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St. John's NL A1C 5V3 Canada tel: 709.722.4270 fax: 709.722.4565 stewartmckelvey.com

September 12, 2017

Paul L. Coxworthy
Direct Dial: 709.570.8830
pcoxworthy@stewartmckelvey.com

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 to establish customer electricity rates for 2018 and 2019 (2017 General Rate Application)

Please find enclosed the original and ten (10) copies of the Intervenors' Submission of the Island Industrial Customers Group in respect of the above Application.

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

Yours truly,

Stewart McKelvey

Paul L Coxworthy

PLC/kmcd

Enclosure

- c: Ms. Tracey Pennell, Senior Legal Counsel, Newfoundland and Labrador Hydro
- Mr. Dennis M. Brown, Q.C., Consumer Advocate
- Mr. Gerard Hayes, Newfoundland Power
- Mr. Dean A. Porter, Poole Althouse
- Ms. Sheryl Nisenbaum, Praxair Canada Inc.
- Mr. Larry Bartlett, Teck Resources Limited

IN THE MATTER OF the *Electrical Power Control Act*, 1994, SNL 1994, Chapter E-5.1 and the *Public Utilities Act*, RSN 1990, Chapter P-47 (the Act);

AND IN THE MATTER OF a General Rate Application (the Application) by Newfoundland and Labrador Hydro (the “Applicant”) to establish customer electricity rates for 2018 and 2019.

TO: The Board of Commissioners of Public Utilities (“the Board”)

INTERVENOR’S SUBMISSION

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 Poole Althouse, Stewart McKelvey and Cox & Palmer, hereby give notice of their intention to participate in the within Application, in their respective positions as Island Industrial Customers of the Applicant which are affected by the rates charged by the Applicant.

Interest of the Island Industrial Customers Group

1. Each member of the Island Industrial Customers Group, presently owns and operates substantial industrial operations on the Island of Newfoundland and is a major consumer of power purchased from the Applicant.

Dispositions Sought by the Island Industrial Customers Group

2. Given the very recent filing of the Application, and the various matters raised by the Application and to be addressed through Requests for Information and other pre-hearing and hearing processes, the Island Industrial Customers Group do 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.

Participation of the Island Industrial Customers Group

4. The Island Industrial Customers Group intend 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; and

- e) making representations and submissions, through counsel, to the Board concerning the disposition of the Application, including, without limiting the foregoing, with respect to the awarding of costs with respect to the Island Industrial Customers Group participation in the Application proceedings.

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

Mr. Dean A. Porter
Poole Althouse
Western Trust Building
49-51 Park Street
P.O. Box 812
Corner Brook NL A2H 6H7
Telephone: 709.637-6425
Facsimile: 709.634.8247
E-Mail: dporter@pa-law.ca

AND

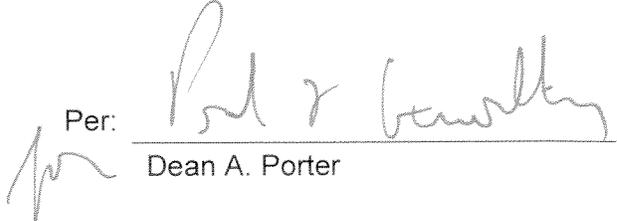
Mr. Paul L. Coxworthy
Stewart McKelvey
Suite 1100
Cabot Place
100 New Gower Street
St. John's, NL
Canada A1C 6K3
Telephone: 709.722.4270
Facsimile: 709.722.4565
E-mail: pcoxworthy@stewartmckelvey.com

AND

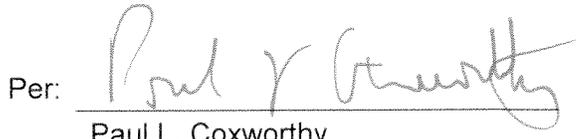
Mr. Denis J. Fleming
Cox & Palmer
Scotia Centre, Suite 1000
235 Water Street
St. John's, NL A1C 1B6
Telephone: 709.570.5321
Facsimile: 709.726.4972
E-mail: dfleming@coxandpalmer.com

DATED at St. John's, Newfoundland and Labrador, this 12th day of September, 2017.

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
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: Tracey L. Pennell, Legal Counsel
- TO: Newfoundland Power
P.O. Box 8910
55 Kenmount Road
St. John's, NL A1B 3P6
Attention: Gerard Hayes, Legal Counsel
- TO: Mr. Dennis M. Browne Q.C., Consumer Advocate
Browne Fitzgerald Morgan & Avis
Churchill Park Law Offices
P.O. Box 23135
Terrace on the Square, Level II
St. John's, NL A1B 4J9
- TO: Praxair Canada Inc.
1 City Centre Drive, Suite 1200
Mississauga, ON M5E 1M2
Attention: Ms. Sheryl Nisenbaum, Director of Legal Affairs
- TO: Teck Resources Limited
Duck Pond Operations
P. O. Box 9
Millertown, NL A0H 1V0
Attention: Mr. Larry Bartlett, Manager

**Board of Commissioners of Public Utilities
Newfoundland and Labrador**

Intervenor Submission Form

All information provided on this form will be placed on the public record for this proceeding

Proceeding

Newfoundland Hydro 2017 General Rate Application

Intervenor Information

Name: Island Industrial Customers Group (see attached)	Mailing Address: same as legal counsel (below)
Title: n/a	City: same as legal counsel (below)
Organization: same as legal counsel (below)	Province: same as legal counsel (below)
Telephone: same as legal counsel (below)	Postal Code: same as legal counsel (below)
Facsimile: same as legal counsel (below)	Email: same as legal counsel (below)
Address for delivery (if different from mailing address): 	

Legal Counsel / Representative (if applicable)

Name: Poole Althouse, Stewart McKelvey and Cox & Palmer	Mailing Address: See attached Intervenor's Submission
Title: n/a	City: See attached Intervenor's Submission
Organization: n/a	Province: See attached Intervenor's Submission
Telephone: See attached Intervenor's Submission	Postal Code: See attached Intervenor's Submission
Facsimile: See attached Intervenor's Submission	Email: See attached Intervenor's Submission
Address for delivery (if different from mailing address): 	

Interest in the Proceeding

List the topics/issues you are interested in and the proposed disposition.

See attached Intervenor's Submission

What facts or documentation will you rely on to support your intervention?

See attached Intervenor's Submission

How is your interest unique and not represented by others?

See attached Intervenor's Submission

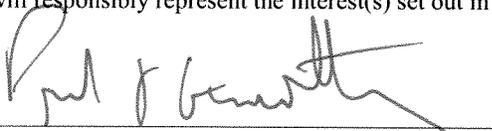
Participation in the Proceeding

Do you intend to:

- i. Appear throughout the hearing Yes No
- ii. Submit written evidence Yes No
- iii. Ask written questions on the application Yes No
- iv. File expert reports Yes No
- v. Call witnesses Yes No
- vi. Cross examine witnesses Yes No
- vii. Present final argument Yes No

If you intend to call expert witness(es) provide the following information on a separate attachment for each witness: Name of witness, address, qualifications, and subject/issue that will be addresses by the witness to be determined

I, _____, agree to respect the rules of the procedure and the dates and deadlines established for this proceeding and I will responsibly represent the interest(s) set out in this form and the parameters established by the Board for my participation.



September 12, 2017

Signature For

Poole Althouse
Stewart McKelvey
Cox & Palmer

Date

Completed forms may be submitted by mail, courier, fax or email at the addresses below:

Mail

Board of Commissioners of Public Utilities
P.O. Box 21040
St. John's, NL
Canada, A1A 5B2

Courier/Hand delivered

Board of Commissioners of Public Utilities
120 Torbay Road
Prince Charles Building, Suite E-210
St. John's, NL
A1A 5B2

Facsimile/email

F: 709-726-9604
E: ito@pub.nl.ca