,000.00 pursuant to s.41(3)(a) of the Act; (3) its estimated contributions in aid of construction for 2020 pursuant to s.41(5) of the Act; (4) for an order pursuant to s.78 of the Act fixing and Determining its Average Rate Base for 2015 and 2016.

To: The Board of Commissioners of Public Utilities (the "Board")

INTERVENORS' SUBMISSION OF THE ISLAND INDUSTRIAL CUSTOMER GROUP

TAKE NOTICE that **Corner Brook Pulp and Paper Limited, NARL Refining LP and Vale Newfoundland and Labrador Limited (the "Island Industrial Customers Group")**, through their solicitors Stewart McKelvey, Poole Althouse and Cox & Palmer, hereby give notice of their intention to participate in the within Application in their respective position 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 the 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 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 process, 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 Applicant 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 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:

Mr. Paul L. Coxworthy
Stewart McKelvey
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St. John's, NL A1C 5V3

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AND

Mr. Dean A. Porter
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Western Trust Building
49-51 Park Street
Corner Brook, NL A2H 2X1

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Telecopier: (709) 634-8247

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AND

Mr. Denis Fleming
Cox & Palmer
Scotia Centre
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Telecopier: (709) 726-4972

E-mail: dfleming@coxandpalmer.com

DATED at Corner Brook, Newfoundland and Labrador, this ^{4th} ___ day of September, 2019.

POOLE ALTHOUSE

Per: 

Dean A. Porter

STEWART MCKELVEY

Per: 

Paul L. Coxworthy

COX & PALMER

Per: 

Denis J. Fleming

- TO: The Board of Commissioners of Public Utilities
Attention: Board Secretary
- TO: Newfoundland & Labrador Hydro
Attention: Ms. Shirley A. Walsh, Senior Legal Counsel, Regulatory
- TO: Office of Consumer Advocate
Attention: Mr. Dennis Browne, Q.C.
- TO: Newfoundland Power Inc.
Attention: Mr. Gerard Hayes
- TO: Praxair Canada Inc.
Attention: Ms. Sheryl Nisenbaum
- TO: Teck Resources Limited
Attention: Mr. Larry Bartlett

TO: Labrador Interconnected Group
Attention: Mr. Senwung Luk, Olthuis Kler Townshend LLP

TO: Iron Ore Company of Canada
Attention: Mr. Gregory Moores, Stewart McKeivey