

August 27, 2014

VIA ELECTRONIC MAIL & 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:

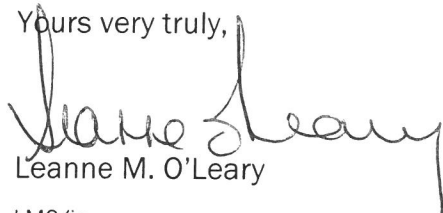
Re: Newfoundland and Labrador Hydro – 2015 Capital Budget Application

Please find enclosed the original and twelve (12) copies of the Notice of Intention to Participate of Vale Newfoundland & Labrador Limited in respect of the above-noted Application.

We have provided a copy of this correspondence, together with enclosure, to all concerned parties.

We trust you will find the enclosed satisfactory.

Yours very truly,



Leanne M. O'Leary

LMO/js

c.c. Ms. Tracey Pennell, Legal Counsel, Newfoundland and Labrador Hydro
Mr. Gerard Hayes, Newfoundland Power
Mr. Thomas J. Johnson, Consumer Advocate
Mr. Dean A. Porter, Poole Althouse
Mr. Paul L. Coxworthy, Stewart McKelvey
Ms. Sheryl Nisenbaum, Praxair Canada Inc.

Leanne M. O'Leary | Partner

Direct 709 570 5516 Main 709 738 7800 Fax 709 570 5776 Email loleary@coxandpalmer.com
Suite 1000 Scotia Centre 235 Water Street St. John's NL A1C 1B6

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 2015 capital budget pursuant to s. 41(1) of the Act; (2) its 2015 capital purchases, and construction projects in excess of \$50,000 pursuant to s. 41(3)(a) of the Act; (3) its leases in excess of \$5,000 pursuant so s. 41(3)(b) of the Act; and (4) its estimated contributions in aid of construction for 2015 pursuant to s. 41(5) of the Act.

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

**NOTICE OF INTENTION TO PARTICIPATE
OF VALE NEWFOUNDLAND & LABRADOR LIMITED**

TAKE NOTICE that Vale Newfoundland & Labrador Limited (“Vale”), through its solicitors Cox & Palmer, hereby gives notice of its intention to participate in the within Application, in its position as an industrial customer of the Applicant, Newfoundland and Labrador Hydro (the “Applicant”).

Interest of Vale

1. Vale is the owner and operator of the Long Harbour Processing Facility which is and will continue to be a major consumer of power purchased from the Applicant.

Dispositions Sought by Vale

2. As the Application was recently filed and raises several issues that will be subject to Requests for Information and other pre-hearing and hearing processes, Vale does not

have sufficient information to formulate at this time the dispositions it will request with respect to the approval sought by the Applicant.

Facts and Reasons Supporting Intervention

3. Vale repeats the foregoing paragraph and states that there has been insufficient time for it to determine and submit what facts it intends to show in evidence or for what reasons the Board should dispose of the approval sought by the Applicant in a particular manner.

Participation of Vale

4. Vale 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 and any other participant 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.

Documents relating to this hearing can be served on Vale in care of:

Ms. Leanne M. O'Leary
Cox & Palmer
Suite 1000, Scotia Centre
235 Water Street
St. John's, NL A1C 1B6

Telephone: 709-570-5516
Facsimile: 709-570-5776

E-mail: loleary@coxandpalmer.com

DATED at St. John's, Newfoundland and Labrador, this 26th day of August, 2014.

COX & PALMER

Per: 

Leanne M. O'Leary

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 Pennell
Legal Counsel

TO: Newfoundland Power
P. O. Box 8910
55 Kenmount Road
St. John's, NL A1B 3P6
Attention: Gerard Hayes
Senior Legal Counsel

TO: Thomas J. Johnson, Consumer Advocate
O'Dea, Earle
323 Duckworth Street
P. O. Box 5955, Stn. C
St. John's, NL A1C 5X4

TO: Praxair Canada Inc.
1 City Centre Drive, Suite 1200
Mississauga, ON L5B 1M2
Attention: Sheryl Nisenbaum,
Assistant Secretary

TO: Corner Brook Pulp and Paper Limited,
North Atlantic Refining Limited
and Teck Resources Limited

Stewart McKelvey
PO Box 5038
11th Floor, Cabot Place
100 New Gower Street
St. John's, NL A1C 5V3
Attention: Paul L. Coxworthy

&

Poole Althouse
Western Trust Building
49-51 Park Street
Corner Brook, NL A2H 6H7
Attention: Dean A. Porter