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MANITOBA PUBLIC UTILITIES BOARD

Re: MANITOBA HYDRO  
2004 GENERAL RATE APPLICATION

Before Board Panel:  
Graham Lane - Board Chairman  
Kathi Avery-Kinew - Board Member  
Bob Mayer - Board Member

HELD AT:  
Public Utilities Board  
400, 330 Portage Avenue  
Winnipeg, Manitoba  
March 17th, 2004  
Volume I  
Pages 1 to 70

## APPEARANCES

1  
2  
3 R.F. Peters )Board Counsel  
4  
5 Patti Ramage )Manitoba Hydro  
6  
7 Byron Williams )CAC/MSOS  
8  
9 Michael Anderson )Manitoba Kewatinook  
10 Ininev Okimowin (MKO)  
11  
12 Peter Miller )TREE  
13 Randall McQuaker )  
14  
15 Garnet Boyd )IBEW 2034  
16  
17 John Osler )Manitoba Industrial  
18 Patrick Bowman )Power Users Group  
19  
20 Jurgen Feldschmid )CCEP  
21  
22 Wendy Warnock )Court Reporter  
23  
24  
25

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1 --- Upon commencing at 10:05 a.m.

2

3 THE CHAIRMAN: Good morning, ladies and  
4 gentlemen. If I may, I will call this pre-hearing  
5 conference to order.

6 The conference is in respect of Manitoba  
7 Hydro's application to the Public Utilities Board for  
8 increases in general consumers' rate of 3 percent,  
9 effective April 1, 2004 and 2.5 percent April 1, 2005.

10 I am Graham Lane, Chairman of the Public  
11 Utilities Board and I'll now introduce the other Board  
12 Members that are with me today.

13 To my right is Dr. Kathi Avery Kinew. And  
14 to my left is Robert Mayer, Q.C. Also with us is Gerry  
15 Barron, Executive Director and Secretary of the Board, to  
16 my far right and Bob Peters who will help us through this  
17 proceeding, the Board Counsel.

18 The purpose of the pre-hearing conference --  
19 purposes of the pre-hearing conference are to set a  
20 timetable for the exchange of information among interested  
21 parties, to finalize what matters would be discussed and,  
22 if possible, to identify Intervenors.

23 With that background, I will now proceed to  
24 ask the parties present to identify and introduce  
25 themselves and their organizations and to make any opening

1 comments they may have.

2           After those introductions, I will call on  
3 those seeking to intervene to explain their intentions in  
4 respect of their proposed interventions.

5           And after the Board hears from the parties  
6 requesting to intervene, the Board will review the  
7 timetable. I will start with the Board Counsel.

8           Mr. Peters, do you have any introductions  
9 and opening comments?

10           MR. BOB PETERS: Yes, I do, Mr. Chairman.  
11 Good morning, Mr. Chairman, Mr. Vice-Chairman, Board Member  
12 Dr. Kinew.

13           For the record, my name is Bob Peters and I  
14 appear as Board Counsel this morning. I am joined by the  
15 Board's engineering advisor, Mr. Larry Buhr affiliated with  
16 Dylan Consulting, sitting behind me on my right.

17           Seated to my left is the Board's accounting  
18 advisor Brent McLean, from Price Waterhouse Coopers and  
19 behind Brent is Ms. Jean McClellan, also of Price  
20 Waterhouse Coopers.

21           Mr. Chairman, I'm sure I can speak for all  
22 the parties present today in welcoming you to your new  
23 position as Chairman of the Board. While you may have many  
24 questions, rest assured that the parties who appear before  
25 you want to hear those questions and want to provide you

1 with their answers.

2           After all, it's the parties who want to  
3 ensure that you fully understand their positions and their  
4 underlying reasons. So, we hope you will be comforted by  
5 knowing that those who do appear before you want to be of  
6 assistance to you, not only in this pre-hearing conference  
7 but in the various public hearings that you will be seated  
8 at.

9           As you noted, Mr. Chairman, the purpose of  
10 this pre-hearing conference includes identifying the  
11 prospective Intervenors, their reasons for intervention and  
12 to provide an opportunity for Intervenors to cooperate and  
13 avoid duplication of interventions and to attempt to  
14 finalize a timetable for the orderly exchange of evidence  
15 and information.

16           To facilitate the record and the parties, I  
17 would suggest that the Board mark two (2) exhibits in this  
18 pre-hearing conference and the first exhibit, Mr. Chairman,  
19 would be the Notice of Application and Pre-Hearing  
20 Conference.

21           This was published by Manitoba Hydro in  
22 newspapers and we will, in due course, receive an affidavit  
23 indicating where it was published and when.

24           This has also been circulated to the parties  
25 and copies have been provided to -- to those in attendance

1 this morning. That, I would suggest, would be the Exhibit  
2 1 and attached to Exhibit 1 at the back, I would ask that  
3 the draft timetable be marked as Exhibit 2, just so that  
4 the record is clear if the Board is having to consider the  
5 transcript after today.

6                   The draft timetable has been partially  
7 circulated and I believe all parties here will have a copy  
8 and if they do not, certainly we have extra copies for  
9 them.

10                   I will remind the Intervenors who may be  
11 seeking an order for an award of costs that the Board's  
12 cost order, as well as Rule 41, sets out a four-fold test  
13 and that four-fold test provides the Board may award costs  
14 to an Intervenor who has a),

15                   "Made a significant contribution that is  
16 relevant to the proceeding and  
17 contributed to a better understanding by  
18 all parties of the issues before the  
19 Board."

20                   And b)

21                   "Participated in the Hearing in a  
22 responsible manner and cooperated with  
23 other Intervenors who have common  
24 objectives in the outcome of the  
25 proceedings in order to avoid a



1                   duplication of intervention."

2                   And c),

3                   "Insufficient financial resources to  
4                   present the case adequately without an  
5                   award or costs."

6                   And d),

7                   "A substantial interest in the outcome of  
8                   the proceedings and represents the  
9                   interests of a substantial number of  
10                  ratepayers."

11                  Mr. Chairman and Board Members, I note that  
12                  in addition to Manitoba Hydro's counsel of Ms. Ramage and  
13                  Ms. Fernandez, there are counsel and representatives in  
14                  attendance from other prospective Intervenors and they will  
15                  certainly be asked to introduce themselves, perhaps give a  
16                  little brief explanation of the organization that they  
17                  represent.

18                  But you will hear from Mr. Byron Williams on  
19                  behalf of the Consumers' Association of Canada, Manitoba  
20                  Branch and the Manitoba Society of Seniors which are really  
21                  two (2) Intervenors who combine their interventions.

22                  You will hear this morning also from Mr.  
23                  Jurgen Feldschmid who is representing as counsel for the  
24                  Canadian Centre of Energy Policy Incorporated.

25                  I note also present in the Hearing room

1 Messrs. Osler and Bowman who are from Intergroup Consulting  
2 and appearing on behalf of the Manitoba Industrial Power  
3 Users Group.

4 I've also noted this morning that Garnet  
5 Boyd attends on behalf of the International Brotherhood of  
6 Electrical Workers and I also note that Mr. Peter Miller  
7 and his colleague are present and sneaking in late, Mr.  
8 Michael Anderson on behalf of MKO has -- has arrived and I  
9 expect you will hear from those parties, Mr. Chairman, in  
10 just a matter of minutes.

11 If there are any questions that you have of  
12 me at this time, Mr. Chairman or Board Members, I will  
13 attempt to address those. Other than that, that does  
14 conclude my opening comments and introductions.

15 I would suggest that you canvass the other  
16 parties present for their introductions and any opening  
17 comments they may have before you proceed with the second  
18 aspect which was the Intervenor requests and the third  
19 aspect which was the timetable. Thank you, Mr. Chairman.

20

21 --- EXHIBIT NO. PUB-1: Notice of Application and Pre-  
22 Hearing conference.

23

24 --- EXHIBIT NO. PUB-2: Draft Timetable.

25

1 THE CHAIRMAN: Thank you. Thank you, Mr.  
2 Peters.

3 Then we'll begin with asking Ms. Ramage of  
4 Manitoba Hydro, if you wouldn't mind making introductory  
5 remarks, opening comments?

6 MS. PATTI RAMAGE: Yes, thank you, Mr.  
7 Chair, and welcome.

8 This morning, representing Manitoba Hydro,  
9 along with myself, and for the record, my name is Patti  
10 Ramage, and I'm counsel for Manitoba Hydro. To my left is  
11 Odette Fernandez, who will be assisting me as legal counsel  
12 both today, and as these Proceedings go on.

13 To my right is Mr. Vince Warden, he is the  
14 Vice-President -- Vice-President of Finance and  
15 Administration, and Chief Financial Officer of Manitoba  
16 Hydro. To his right is Mr. Robin Wiens, the Division  
17 Manager of Rates and Regulatory Affairs, and at the end of  
18 the row, we have Mr. Darren Rankie, who is the Manager of  
19 Regulatory Affairs.

20 Mr. Peters stole my thunder a little bit,  
21 because I thought I was going to be entering as exhibits  
22 the Notice of Application, and beyond that, Manitoba Hydro  
23 really has no other opening comments, other than to, again,  
24 welcome you to this Forum and say that I concur with Mr.  
25 Peters that -- and as you will -- you will see quite

1 clearly, as the Proceedings go on, Manitoba Hydro is quite  
2 open to answering questions, and we've become very good at  
3 it after a while.

4 THE CHAIRMAN: Thank you, Ms. Ramage. Now,  
5 we will turn to representing the Consumers' Association of  
6 Canada Manitoba and the Manitoba Society of Seniors, Mr.  
7 Williams...?

8 MR. BYRON WILLIAMS: Good morning, Mr.  
9 Chairman, and Members of the Panel, nice to see Dr. Avery-  
10 Kinew, and Mr. Mayer again, after -- since I haven't seen  
11 you for a long time.

12 And, Mr. Lane, welcome to the Public  
13 Utilities Board, we're -- on behalf of my clients,  
14 certainly we're glad to see you here.

15 I'll just -- in terms of my clients, and I -  
16 - I think the Panel's fairly well aware of it, but because  
17 you're a new addition, I'll just give you a very brief  
18 background.

19 The Consumers' Association of Canada,  
20 Manitoba Branch and the Manitoba Society of Seniors, as Mr.  
21 Peters pointed out, operate cooperatively in -- in these  
22 Proceedings. They directly represent the interests of  
23 their members.

24 I think the total is somewhere in the range  
25 of ten thousand (10,000) members currently, between the two

1 (2) organizations. And they indirectly represent the  
2 interests of residential customers, the hundreds of  
3 thousands of consumers of Manitoba Hydro who are  
4 residential customers.

5 And beyond that, we look forward to  
6 participate in this Proceeding. CAC/MSOS are long-time  
7 participants, both in Hydro, Centra Gas, Manitoba Public  
8 Insurance and Telecom -- Telecommunication issues. So, we  
9 look forward to continuing in that vein, thank you.

10 THE CHAIRMAN: Thank you, Mr. Williams.  
11 Now, I would like to turn to the gentleman representing the  
12 Manitoba Industrial Power Users Group, or gentlemen, I  
13 should say, Messrs. Osler and Bowman.

14 MR. JOHN OSLER: I always -- thank you very  
15 much, I won't -- I won't come back with anything witty  
16 right yet.

17 Good morning. Both Mr. Bowman and I and our  
18 firm represent the Manitoba Industrial Power Users Group,  
19 which is a group of the largest industrial users in -- in  
20 Manitoba.

21 Currently -- they're usually represented in  
22 a -- in a Hearing, in a formal Hearing process by Tamara  
23 McCaffrey, who's not here today, but would be expected to  
24 participate in the Hearing when that starts.

25 The current membership of MIPUG right now

1 stands at -- the companies -- the following companies,  
2 INCO, Manitoba Division, Hudson Bay Mining and Smelting,  
3 Tolko Manitoba Kraft, Nexen, Erco, Worldwide, which was  
4 formerly known as Albchem, Enbridge Pipelines, Simplot  
5 Canada and Griffin Canada.

6           We have participated in every General Rate  
7 Application since 1988, we have an ongoing interest in the  
8 review of revenue requirements, as they relate to the  
9 General Rate Application and, particularly, the needs for  
10 those -- those revenues, and of course cost of service and  
11 rate design issues, particularly, as they relate to the  
12 development of alternative industrial rate structures for  
13 large industry.

14           Those are my opening remarks, that is our  
15 group, thank you.

16           THE CHAIRMAN: Thank you, sir. I'd like now  
17 to call on Mr. Garnet Boyd, who represents the  
18 International Brotherhood of Electrical Workers, Mr.  
19 Boyd...?

20           MR. GARNET BOYD: Okay, thank you, Mr.  
21 Chairman, and welcome everyone this morning. To start off  
22 I'd like to say I'm glad to see there are -- are a number  
23 of us here that are -- that are in green, so it fits St.  
24 Pattie's Day, so that kicks that one (1) off well.

25           With the one (1) -- I'm Garnet Boyd,

1 Business Manager of International Brotherhood of Electrical  
2 Workers, local 2034. We represent approximately twenty-  
3 three hundred and fifty (2,350) field employees for  
4 Manitoba Hydro.

5 And we're just looking at the one (1) of --  
6 sitting in on the one (1) for -- intervening on this one  
7 (1) to give a presentation on our -- our support of the  
8 rate increase and our reasonings by it.

9 We represent the front-line workers that  
10 everyone meets every day, as you go into the office and  
11 those areas that are located right across the Province.

12 So happy to be here today and hoping to hear  
13 what everyone has to say on this and work with everyone  
14 here on -- through the Panel and through the Board, working  
15 through on the intervention of the rate increase.

16 Thank you.

17 THE CHAIRMAN: Thank you, Mr. Boyd. I'd now  
18 like to call on Mr. Jurgen Feldschmid. He represents --  
19 he's Counsel for the Canadian Centre for Energy Policy  
20 Incorporated.

21 Please proceed.

22 MR. JURGEN FELDSCHMID: Yes, thank you, Mr.  
23 Chair. For the record, my name is Jurgen Feldschmid, I'm  
24 Counsel for the Canadian Centre for Energy Policy Inc.

25 And my wishes -- good morning to you, Mr.

1 Chairman, and your fellow Board Members.

2 Canadian Centre for Energy Policy Inc. was  
3 incorporated as a non-profit Manitoba corporation in or  
4 about February 2001 and was the brain child of the late Dr.  
5 Costas Nicolaou of the Department of Economics at the  
6 University of Manitoba.

7 It was conceived as an energy policy think  
8 tank and advocacy organization focussing on issues  
9 generally not receiving attention in the area of energy  
10 policy.

11 Once CCEP became involved in or considered  
12 involvement in PUB proceedings, it became clear that an  
13 area where there was a lack of advocacy and representation  
14 was in the area for small commercial and non-residential  
15 ratepayers, which had previous to the participation of  
16 CCEP, never been represented before this Board and were  
17 represented for the first time, in the rate review that  
18 went on in 2002.

19 And on a personal note, I recall having a  
20 conversation during the 2002 proceedings with James Lazar,  
21 who was a witness for TREE, in those proceedings, who was a  
22 gentleman and expert witness who had -- who has  
23 participated in these types of proceedings throughout North  
24 America, and had commented that it is very common in his  
25 experience in various jurisdictions to have the small



1 commercial and non-residential ratepayers not being  
2 represented in various utility proceedings throughout --  
3 throughout North America.

4           So, in the sense that, at least here in  
5 Manitoba at the PUB, there is an advocacy group acting on  
6 behalf of that group, we can be proud in that distinction,  
7 in terms of our jurisdiction or relation, some of the  
8 others, at least in accordance with what I was being told  
9 by Mr. Lazar back in 2002.

10           CCEP was granted Intervenor status for the  
11 2002 proceedings by Board Order 12/02. And was successful  
12 in those proceedings, to the extent at least, that a 1  
13 percent reduction was, in fact, ordered by the Board for  
14 general service small in Board Order 7/03.

15           And notwithstanding that success, difficult  
16 circumstances have befallen CCEP, as I'm sure many people  
17 in this room will recall, Dr. Nicolaou did pass away in  
18 2003.

19           And similar difficult circumstances have  
20 also befallen Manitoba Hydro, in the sense of the current  
21 drought situation that has led, I think, fairly directly to  
22 coming before the Board at this time for a General Rate  
23 Application and an increase.

24           Certainly, coming out of the proceeding in  
25 2002, it was not the thinking at CCEP that there was going

1 to be a new rate review or general application from Hydro  
2 as rapidly as it has about, but, that is in fact the case.

3                   And has, therefore, left the organization in  
4 a position of having to deal with matters quickly in order  
5 to re-organize itself in the wake of Dr. Costas Nicolaou's  
6 absence and to involve other individuals.

7                   So as a -- as one general comment, I can  
8 indicate there is a new director that's been added or has  
9 now joined CCEP. His name is Paul Costas, he's the  
10 President of Hampton Inn Suites and the two (2) Super 8  
11 Motels here in Winnipeg.

12                   Reflecting the small commercial dimension of  
13 CCEP as opposed to what had previously been the academic  
14 dimension of CCEP and we continue to work -- the  
15 organization continues to work in terms of both seeking  
16 directors to -- to act as directors of CCEP as a  
17 corporation and, of course, on reestablishing our  
18 membership as we had previously.

19                   Those are all my opening remarks, Mr. Chair.  
20 Thank you.

21                   THE CHAIRMAN: Thank you. Now, I'd like to  
22 call on Professor Peter Miller representing Time to Respect  
23 Earth's Ecosystem, TREE.

24                   MR. PETER MILLER: TREE. Yes, I am Peter  
25 Miller and I welcome the Panel, two-thirds of whom I visit

1 with regularly on the current Wuskwatim Hearing and the  
2 Chair, which is my former Vice-President at the University  
3 of Winnipeg. So I feel certain close connections with the  
4 whole Panel.

5 Just by way of background, TREE and RCM, and  
6 I'll let my colleague, Randall McQuaker, who's the  
7 executive director for RCM speak to the RCM shortly.

8 Our relative newcomers, last rate update  
9 Hearing, I think it was called, was our first, our baptism.  
10 Basically, we're pushing the sustainability and  
11 conservation agenda in these two (2) different forms and  
12 we've been interested in the relationship of -- of rates  
13 and rates structure to conservation.

14 We're concerned that -- that the electrical  
15 usage in North America seems to be much less efficient and  
16 in Canada, in particular, much less efficient than in other  
17 jurisdictions. We talk about the cold and talk about the  
18 distances but there's also the question of efficiency and  
19 that's the one that -- that we are looking at in  
20 particular.

21 TREE is normally, as its name suggests,  
22 associated with forest matters. We began as a coalition in  
23 1989 and have normally intervened in -- in various hearings  
24 on forestry matters and participated in advisory committees  
25 and are among the founders of the Manitoba Model Forest.

1                   And that was part of the -- the reason for  
2 the establishment of the place where I currently reside,  
3 the Centre for Forest Interdisciplinary Research at the  
4 University of -- of Winnipeg.

5                   So, as I say, our normal interventions have  
6 had to do with -- with forestry matters. However, we  
7 became part of consultations with Hydro a few years back  
8 and have coordinated that effort and there are, of course,  
9 forest impacts, both from hydroelectric development and, of  
10 course, from global warming and so the activities of our  
11 Crown utility are -- are relevant to -- to both aspects.

12                   And we link our conservation and  
13 sustainability concerns in -- in the case of TREE, to some  
14 -- those connections. We -- I guess, that's all I need to  
15 say by -- by way of introduction as to who we are and I'll  
16 let my colleague, Randall McQuaker, say a little bit more  
17 about RCM.

18                   MR. RANDALL MCQUAKER:    Thanks very much.  
19 My name is Randall McQuaker and I'm executive director of  
20 Resource Conservation Manitoba. We're a non-profit  
21 community organization initially founded around 1985 as the  
22 Recycling Council of Manitoba and the community group did a  
23 lot of work to advocate for recycling.

24                   Around 1996 the members decided that,  
25 although we hadn't achieved all that needed to be done for

1 recycling, it was time to move on and so they changed the  
2 name of the organization from what it then was, the  
3 Recycling Council of Manitoba, to Resource Conservation  
4 Manitoba, and broadened its mission and mandate from that  
5 narrower focus on waste reduction and recycling to a  
6 broader focus or a broader scope, I guess, of ecological  
7 sustainability.

8           We undertake programs of community education  
9 and action around ecological sustainability issues which,  
10 at the moment, include an Environmental Speakers Bureau,  
11 which places speakers in the schools to talk about waste  
12 reduction, recycling, climate change and other issues, a  
13 program that promotes backyard composting around the  
14 Province of Manitoba.

15           Another program area we call Green Commuting  
16 Initiatives, which encourage transportation demand  
17 management measures at workplaces and schools and let me  
18 see, oh, initiatives like waste reduction, we -- things  
19 like that.

20           So, we are an organization that's community  
21 based, we're a non-profit, we do public education, and part  
22 of what we regard as public education is, I guess you would  
23 say, advocacy around issues like waste reduction and  
24 sustainability with the City of Winnipeg, with the Province  
25 of Manitoba and in other venues, such as the Clean

1 Environment Commission and the Board.

2                   We're project based, and I guess we can talk  
3 more about that later. That's probably in a nutshell who  
4 we are and what we do.

5

6

(BRIEF PAUSE)

7

8                   THE CHAIRMAN: Thank you very much,  
9 Professor Miller and Mr. McQuaker.

10                   I'd like now to move to another gentleman,  
11 Mr. Michael Anderson. Perhaps you would like to make  
12 opening comments and remarks?

13                   MR. MICHAEL ANDERSON: Yes, I would, Mr.  
14 Chair, thank you. I'd like to join everyone in welcoming  
15 you as Chair of the Public Utilities Board, and MKO looks  
16 forward to working with you in the current Proceeding and  
17 in further matters.

18                   Mr. Mayer, Dr. Avery-Kinew, good morning.  
19 Thank you.

20                   The Manitoba Keewatinowi -- Kewatinook  
21 Ininew Okimowin, as we have recently re-described ourselves  
22 through a resolution of community members and Chiefs in  
23 Assembly.

24                   I was formerly present before this Board as  
25 the Manitoba Kewatinook Okimowin -- Okimakanak MKO -- I'll

1 try that again, Manitoba -- because we've changed our name  
2 to Manitoba Kewatinook Ininew Okimowin, which means  
3 Northern People's Government in Cree, and our former name,  
4 MKO, Manitoba Kewatinook Okimakanak, means, Northern Chiefs  
5 of Manitoba.

6           In both cases, the designation that would  
7 appear in transcripts and in exhibits would remain MKO, but  
8 in either case it indicates also that we are proceeding to  
9 establish a Government that is -- receives its mandate  
10 directly from our community members, and MKO is directly  
11 engaged in doing so, including moving in the future to the  
12 election of our Grand Chief, directly by the First Nation  
13 citizens of MKO.

14           MKO represents the thirty (30) northern most  
15 First Nations in Manitoba, and some fifty-three thousand  
16 (53,000) Treaty First Nation citizens. If you combined the  
17 traditional territories within the political boundaries of  
18 Manitoba of these thirty (30) First Nations, it would cover  
19 nearly three-quarters of the Province of Manitoba.

20           The actual lands subject to treaties, and  
21 they would be numbers 4, 5, 6 and 10, actually cover  
22 territories in Saskatchewan, the Northwest Territories,  
23 Nunavut and Ontario. So, we have a considerable widespread  
24 geographic interest, and issues that affect the production  
25 and -- and retail sale of electrical power.

1                   All of the MKO citizens are Manitoba Hydro  
2 customers, whether they exist in connections with the grid,  
3 or whether they are in the four (4) remaining diesel  
4 communities.

5                   Similar to may of the persons that have  
6 commented prior to myself, MKO has also appeared before  
7 this Board for a considerable period of time, at times in  
8 concert with Mr. Byron Williams' clients, CAC and MSOS,  
9 sometimes not, sometimes with.

10                   But in essence, the -- the interests in  
11 ensuring that there is an adequate and affordable supply of  
12 electricity to our communities is a common thread with all  
13 other consumers.

14                   MKO recognizes that an adequate and  
15 affordable supply of electricity is crucial to the  
16 effective social development and the development of healthy  
17 communities.

18                   So we have a very keen interest in MKO --in  
19 Manitoba Hydro's operations within our region. Also, it's  
20 important, for our purposes, to note, that all of Manitoba  
21 Hydro's major electrical stations that had built itself,  
22 are within the MKO region, as is most of the major  
23 transmission system.

24                   All of the proposed projects that many  
25 people are listening to and reading about in the papers and



1 hearing announcements about, are also within the MKO  
2 region, as is the majority of the line kilometres of the  
3 major transmission projects that Manitoba Hydro is  
4 proposing.

5           So, in addition to a keen interest in  
6 affordable and adequate supplies of electricity, we also  
7 have a long term historical relationship with the  
8 Corporation, in terms of its developments and the water  
9 ways within the MKO region.

10           As part of all of that, we have also taken a  
11 position, in addition to the obvious interests in keeping  
12 rates low and having supplies be affordable, in many of the  
13 types of things, that other Intervenors are interested in,  
14 in respect of, innovations in rate design, demand-side  
15 management measures, conservation. We have taken a keen  
16 interest in measures which can make the use of electricity  
17 more effective and efficient within our communities, in  
18 addition, to simply keeping the rates low.

19           And the record indicates that we have joined  
20 with CAC in providing numerous innovative approaches to  
21 rate design, DSM and other measures for a considerable  
22 period of time.

23           Whether we're joined with CAC in the current  
24 proceeding to do that, or not, is a matter that still  
25 remains, Mr. Williams and I, are discussing that and

1 reviewing the positions with his clients.

2 But, we will still pursue those same  
3 initiatives in any case.

4 Some of the matters that we are interested  
5 in the current proceeding, of course, is the fact that  
6 we've gone through many years without a rate increase for  
7 the grid system.

8 That rates had been dealt with previously by  
9 an Order of the Board, in respect, of small general service  
10 customers and also through Provincial Legislation, in  
11 respect of the uniform rates that were previously  
12 established.

13 The reasons for the current Application are  
14 of keen interest to us, because many of the rationale, that  
15 at least appeared in the public domain, were tied to water  
16 conditions which, of course, are the source of the water  
17 that flows through the generating stations, that generates  
18 the electricity, that generates the wealth for the  
19 Corporation.

20 Many of our First Nations, in fact, all of  
21 our First Nations are located along a waterway, many of  
22 which, have been effected by Manitoba Hydro, including the  
23 Saskatchewan river, the Churchill river, the Nelson river,  
24 the Burntwood and so forth.

25 So, we have a direct interest in anything

1 that Manitoba Hydro feels is effecting its operations in  
2 water regime. Not only in terms of the effect that we mind  
3 have on end use rates and bills, but, in terms of its  
4 actual system operations.

5 Now, having said these things, we do  
6 recognize that the jurisdiction of the Board is limited to  
7 or points directly to the approval of rates, that are  
8 presented to this Board for approval by the Corporation.

9 The Chair might be interested, if the Chair  
10 has not been advised already, that MKO has also taken a  
11 keen interest in assisting to define and clarify the  
12 jurisdiction of this Board in respect of Manitoba Hydro, by  
13 leading a stated case many years ago, in respect of a Court  
14 determination as to the extent of the Board's jurisdiction  
15 regarding Manitoba Hydro's expenditures and particularly  
16 capital projects.

17 So, we're well aware and apprized of the  
18 Board's authority and jurisdiction in this matter. I  
19 intend to explore, to the extent that we have the Board's  
20 interest and Hydro's participation and cooperation in  
21 providing the information that we seek, but, recognize that  
22 in the end, it's the Board's authority over rates that we  
23 would be seeking an Order in respect of.

24 As we have in previous proceedings, most  
25 recently the status update and the diesel review, we will

1 be seeking an award of costs and take Mr. Peters' comments  
2 in respect of the tests that are applied.

3           One (1) final comment on that, that I would  
4 just like to raise, as a note of interest, partly in  
5 respect of a comment on the Board's prior Order in respect  
6 of costs, is that while the Board has made it clear that  
7 the ability to pay, while it may be of interest to the  
8 Board in a policy review, is not a matter in respect of a  
9 decision made by the Board, regarding a level of rates.

10           The ability to pay is considered by the  
11 Board as a condition in respect of an order of costs. And  
12 I have more comments that I'd like to make at the  
13 appropriate time during my final conclusions regarding that  
14 difference in viewpoint.

15           But, in any case, we're pleased to be here.  
16 We appreciate the opportunity to speak to the Board this  
17 morning and look forward to the proceedings as they  
18 continued. Thank you.

19           THE CHAIRMAN: Thank you, Mr. Anderson. Is  
20 there anyone else here that has not spoken that wishes to?

21

22                           (BRIEF PAUSE)

23

24           THE CHAIRMAN: Well, then we'll move on now  
25 to the applications for Intervenor status.

1                   MR. ROBERT MAYER:    On that issue, Mr.  
2 Chair, I have a copy of MIPUG's application; do we have the  
3 others?

4

5

(BRIEF PAUSE)

6

7                   THE CHAIRMAN:    Okay, I want to thank  
8 everyone for their introductions and opening comments. As  
9 I say, we should now turn to the matter of applications for  
10 Intervenor status. When you came in there were some forms  
11 there, Intervenor request forms, and we have three (3) of  
12 them that have already been completed.

13                   But, in any case, we can work through those  
14 that -- the different groups that spoke before and I have a  
15 number of questions for them as we go ahead.

16                   For the record, I'll just call on Mr.  
17 Williams to begin with, if I may. We note that you have  
18 completed a written request to intervene.

19                   MR. BYRON WILLIAMS:    Yes, sir. Thank you,  
20 Mr. Chairman. And I will attempt to briefly take the Panel  
21 through the application and just starting with item number  
22 8 which is "The reason for the proposed intervention."

23                   And, not surprisingly, what we're interested  
24 here, given the magnitude of the rate increases proposed,  
25 is from the prospective residential consumers, whether or

1 not those -- those rate increases are -- are just and  
2 reasonable; whether they're justified.

3           And I won't go to burdensome detail, but if  
4 you go to the second tab of -- of the lovely green bound  
5 document here, or actually the first tab, you'll see what  
6 we've presented, an issues' overview of some of the issues  
7 that my clients wish to canvass in the course of this  
8 Hearing.

9           I leave that for the Board's consideration  
10 but I'll just highlight some of the ones, certainly from my  
11 client's perspective, which are important for this Hearing.  
12 One, certainly, is the prudence of the proposed O&M and  
13 capital expenditures for the period.

14           And certainly when customers are being asked  
15 to pay increases of more than inflation they need to be  
16 assured that the company is doing its part in terms of  
17 keeping its expenditures under control.

18           A second key issue for my clients will be  
19 the level of reserves needed in the financial targets. And  
20 on that point, we merely note that there's a reserve level  
21 study that is directed by the PUB which we're awaiting the  
22 completion of and that the interest costs coverage targets  
23 have changed.

24           So the key questions my clients will be  
25 asking in the course of this Hearing are, what are the

1 level of reserves needed and how fast does the Corporation  
2 need to get there? The -- I'll jump down to number --  
3 issue number 6 which is

4 "The impact and treatment of the Winnipeg  
5 Hydro acquisition."

6 And that's certainly of interest to our  
7 clients. This purchase wasn't reviewed ahead of time so  
8 we'll certainly be looking at the issues surrounding that  
9 or hope to in the course of this proceeding.

10 Number 7 which we think is a key one is to  
11 get a real sense, again, of what is driving the -- the  
12 financial forecasts and the -- and the projected costs  
13 increase and certainly the drought is a factor, but others  
14 which may be of interest are the -- the acquisition of  
15 Winnipeg Hydro, the capital expenditure and the dividend  
16 payments to the Province.

17 Another one which has certainly come up in  
18 the course of the Clean Environment Commission Hearing is  
19 issue number 9 which is DSM. And certainly the evidence in  
20 that Hearing is that there's a tremendous unrealized  
21 potential in terms of Demand Side Management programming.

22 And certainly, we'll be pushing, in the  
23 course of this Hearing, to encourage Hydro along that line  
24 in -- in order to meet some of Dr. Miller's and Mr.  
25 McQuaker's objectives, as well as to keep rates affordable.

1                   And, of course, again, item number 10, "The  
2 customer impact due to bill changes" will be of concern to  
3 my clients.

4                   Moving on to number 9, the nature of the  
5 proposed intervention. It is my client's intent, through  
6 counsel, to appear throughout the Hearing, to participate  
7 in the production of evidence and the testing of evidence,  
8 and to present final argument.

9                   It's likely, I would say extremely likely,  
10 that they will be calling expert evidence. We've retained  
11 the firm ECS out of Toronto, Mr. Bill Harper, who's been  
12 familiar to appear before this Board before, whether there  
13 are other witnesses from that firm or not, we're not sure.

14                   And we expect that he certainly will be  
15 providing evidence related to the revenue requirement, and  
16 perhaps to cost allocation as well.

17                   I can indicate that we will be applying for  
18 a cost award, and a very kind of preliminary draft of the -  
19 - the hours that my clients expect legal counsel, and as  
20 well as the experts to devote to this project are set out  
21 in the -- the second and third -- third tabs of this  
22 document. I'll leave that estimate for your consideration.

23                   I would note that in developing the  
24 estimate, we've assumed:

25                   a) That we will be -- that my clients will



1 be offering expert evidence; and

2           b) That certain of the other parties, such  
3 as my friends from MIPUG and TREE, may be presenting  
4 evidence, and there may be others as well.

5           So, those are kind of central to the  
6 estimates and to the degree that other parties are or are  
7 not providing evidence, certainly the estimates in terms of  
8 time will also change.

9           Subject to any questions by the -- the  
10 Panel, those are my client's comments -- my comments on  
11 behalf of my clients.

12           THE CHAIRMAN: Thank you, Mr. Williams.

13           For Manitoba Hydro, Ms. Ramage, do you have  
14 any comments or objections to this party being granted  
15 Intervenor status?

16           MS. PATTI RAMAGE: I wanted to make Mr.  
17 Williams a little nervous there, but no, we don't.

18           THE CHAIRMAN: Thank you.

19           MR. BYRON WILLIAMS: Mr. Chairman, I'm  
20 assuming we'll speak to schedule in the next part of the --  
21 okay.

22           THE CHAIRMAN: Yes. I'll call on now, Mr.  
23 Osler, just a second here, MIPUG.

24           MR. JOHN OSLER: Thank you. In my opening  
25 remarks, I already outlined sort of where our focus is.

1 You've got the Intervenor Request form in front of you,  
2 having one (1) of those rare occurrences, where I think  
3 we've had it in first.

4                   But in terms of our area of intervention, it  
5 continues to be to assess the proposed rate increase and  
6 determine the need for this increase and the impact it's  
7 going to have on Manitoba ratepayers, and also industrial  
8 customers in Manitoba.

9                   In terms of the nature of our proposed  
10 intervention, at this time we anticipate we will be  
11 appearing throughout the Hearing. We have not made a  
12 determination, or MIPUG has not made a determination of  
13 whether they will be participating in the production of  
14 evidence.

15                   It's anticipated that that decision will  
16 come at some point closer to, obviously the deadline for  
17 filing that requirement.

18                   We will participate though in the testing of  
19 the evidence, as filed by Manitoba Hydro and others, and we  
20 will be presenting final argument.

21                   To the extent that we do, or that MIPUG  
22 elects to participate in the production of evidence, it  
23 would be obviously their intention at that point if they do  
24 proceed, to -- to call witnesses. And that decision has --  
25 has yet to be made.

1                   And finally, we do not anticipate, or MIPUG  
2 does not anticipate applying for costs at this point.

3                   THE CHAIRMAN: Thank you, Mr. Osler.

4                   Ms. Ramage...?

5                   MS. PATTI RAMAGE: Well, once again, we have  
6 no objections to MIPUG being -- be granted Intervenor  
7 status.

8                   MR. ROBERT MAYER: For the record, Mr.  
9 Chair, I'd just like to draw to Mr. Peters' attention that  
10 we have now exceeded the time limit he said that we would  
11 take to do these Proceedings, thank you.

12                   MS. PATTI RAMAGE: If I could add, Mr. Lane,  
13 you best get used to that.

14                   THE CHAIRMAN: Professor Miller and Mr.  
15 McQuaker, with respect to your Intervenor Request form, I  
16 wonder if you wouldn't mind taking us through it?

17                   MR. PETER MILLER: I assume you have copies  
18 there? Yeah, okay.

19                   MS. PATTI RAMAGE: Excuse me, Mr. Chair,  
20 Manitoba Hydro doesn't have a copy of TREE's Intervenor  
21 Request form.

22                   THE CHAIRMAN: What I will do then is I will  
23 ask you questions and you can respond and then everyone can  
24 have the same level of knowledge.

25                   Clearly, you have completed a written

1 request to intervene, and it will be shared with all the  
2 parties. If I could ask, what is -- what is the nature and  
3 reason for the intervention?

4 MR. PETER MILLER: I apologize for not  
5 having brought copies. I just ran it off my printer  
6 moments before departing for this proceeding.

7 Just to put it in terms of our previous  
8 intervention, we intervened to promote the concept of  
9 inverted rates, that is, where the tail block rate is  
10 higher than the initial block rate, as a conservation  
11 incentive, so that when you ask questions, is it cost  
12 effective to put in insulation and so on, you're dealing  
13 with a higher marginal cost.

14 And the -- we were not successful in getting  
15 an Order to implement inverted rates on that occasion, but,  
16 certain studies were ordered. I believe, the inverted rate  
17 study is not due until the end of this year, so we don't  
18 have that to discuss.

19 But, I believe, that there are others that  
20 may be related, such as the demand energy charge. I  
21 believe, aspects that may apply in the industrial sector  
22 that we did not really consider or raise last time, will be  
23 here.

24 So, we are -- we are pleased to see that  
25 there is some movement in the direction that we advocated

1 by moving from declining block to a -- a uniform rate. We  
2 want to see that the momentum continues towards an inverted  
3 rate.

4                   And we also want to examine the potential in  
5 the industrial and commercial sectors for looking at the  
6 way costs are allocated and the way DSM investments occur.

7                   So, we'll be taking a more in-depth look, I  
8 think at the cost of service study than we did in the  
9 previous intervention.

10                   We plan to call our same person, Jim Blazar  
11 (phonetic), who introduced this forum to inverted rates and  
12 presented a neat little analysis, in which he divided the  
13 low cost sources of power in the system, from the high cost  
14 sources of power, and said, well, let's give everyone an  
15 equal share of the low cost sources.

16                   And then if they use more than that, they'll  
17 draw on the high costs. So, we -- if -- I should say that  
18 both of our executives are still wrestling with our own  
19 capacity to undertake this intervention.

20                   It is a demand on time and personal  
21 resources. And there's also a financial risk involved in  
22 the way that this is set up, which is always a difficult  
23 thing for a non-profit to address.

24                   I mean, we have some funds, but, those funds  
25 are dedicated to other purposes.

1 THE CHAIRMAN: You'll be applying for costs?

2 MR. PETER MILLER: And we'll be applying for  
3 costs, yes. And any early assurances that can be given,  
4 are certainly welcome in you know, limiting our sense of  
5 risk, in this venture.

6 So, I guess that's it -- do you have  
7 anything to add, Randall?

8 MR. RANDALL MCQUAKER: No, it's Randall  
9 McQuaker from Resource Conservation Manitoba. I -- Peter  
10 speaks for our team in this matter.

11 With respect to my own organization, it is  
12 true that we have no -- we are funded on a project basis,  
13 and we have no resources with which to undertake an  
14 intervention on this scale.

15 So, it would -- we would certainly be  
16 reliant upon an award of costs for this to occur. Thank  
17 you.

18 THE CHAIRMAN: Thank you, gentlemen. For  
19 the information of those present, they have filed an  
20 Intervenor budget and cost summary sheet.

21 Do you have a copy of it yet, Ms. Ramage?

22 MS. PATTI RAMAGE: No, I don't, but, perhaps  
23 I could add that at this point, it's generally very  
24 difficult for Manitoba Hydro to comment on these type of  
25 budgets anyways.

1                   And we generally simply take the position  
2 that we reserve the right to comment on costs at the end of  
3 the day.

4                   THE CHAIRMAN:    Then, do you have any  
5 comments or objections to this party being granted  
6 Intervenor status?

7

8                                   (BRIEF PAUSE)

9

10                   MS. PATTI RAMAGE:   No, Mr. Chairman, except  
11 with respect to the item 41 and I believe it's (d) -- or  
12 (b) of the Rules and just to perhaps be mindful of the  
13 requirement that the Intervenors cooperate because, as I'm  
14 hearing them proceed, I'm hearing perhaps issues  
15 overlapping.

16                                   But, again, until we're into the course of  
17 the Hearing I don't want to be seen as -- as critical of  
18 the Intervenors but rather request they be mindful of that  
19 requirement.

20                   THE CHAIRMAN:    Sorry, do you have something  
21 else?

22                   MR. PETER MILLER:    Well, I was just  
23 wondering if I can comment on -- on her comment, if that's  
24 appropriate?

25                   THE CHAIRMAN:    Please proceed, Professor

1 Miller.

2 MR. PETER MILLER: Okay. It just has to do  
3 with the overlap. Mr. Williams indicated that -- that the  
4 Consumers Association and Society of Seniors are also  
5 concerned with DSM and -- and so did Michael Anderson.

6 I guess it's a question of -- of where the  
7 central weight of the -- of the concern is and where the  
8 analytical capacity is. Our -- our person comes from a --  
9 an era -- an area, the west coast in the United States,  
10 where there is extensive experience in conservation pricing  
11 of electricity.

12 And I don't believe that's the case in the  
13 case of the other Intervenors. I think we share that  
14 intention. That intention is combined with other factors  
15 in the case -- the case of the Consumers Association  
16 concern for the costs being too high and so on.

17 So I -- I do agree that they're overlap and  
18 I'm very pleased to see that overlap manifest because that  
19 bolsters the case, but I think the focus is different and  
20 the concerns are combined with other concerns, in the case  
21 of the other Intervenors.

22 THE CHAIRMAN: Mr. Williams...?

23 MR. BYRON WILLIAMS: Yes, Mr. Chairman, I  
24 should have probably spoke to this originally and my  
25 clients, like Mr. Miller's organization, do have a -- put a



1 high priority on DSM but I think, even through our  
2 interventions in the Clean Environment Commission process,  
3 my clients tended to be -- come down somewhere in the  
4 middle between Manitoba Hydro and -- and TREE.

5 So I think there will be different  
6 perspectives presented by my clients and -- and by -- and  
7 by TREE, both aiming in the same direction but magnitude  
8 and pace will be, I think, different.

9 THE CHAIRMAN: Okay. Well, I think we'll  
10 close on this.

11 Ms. Ramage, do you have any closing remark  
12 on this? So you accept TREE and RCM as Intervenors?

13 MS. PATTI RAMAGE: Yes, Mr. Chair. I  
14 understand they're a combined Intervention as opposed to  
15 separate Intervenors.

16 THE CHAIRMAN: I'd like to now call on the  
17 CCEP, Jurgen Feldschmid.

18 MR. ROBERT MAYER: Do we have an  
19 application from them?

20 MR. JURGEN FELDSCHMID: No, Mr. Mayer, we  
21 do not. We haven't submitted a written application as of  
22 yet but we can certainly undertake to do so, if not today  
23 then certainly by the end of business tomorrow.

24 MR. ROBERT MAYER: Question for legal  
25 counsel: Can we consider an application we don't have

1 without a budget?

2 MR. BOB PETERS: I believe you can elicit  
3 from Mr. Feldschmid the questions that you have and review  
4 his budget, recognizing the comments Mr. -- Mr. Williams  
5 made relative to how his budgets are viewed and also by  
6 Manitoba Hydro that you could entertain it at this time for  
7 review subsequent.

8 THE CHAIRMAN: If you do proceed, what  
9 would be the nature and reason for the intervention?

10 MR. JURGEN FELDSCHMID: The nature and the  
11 reason of the intervention, Mr. Chair, would be focussed  
12 primarily on the customer classes within which small  
13 business and non-residential, not-for-profit organizations  
14 fall.

15 So, primarily, the general service small  
16 and, to some degree, the general service medium, but our  
17 primary focus would be on the various -- well, the class  
18 and sub-classes within general service small.

19 And in reviewing whether their contribution  
20 to revenue, in relation to the cost of serving them is  
21 appropriate or not, that would be our -- our primary focus.

22 To enable us to deal with that issue, we  
23 will have to keep fairly well in touch also, with the  
24 revenue requirement portion of the Proceedings as well, in  
25 the sense that if we can -- we have an interest in showing

1 that perhaps revenue requirements by Hydro are not quite as  
2 -- as what they're saying they are, and if that's the case,  
3 then perhaps they don't have to be charging our client --  
4 or our customers, the customers we represent, as much.

5 But our -- but so we will -- we will be  
6 participating on some level, a fairly significant level, on  
7 the revenue requirement portion, but our main focus is  
8 going to be on cost of service and rate design, focussing  
9 on -- on the general service small class.

10 THE CHAIRMAN: Will your client be present  
11 throughout the Hearing, and -- and making closing  
12 submission?

13 MR. JURGEN FELDSCHMID: Yes, we expect to --  
14 as I had just indicated, to be present throughout the  
15 Hearing, but I expect our level of anticipate -- of  
16 participation interest will peak, when we get to the cost  
17 of service and rate design portion.

18 THE CHAIRMAN: Are you anticipating putting  
19 forward a witness?

20 MR. JURGEN FELDSCHMID: We do not anticipate  
21 putting forth a witness at this time.

22 THE CHAIRMAN: And I believe you've already  
23 stated that you won't be applying for costs?

24 MR. JURGEN FELDSCHMID: We will be applying  
25 for costs, yes. Our organization and -- and membership,

1 and so forth are not in a position to fund this level of  
2 intervention, without the assistance of costs. We sought  
3 costs previously in our involvement of 2002 and were  
4 awarded costs by Order of the Board, and we would proceed  
5 in the same fashion this time around.

6 THE CHAIRMAN: And you'll be completing a  
7 proposed budget and getting it in to us then?

8 MR. JURGEN FELDSCHMID: If not by the end of  
9 today, certainly by the end of tomorrow.

10 THE CHAIRMAN: Thank you. Ms. Ramage, for  
11 Manitoba Hydro, do you have any comments or objections?

12 MS. PATTI RAMAGE: No objections, per se, at  
13 this point, because -- having not seen a written  
14 application, but if I could perhaps request of Mr.  
15 Feldschmid, when that written application comes in, we've  
16 heard that he represents the small business interests, but  
17 under the 41(d) criteria, it's a substantial number of  
18 ratepayers.

19 And -- and I was going to ask if Mr.  
20 Feldschmid could actually include details of his  
21 membership, as we have heard from MIPUG and CAC and others,  
22 that who are the actual members behind the CCEP, it would  
23 be appreciated and help us assess their application.

24 THE CHAIRMAN: Thank you.

25 MR. JURGEN FELDSCHMID: Yeah, if I could



1 reason for your intervention be?

2 MR. GARNET BOYD: We would like to, oh, as I  
3 stated, we have approximately twenty-four hundred (2400)  
4 members that we represent. They're not only employees of  
5 Manitoba Hydro, they're also ratepayers of the -- of the  
6 Province of Manitoba.

7 And we have concerns as well with -- with  
8 any rate increases that are there, and as other Intervenors  
9 had mentioned in the one (1) going back through when those  
10 -- those rates are established at rates that are higher  
11 than the cost of living, you know, as we do, we have a hard  
12 time in our negotiations going back through trying to get -  
13 - get those same rate increases that are being asked by the  
14 Board.

15 But, on the same -- same merits, we'd also  
16 like to establish knowing how the company operations, be  
17 able to give evidence on the effects that not only for the  
18 ratepayers and the citizens of Manitoba.

19 There's a lot of underlying effects that  
20 come into play now, that have been brought into play, due  
21 to NAFTA, for different free trade agreements that are  
22 there.

23 Manitoba Hydro hasn't been fully affected by  
24 de-regulation yet that has hit the rest of -- some of the  
25 other Provinces and what has devastated the United States.

1 How we've had to fall into different guidelines.

2           How, Manitoba Hydro itself has had to  
3 restructure to continue to meet the federal energy  
4 regulation commissions and NERC and MAPP and the other  
5 utilities that they deal with in export sales.

6           And Manitoba Hydro through all of that, has  
7 been able to work through the ones, try and continue to  
8 work with different power smart programs to work in the  
9 areas to help the ratepayers to be able to consume energy  
10 going back through those areas, which you know, anyone  
11 that's in the power industry, going back through, it sort  
12 of, goes against the grain, when you ask someone to --  
13 you're in the business of selling power and you're telling  
14 people how not to use it.

15           We had a real concept when that first came  
16 in with those of trying to explain to our own members,  
17 going back through -- trying to tell them that we're here  
18 to sell power, but, no, it's a great intervention that has  
19 worked well with it, has allowed different times to allow  
20 Manitoba Hydro to try and put off some of, you know, what  
21 you've also been hearing at other interventions going  
22 through on the Clean Environment Commission and those  
23 areas.

24           But, no, the rate increases haven't been  
25 there for a number of years. We're looking at seven (7)

1 years of going back through for a general -- general rate  
2 increases.

3                   And I'm very interested to hear what some of  
4 the other Intervenors have to say in the areas going back  
5 through to hear the concerns and that through that, and  
6 also demonstrate on behalf of our members and ratepayers  
7 concerns we have and issues on the one to maybe try and  
8 help to explain in the areas of how -- how Manitoba Hydro  
9 has worked in areas to try and be cost effective in those  
10 areas.

11                   And there comes a point in time that you  
12 can't tow the line anymore and you have to ask for those  
13 general increases. And, you know, if they would have went  
14 there three (3) years ago, they may have only been going  
15 for 1.5 or 2 percent increase, instead of looking at what  
16 we were asking for in these areas.

17                   So, we're asking for the Intervenor status  
18 to present in this one (1) on -- majority in support of the  
19 one, but, to demonstrate how Manitoba Hydro has operated in  
20 those areas and dealing through there to -- through in the  
21 areas of what has effected them and try and help others to  
22 understand why today they're coming forward and asking for  
23 these rate increases.

24                   THE CHAIRMAN: Do you expect to be present  
25 throughout the Hearing and provide a closing submission?



1                   MR. GARNET BOYD: I plan to be here as much  
2 throughout the Hearing that I'm possible to attend and I  
3 would like to make a closing -- a closing argument on it.

4                   We will not be calling witnesses, at this  
5 time, and we will not be going through and asking for costs  
6 on Intervenor and speaking of which, before, during  
7 submission going through, that I'd like to put forward on  
8 the one (1) is concerns that we have, as well, on some of  
9 the costs that have been put forward as Intervenors.

10                   And one (1) of them that I was really  
11 shocked at, going back through on the ones, was what was  
12 asked for under the clean environment -- clean environment  
13 costs in there of -- you have a -- a company going through  
14 on the one looking at different rate increases and I  
15 understand why different groups and that will be asking for  
16 them.

17                   But I've -- you know, would definitely be  
18 very interested in -- in looking at the areas and going  
19 back through on the justification of some of the -- the  
20 costs awards that are -- that are in those -- those areas.  
21 I'm very interested to hear those as well.

22                   THE CHAIRMAN: Thank you, Mr. Boyd.

23                   Ms. Ramage...?

24                   MS. PATTI RAMAGE: Yes, Mr. Chair. With  
25 respect to the proposed intervention of -- of IBEW, in the

1 past the various unions have appeared at Manitoba rate  
2 hearings more in the capacity of -- of monitoring the --  
3 the Hearing, so, this is a little bit of new ground for us  
4 to have them actually propose to be an Intervenor.

5 In light of the fact that Mr. Boyd doesn't  
6 plan to give evidence but I did hear the word, "make a  
7 presentation," I'm just wondering if we might want to  
8 clarify whether he will be submitting infor -- information  
9 requests and participating in the process that way or  
10 whether what we're really talking about here is monitoring  
11 the proceeding.

12 And in which case, certainly, we could  
13 ensure that the documents and that sort of thing are -- are  
14 provided to him and then I -- I would expect perhaps his  
15 membership may want to give a presentation, as opposed to  
16 give evidence, and we -- and we may be putting the wrong  
17 label on -- on what Mr. Boyd -- his intention of -- his  
18 participation is?

19 THE CHAIRMAN: Mr. Boyd, you -- you'll be  
20 completing this particular form that you have before you  
21 and if you wouldn't mind submitting it in to us and I'm  
22 just wondering, Ms. Ramage is asking whether or not you  
23 would be intending to file Interrogatories, like questions  
24 of Hydro and participating in the examination of these  
25 questions, or whether you'll just intend to make comments

1 from time to time and observations?

2 MR. GARNET BOYD: Yeah, what I'll put  
3 forward in the one, is put forward concerns that we have in  
4 the -- you know, I guess I shouldn't really use the term  
5 "concerns", we're just looking at the one to be able to  
6 speak to it at -- at times -- time to time on the one and  
7 we'd like to put forward formal submission on the one of  
8 why we feel that a lot of the areas are through the years  
9 going through on the justification of -- of the rate  
10 increase that -- that Manitoba Hydro is -- is applying for.

11 That's more on what the area that we're --  
12 we're sitting on the one in -- in support of Manitoba Hydro  
13 but also, at the time, to be able to intervene when the  
14 opportunity is there to address questions or concerns or  
15 maybe help answer some of the Intervenor's questions that  
16 they may have at -- at the time as well on some of the  
17 operations of -- of Manitoba Hydro that -- that we've seen  
18 the effects of over -- over the years as well as the  
19 utility industry has changed.

20 THE CHAIRMAN: Okay. Thank you, Mr. Boyd.

21 MR. ROBERT MAYER: Mr. Chair, do you intend  
22 to cross-examine witnesses?

23 MR. GARNET BOYD: Not really. On -- on the  
24 one, maybe just all I would ask on that one would be to ask  
25 a question for clarification, if there was anything in that

1 area to -- to look at.

2 MR. ROBERT MAYER: Thank you.

3 THE CHAIRMAN: I think now we'll move to  
4 Mr. Anderson from MKO. Mr. Anderson, I wonder, you haven't  
5 probably had a chance yet to fill out the Intervenor  
6 request form, but maybe what I could do is ask you some  
7 questions and take you through. You've already completed  
8 it?

9 MR. MICHAEL ANDERSON: Mr. Chair, yes, if -  
10 - if it assists the Board, I have filled out the basic  
11 elements of the information and can provide it to you.  
12 It's identical, in its essential form, to those that we  
13 have filed in the past.

14 THE CHAIRMAN: If you don't --

15 MR. MICHAEL ANDERSON: I see Mr. Barron is  
16 coming over to assist me, Mr. Chair.

17 MR. ROBERT MAYER: When may we expect your  
18 budget, Mr. Anderson?

19 MR. MICHAEL ANDERSON: The budget we can  
20 file is in -- in a general sense today or tomorrow if you  
21 wish. Mr. Williams and I are discussing, as I had  
22 indicated in my opening comments, the scope of our  
23 participation.

24 It is typically our practice to listen to  
25 the comments made by all Intervenorers at this particular

1 Proceeding, to determine what the scope of our interests  
2 might be in respect of experts and so forth, that would  
3 substantially affect and drive our budget, which is --  
4 which listening and considering, is what we're doing now.

5           Typically we have filed what we believe  
6 would be a global budget for the participation in a  
7 proceeding of this type, subject of course to Ms. Ramage's  
8 comments that Hydro reserves their -- and I don't mean to  
9 speak for Ms. Ramage, but to reserve their comments until  
10 the -- the motion is made for an award of costs at the end  
11 of the Proceeding, and we proceed at our own risk, of  
12 course, in respect of our close understanding of the  
13 Board's past procedures in these matters.

14           So, we would prov -- provide a global  
15 understanding of what we expect our costs to be at this  
16 stage of the Proceeding, subject to all of the things that  
17 I've just said, Mr. Chair. And we'd be happy to file that  
18 soon, as -- in addition, to a typed version of the  
19 application, which we have created in electronic form, to  
20 assist us. Thank you.

21           THE CHAIRMAN: We're distributing now, the -  
22 - the request form, the...

23  
24  
25

(BRIEF PAUSE)

1 THE CHAIRMAN: So, your intention then is to  
2 appear throughout the Hearing, to participate in the  
3 testing of the evidence and to present the final argument.  
4 And that you do intend, presently, to call witnesses?

5 MR. MICHAEL ANDERSON: Yes, Mr. Chair,  
6 that's correct. Thank you.

7 THE CHAIRMAN: And with respect to the  
8 reasons for the proposed intervention, perhaps you could  
9 just succinctly state them as they're being distributed?

10 MR. MICHAEL ANDERSON: I apologize for  
11 rendering, in my handwriting, given that I'm --

12 THE CHAIRMAN: Your writing's pretty good.

13 MR. MICHAEL ANDERSON: -- thank you very  
14 much, I -- I appreciate the support. I -- I think that  
15 typically my handwriting gets worse the longer I work on my  
16 computer, but I appreciate the comment.

17 In -- in summary, the -- the major elements  
18 of a proceeding of this type, in terms of the revenue  
19 requirement and rate design aspects, we do intend to  
20 participate, to -- to test the matters driving the  
21 financial forecast as are reflected in the revenue  
22 requirement, in respect to the revenue requirement aspects  
23 of it.

24 And of course, to examine the prudence of  
25 expenditures, including concepts of the capital assets, of

1 whether they're used, useful and prudently acquired to the  
2 extent that we can in these Proceedings.

3                   In respect of rate design, to examine and  
4 test the proposed rate design and to suggest alternative  
5 approaches, as are appropriate.

6                   I echo Mr. Williams' comments about  
7 similarities in theme, but not necessarily in extent and  
8 scope. We do have general common interests, and things  
9 like modifying the -- the rate blocks and structure, to  
10 some extent that commonality is noted in your recent diesel  
11 order. But we have different approaches when it comes down  
12 to putting pen to paper.

13                   So, there may be similarities, but not  
14 direct overlaps, I think, in our points of view.

15                   However, I can also say that there's a fair  
16 bit of caucusing that goes on in the margins, as it were,  
17 during the Proceedings, to bring us closer together on our  
18 positions. So, if there are commonalities, you can -- I  
19 can assure the Board that we'll seek to explore them fully,  
20 to ensure that they're presented in that way, without  
21 duplication in respect of costs, Mr. Chair.

22                   We also are interested in terms of the DSM  
23 aspect of it, where we have commonalities, and particularly  
24 examining Manitoba Hydro's energy services approach to its  
25 customers. That is how it view -- given that it is a --

1 the single utility in the Province, providing both natural  
2 gas and electricity services, and recognizing that MKO  
3 citizens also reside within Winnipeg and within Manitoba  
4 Hydro's gas service area.

5 But also to explore the fact that many of  
6 Manitoba Hydro's northern grid customers are using other  
7 forms of energy sources for heat, such as propane, fuel oil  
8 and wood, and to determine the extent to which the  
9 corporation integrates its DSM approaches to accommodate  
10 that reality within the MKO region.

11 We're also, in respect of the matters  
12 driving the financial forecast, interested in the  
13 extraordinary matters that may appear in this Application,  
14 in respect of capital projects and proposals that the  
15 corporation is planning in near -- in future -- near future  
16 term.

17 The impact and risk of water flows on the  
18 Corporation's revenues and its water regime operations, as  
19 it may be linked to its export operations.

20 And Mr. Williams touched on it, but  
21 certainly the extent that Provincial dividends, taxes and  
22 fees affect the revenue requirement of the corporation and  
23 we're interested in all those matters.

24 So those are specifics, but, we do intend to  
25 be active and present at all phases of the proceeding, Mr.



1 Chair.

2 THE CHAIRMAN: Thank you, Mr. Anderson.  
3 Subject to developments in the filing of the  
4 cost estimate, Ms. Ramage, do you have any comments for  
5 Hydro?

6 MS. PATTI RAMAGE: Yes, I do. Certainly in  
7 my experience, MKO's partic -- participation at -- at  
8 Manitoba Hydro's Hearings has been, in the past, as I say,  
9 in my experience more focussed on the diesel rates, which  
10 are -- are not an issue at this Hearing.

11 And when I'm reviewing paragraph number 8 of  
12 the Intervenor Request Form, I am -- I am not seeing  
13 something that hasn't already been covered by Mr. William's  
14 clients.

15 So, I would maybe add that if the Board is  
16 considering granting this type of separate intervention  
17 that strong -- that the parties be strongly encouraged to -  
18 - to work jointly, because there does seem to be a  
19 significant amount of commonality. And -- and certainly  
20 all members of Manitoba Hydro's customer base, will have  
21 differences, whether they're in the southwestern Manitoba,  
22 southeastern Manitoba.

23 But, we don't have separate interventions  
24 for that, and hence, I would -- I would strongly encourage  
25 that these inter -- interventions be combined.

1                   I'd also perhaps, again ask the Board to be  
2 mindful of its jurisdiction with respect to rates, because  
3 I -- I've heard over the last few minutes comments on DSM  
4 and capital plans new generation.

5                   And particularly, at this time, I think the  
6 Corporation is sensitive to the fact, that other forums  
7 have been assigned responsibility for -- for a lot of those  
8 issues. And we could be getting quite repetitive if we're  
9 doing them in -- re-doing them in each forum.

10                   So, that -- that did raise a concern with  
11 me, when we start discussing those issues in any depth.

12                   THE CHAIRMAN: Thank you, Ms. Ramage. We'll  
13 certainly take all of those comments into consideration and  
14 I'm sure the Intervenors are well aware of the common  
15 interest to co-operate where possible.

16                   And -- Mr. Warden...?

17                   MS. PATTI RAMAGE: I think perhaps maybe I -  
18 - I maybe haven't quite strong enough, because Manitoba  
19 Hydro would ask that they be combined.

20                   Because when we do have separate  
21 interventions we do get repetitive questions, that sort of  
22 thing, because they are asking -- looking out for the same  
23 interests and then we do find matters get repetitive.

24                   And hence, we would like to see these  
25 parties combined as one (1) intervention.

1 THE CHAIRMAN: Mr. Williams...?

2 MR. BYRON WILLIAMS: Yes, Mr. Chairman. We  
3 -- I think -- and I'm not -- I'm not speaking for Mr.  
4 Anderson, but, but he can certainly -- CAC/MSOS, are  
5 certainly open to exploring whether it's possible to  
6 combine with MKO.

7 But, I'd note in -- they have done joint  
8 interventions in the past and one (1) concern expressed by  
9 the Panel was the possibility for conflict.

10 And then that's certainly something that we  
11 have to be aware of, as well. So, we will certainly talk  
12 with Mr. Anderson on behalf of my clients. If we can  
13 achieve a joint intervention we'll -- we'll do that.

14 But, often MKO brings a voice that is --  
15 that is different. And so, we want to preserve some wiggle  
16 room, in terms of, whether or not, there's a, you know,  
17 there's only so many masters I can speak to.

18 And we want to make sure that I'm not in  
19 conflict in -- in representing my masters. And, I can  
20 certainly say from my client's perspective, that they will  
21 try and cooperate and if it's possible to do a joint  
22 intervention, they will.

23 But, we appreciate the unique voice that MKO  
24 will often brings to these proceedings.

25 THE CHAIRMAN: Okay. Thank you everyone.

1                   MR. MICHAEL ANDERSON: Mr. Chair, if I might  
2 respond to Ms. Ramage?

3                   THE CHAIRMAN: Yes, please.

4                   MR. MICHAEL ANDERSON: In terms of the  
5 possibility for cooperative and, in fact, joint  
6 intervention with Mr. Williams' customers, we routinely  
7 explore that, to the extent possible, prior to engaging in  
8 a proceeding.

9                   In fact, I can't think of a previous  
10 Manitoba Hydro application which that has not taken place.  
11 During those part -- those particular proceedings, where  
12 MKO appeared as a unique Intervenor, it was because there  
13 are reasons, on both parts, where there were perceived to  
14 be issues, policies and directions, in fact, from clients  
15 that made such an intervention impractical or not possible.

16                   There also is, as Mr. Byron, and I thank him  
17 for that, has commented about our unique commentary. I  
18 wish to, without being too strong about that, indicate that  
19 we represent First Nation customers that live in remote  
20 communities, in many cases, also on grid and carry with  
21 that an aspect to the proceedings that is uniquely MKO's to  
22 bring.

23                   And it is in that spirit that we apply and  
24 request that we be granted Intervenor status in our own  
25 right by this Board. And I would suspect that, and can

1 say, that in the event it is determined on further  
2 discussion with Mr. Williams' clients that we would,  
3 following the granting of Intervenor status by the Board,  
4 merge our interventions, the Board will be the first to  
5 know that we had -- have arisen -- have arrived at that  
6 understanding.

7 But, in any case, I -- I still maintain a  
8 request that we be granted Intervenor status, Mr. Chair, in  
9 our own right and that Mr. Williams and I continue to  
10 discuss the possibilities for joint interventions but  
11 certainly the Board can expect that we will collaborate to  
12 reduce areas of duplication and unnecessary re-examination  
13 of identical issues.

14 And I do -- do want to, again, reiterate  
15 that Mr. Williams and I do collaborate in that way in every  
16 proceeding where we have common interests. Thank you, Mr.  
17 Chair.

18 THE CHAIRMAN: Understood. Thank you, Mr.  
19 Anderson.

20 Ms. Ramage; do you have anything else?

21 MS. PATTI RAMAGE: No. I don't have  
22 anything further to add.

23 MR. CHAIRPERSON: Okay. Thank you. We'll  
24 be taking this and all other matters under advisement.

25 If we could now move to the timetable.

1                   MR. ROBERT MAYER:   Mr. Chair, my joking  
2 comment about Mr. Peters' time estimate has ceased to be a  
3 joke. I want to remind the Board that Ms. -- or Dr.  
4 Avery-Kinew and I are expected to meet with the rest of the  
5 Clean Environment Commission at noon.

6

7

(BRIEF PAUSE)

8

9                   THE CHAIRMAN:   Oh, sorry. We'll now  
10 proceed now to deal with the draft timetable. Mr. Peters,  
11 do you have any preliminary comments before I canvass the  
12 parties and then Manitoba Hydro.

13                   MR. BOB PETERS:   They will be brief. The -  
14 - the Exhibit 2 that has been marked indicates that by, no  
15 later than, dates are provided. This is a reminder to  
16 parties that there is no penalty for being early.

17                   It also notes that there are two (2) rounds  
18 of Interrogatories or Information Requests of the Applicant  
19 and one planned for the Intervenor. The Hearing dates are  
20 set on three (3) days of a week that is June 14, 15 and 16,  
21 21, 22, 23 of the following week and 28, 29, 30, if  
22 necessary, of the following week.

23                   Those are my comments other than to alert  
24 the Board that I have seen, in written form, that MIPUG has  
25 a request on the timetable and I believe Mr. Williams

1 likewise had a matter to deal with on the timetable. So  
2 those are my comments, Mr. Chair.

3 THE CHAIRMAN: Thank you, Mr. Peters. So  
4 we'll move quickly to that.

5 Do any of the Intervenors have comments with  
6 respect to the timetable? Mr. Williams...?

7 MR. BYRON WILLIAMS: My clients' concerns  
8 actually have been resolved. We would note that we've seen  
9 the proposal of MIPUG and I'll let Mr. Osler and Mr. Bowman  
10 speak to it but my clients are supportive of their proposed  
11 change. Otherwise, the timetable is acceptable.

12 THE CHAIRMAN: Mr. Osler...?

13 MR. JOHN OSLER: Thank you. MIPUG would  
14 like to suggest a small change to the schedule as follows.  
15 The filing of responses to second round Information  
16 Requests that is due no later than the 17th and then  
17 subsequent all parties to be in receipt of Intervenor  
18 evidence for May 25th, originally includes a spread of  
19 about eight (8) days including a stat -- statutory holiday.

20 The suggestion that MIPUG would like to make  
21 would be that that date be extended to May 28th which would  
22 provide eleven (11) days to be able to prepare Intervenor  
23 evidence and subsequently the -- all parties to be in  
24 receipt of Information Requests of Intervenor evidence  
25 that's due on May 31st, that, that be adjusted to June 2nd

1 from May 31st.

2                   That would still allow Intervenors to file  
3 responses to Information Requests by June the 7th. It just  
4 readjusts the time period that we feel -- we would probably  
5 need more information -- more time, sorry, to prepare  
6 Intervenor evidence and prob -- likely less time to prepare  
7 to be in receipt of question -- Information Requests on  
8 those.

9                   THE CHAIRMAN: Thank you, Mr. Osler.

10                   Mr. Peters, do you have any initial remarks?

11                   MR. BOB PETERS: I see on my copy here, and  
12 I'll take responsibility for this, that the draft timetable  
13 has two (2) identical items noted in the -- in the left  
14 hand column.

15                   On May the 25th, all parties to be in  
16 receipt of Intervenor evidence, and I believe that is what  
17 Mr. -- oh, I'm sorry, I -- I may not have the latest -- I  
18 just want to make sure that we're clear that the  
19 Information Requests to Intervenors is to be on May 31st,  
20 and now June the 2nd is the request from MIPUG, so I  
21 believe I have it correct, thank you.

22                   THE CHAIRMAN: Does anyone else have a  
23 comment on the schedule? Professor Miller...?

24                   MR. PETER MILLER: Yes, our expert, Jim  
25 Lazar, is out of the country teaching an integrated



1 resource management course in Africa until April the 10th.  
2 And so -- and he would need, you know, a few days to -- to  
3 immerse himself in the material, I think, to ask at least  
4 key questions.

5 I don't know if -- how to accommodate that.  
6 One (1) would be to change the dates for all, another would  
7 be to permit a somewhat later request from our --  
8 ourselves, or we could try to get it all in on the second  
9 round, I don't know, but we do seek some accommodation to  
10 his schedule.

11 THE CHAIRMAN: We'll -- we'll take that  
12 under advisement, and if you could keep the Executive  
13 Director of PUB up to date with your time concerns?

14 MR. PETER MILLER: Sure --

15 THE CHAIRMAN: With your expert being out of  
16 town.

17 MR. PETER MILLER: -- yeah, well, it's --  
18 it's basically, April 10th is start date for our expert,  
19 that's -- that's the main constraint, and then I think this  
20 -- the schedule beyond that, we can accommodate to, but, it  
21 -- it's somewhat later for the first round of questions  
22 here.

23 THE CHAIRMAN: Okay, understood, we'll take  
24 that under advisement, and we'll be back.

25 Is there any other party, Mr. Anderson, or

1 anyone else that has any comment on the timetable?

2 MR. PETER MILLER: The proposed changes seem  
3 suitable, Mr. Chair, thank you.

4 MS. PATTI RAMAGE: Mr. Chair, if I could  
5 just add, a -- a request came from some of Manitoba Hydro  
6 staff that Dr. Avery-Kinew and Mr. Mayer may be -- may be  
7 able to appreciate.

8 And we're not proposing a change of the  
9 March 22nd date for the receipt of first round Information  
10 Requests, but if I could perhaps ask all parties, if they  
11 have Information Requests ahead of that, by the 19th, and  
12 could get them to us, it would be appreciated, because a  
13 lot of the people who have to answer those questions will  
14 be on the road with -- with Mr. Mayer and Dr. Avery-Kinew,  
15 and -- and they had asked if there's any way they could  
16 take them with them, so they could spend their evenings  
17 with Manitoba Hydro, also.

18 THE CHAIRMAN: Mr. Osler...?

19 MR. PETER MILLER: On that, MIPUG  
20 anticipates filing the majority, if not all of its  
21 questions by Friday the 19th.

22 THE CHAIRMAN: Thank you.

23

24

(BRIEF PAUSE)

25

1 THE CHAIRMAN: Mr. Boyd, do you have any  
2 difficulty with the timetable?

3 MR. GARNET BOYD: No, we don't.

4 THE CHAIRMAN: Thank you. Finally, Ms.  
5 Ramage, we're back to you. Does that comment cover your  
6 concerns with the timetable?

7 MS. PATTI RAMAGE: Yes, it does. Sorry, I -  
8 - I jumped ahead of you there.

9 THE CHAIRMAN: That's okay. All right,  
10 we've reached the -- close to the end of this particular  
11 Pre-Hearing. What I would like to do now is just ask if  
12 any of the parties have final comments they want to make at  
13 this time.

14 Is there any one (1) of the parties that  
15 have spoken to date, that has some other remark they wish  
16 to make at this point? Yes...?

17 MR. JURGEN FELDSCHMID: Yes, Jurgen  
18 Feldschmid speaking on behalf of CCEP. I'm just trying to  
19 clarify the indication from the Board at this time, is it  
20 the Board's direction that CCEP is granted Intervenor  
21 status, subject to filing of the material indicated, or  
22 that is still pending, and simply taken under advisement by  
23 the Board?

24 THE CHAIRMAN: No one has been granted  
25 status yet, we take it all under advisement, and then we

1 provide our Order.  
2 MR. JURGEN FELDSCHMID: Thank you, Mr.  
3 Chair.  
4 THE CHAIRMAN: Mr. Peters...?  
5 MR. BOB PETERS: I have no further comments,  
6 thank you.  
7 MR. ROBERT MAYER: I think, Mr. Chair, we  
8 should remind Mr. Feldschmid that the Board is not -- or  
9 the Panel is not even going to be able to consider the  
10 application until we have the material requested, so -- and  
11 -- and we're running on pretty tight time lines.  
12 MR. JURGEN FELDSCHMID: I appreciate that  
13 comment and we will respond accordingly, Mr. Mayer. Thank  
14 you.  
15 THE CHAIRMAN: Even given the time, I'll  
16 just ask, Mr. Williams, do you have anything else to say?  
17 MR. BYRON WILLIAMS: No, Mr. Chair.  
18 THE CHAIRMAN: Mr. Osler...?  
19 MR. JOHN OSLER: The only comment that Mr.  
20 Bowman pointed out to me, was that I was remiss in -- in  
21 not welcoming you to the Public Utilities Board.  
22 THE CHAIRMAN: Mr. Boyd...?  
23 MR. GARNET BOYD: No, we have nothing more  
24 to add, thanks?  
25 THE CHAIRMAN: Professor Miller or Mr.

1 McQuaker...?  
2 MR. PETER MILLER: No.  
3 THE CHAIRMAN: Mr. Anderson...?  
4 MR. MICHAEL ANDERSON: Mr. Chair, no expect  
5 that we will re -- file the handwritten document we  
6 provided you in our usual form, in type text with the  
7 budget attached as soon as physically possible. Thank you.  
8 THE CHAIRMAN: Thank you. Ms. Ramage...?  
9 MS. PATTI RAMAGE: No, thank you.  
10 THE CHAIRMAN: Mr. Peters...?  
11 MR. BOB PETERS: I have nothing further to  
12 bring to the Board at this time, Mr. Chair.  
13 THE CHAIRMAN: I thank the parties for  
14 attending the Pre-Hearing conference this morning. The  
15 Board will consider the matters it heard this morning, will  
16 publish its Order as to the granting and intervening status  
17 and approval of the timetable.  
18 Thank you everyone. Good morning. We stand  
19 adjourned.  
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21 --- Upon adjourning at 11:32 a.m.  
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Certified Correct

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Wendy Warnock  
Court Reporter