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Edward P. Poole, K.C., Retired

August 19, 2024

***Via Electronic Mail***

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

**Attention: Ms. Jo-Anne Galarneau  
Board Secretary**

Dear Ms. Galarneau:

**Re: Newfoundland and Labrador Hydro – 2025 Capital Budget Application**

Please find attached the Requests for Information of the Island Industrial Customers Group in relation to the above noted Application.

We trust you find the foregoing satisfactory.

Yours very truly,

**POOLE ALTHOUSE**

Dean A. Porter

DAP/ag  
Encl.

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cc Industrial Customers Group  
Paul Coxworthy, Stewart McKelvey  
Denis Fleming, Cox & Palmer

Newfoundland & Labrador Hydro  
Shirley Walsh  
NLH Regulatory

Newfoundland Power  
Dominic J. Foley  
Regulatory Email

Board of Commissioners of Public Utilities  
Jacqui H. Glynn  
Maureen Greene  
PUB Official Email

Consumer Advocate  
Dennis Browne, K.C., Browne Fitzgerald Morgan & Avis  
Stephen F. Fitzgerald, K.C., Browne Fitzgerald Morgan & Avis  
Sarah Fitzgerald, Browne Fitzgerald Morgan & Avis  
Bernice Bailey, Browne Fitzgerald Morgan & Avis

Labrador Interconnected Group  
Senwung F. Luk, Olthuis Kleer Townshend LLP  
Nick Kennedy, Olthuis Kleer Townshend LLP

**IN THE MATTER OF** the *Public Utilities Act*,  
RSNL 1990, c P-47 (the “Act”); and

**IN THE MATTER OF** an Application  
by Newfoundland and Labrador  
Hydro (“Hydro”) for approval of:

- (a) its capital budget for 2025,  
pursuant to Section 41(1) of the  
Act;
- (b) its proposed capital purchases  
and construction projects for  
2025 in excess of \$750,000,  
pursuant to Section 41(3)(a) of  
the Act; and
- (c) for an Order, pursuant to  
Section 78 of the Act, fixing and  
determining its average rate  
base for 2023 (“Application”).

**REQUESTS FOR INFORMATION OF THE  
ISLAND INDUSTRIAL CUSTOMER GROUP**

IC-NLH-001 – IC-NLH-004

ISSUED AUGUST 19<sup>th</sup>, 2024

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**IC-NLH-001 Schedule 1, 2025 Capital Budget Overview, page 36, Table 9:  
Specifically Assigned Capital Work**

Please confirm that Table 9 presents all capital expenditures sought by Hydro to be approved in this Application and which it is proposed be specifically assigned to a member of the Island Industrial Customer Group (Braya Renewable Fuels (Newfoundland) LP, Corner Brook Pulp & Paper Limited or Vale Newfoundland and Labrador Limited).

**IC-NLH-002 Schedule 1, 2025 Capital Budget Overview, page 36, Table 9:  
Specifically Assigned Capital Work**

Please confirm that Table 9 accurately and completely presents the total remaining cost contributions to be sought from, respectively, Braya Renewable Fuels (Newfoundland) LP and Vale Newfoundland and Labrador Limited, in relation to specifically assigned capital expenditures, for the period 2025-2029.

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IC-NLH-003 At this time, is Hydro aware of any other new projects within or outside its Five-Year Capital Plan that will be proposed to be specifically assigned to any member of the Island Industrial Customer Group (Braya Renewable Fuels (Newfoundland) LP, Corner Brook Pulp & Paper Limited or Vale Newfoundland and Labrador Limited)?

IC-NLH-004 In total for 2023 and 2024, Braya Fuels (Newfoundland) LP (“Braya”) has already been called upon to make contributions to Hydro terminal station asset renewal expenditures in the aggregate amount of \$0.46 million (\$28,000 in 2023 to the CBC T1 and T2 bushings replacement; \$391,600 in 2024 for the CBC T1 and T2 bushings replacement; and \$41,000 in 2024 for the CBC T1 and T2 protective relays replacement). Hydro’s 2025 Capital Budget Application proposes that Braya make a further contribution, in the total amount of almost \$0.39 million in 2025, for the CBC T1 and T2 protective relays replacement. This would result in total contributions from Braya for the 2023-2025 period of \$0.85 million. Braya does not dispute the prudence of these terminal station asset renewal expenditures, nor their specific assignment to Braya. However, Braya submits that it is reasonable, where such substantial capital expenditures are being made over a short period of time, that there should be a mechanism to mitigate the year over year contributions to be paid by the the Hydro customer to which these expenditures are specifically assigned. Can Hydro propose an amortization or other staging of the proposed Braya contribution of \$0.39 million so that the Braya contribution may be made over multiple years? If yes, please provide in detail the elements of such a proposal, with illustrative calculations. If no, please explain in detail why such a proposal would not be possible, with illustrative calculations demonstrating why such a proposal could not be implemented without material prejudice to Hydro or Hydro’s customers.

DATED at Corner Brook, in the Province of Newfoundland and Labrador, this 19<sup>th</sup> day of August, 2024.

POOLE ALTHOUSE

Per:   
\_\_\_\_\_  
Dean A. Porter

STEWART MCKELVEY

Per: \_\_\_\_\_

  
for Paul L. Coxworthy

COX & PALMER

Per: \_\_\_\_\_

  
for Denis Fleming

- TO: The Board of Commissioners of Public Utilities  
Attention: Ms. Jo-Anne Galarneau, Board Secretary, Ms. Jacqui Glynn,  
Ms. Maureen Greene, K.C., PUB Official Email
  
- TO: Newfoundland & Labrador Hydro  
Attention: Ms. Shirley Walsh, NLH Regulatory
  
- TO: Newfoundland Power Inc.  
Attention: Mr. Dominic J. Foley, NP Regulatory
  
- TO: Labrador Interconnected Group  
Attention: Senwung F. Luk, Nick Kennedy
  
- TO: Consumer Advocate  
Attention: Mr. Dennis Browne, K.C., Mr. Stephen F. Fitzgerald, K.C.,  
Ms. Sarah Fitzgerald, Ms. Bernice Bailey