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HAND DELIVERED

March 31, 2006

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

Attention: G. Cheryl Blundon  
Board Secretary

Ladies and Gentlemen:

**Re: Application for Approval of Service Agreement and Rates for new Island Industrial Customer, Aur Resources Inc.**

Please find enclosed 15 copies of an Intervenor's Submission in relation to the above noted Application.

We trust this satisfactory.

Yours very truly,



Gerard Hayes  
Senior Counsel

Enclosures

c. Wayne D. Chamberlain  
Newfoundland and Labrador Hydro

Paul L. Coxworthy  
Stewart McKelvey Stirling Scales

Joseph S. Hutchings, Q.C.  
Poole Althouse

Tom Johnson  
O'Dea Earle

**IN THE MATTER OF** the *Public Utilities Act*, (the “Act”); and

**IN THE MATTER OF** an Application by Newfoundland and Labrador Hydro (“Hydro”) for the approval pursuant to Sections 71 and 75 of the Act, of certain rules, regulations and rates pertaining to the supply of electrical power and energy to one of its industrial customers, Aur Resources Inc.

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

### **INTERVENOR’S SUBMISSION**

1. Newfoundland Power Inc. (“Newfoundland Power”) wishes to intervene in the Application.

#### **Interests of Newfoundland Power**

2. Newfoundland Power purchases approximately 70% of Hydro’s annual production of electrical energy on the island of Newfoundland and therefore has an interest in the operation of the Rate Stabilization Plan and in the methodology for determining specifically assigned costs.

#### **Disposition Advocated by Newfoundland Power**

3. The disposition of the proceedings advocated by Newfoundland Power is that any modification in the operation of the Rate Stabilization Plan or in the methodology for determining specifically assigned costs ought not to adversely affect Newfoundland Power or its customers.


#### **Facts and Reasons Supporting Intervention**

4. The reason for Newfoundland Power’s intervention is to receive materials filed in the proceeding so as to be in a position to consider whether those materials disclose any reason for more active participation by Newfoundland Power in respect of the Application.

## Participation of Newfoundland Power

5. Newfoundland Power does not intend to present any evidence in relation to the Application. However, Newfoundland Power may wish to file requests for information as provided by the *Board of Commissioners of Public Utilities Regulations, 1996*, and to avail of the right to cross-examine witnesses or to submit argument at a public hearing of the Application, all as the circumstances may require.

**DATED** at St. John's, Newfoundland this 31<sup>st</sup> day of March, 2006.



Peter Alteen & Gerard Hayes  
Counsel for the Applicant

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