

July 11, 2013

The Public Utilities Board
Attention: Mr. Hollis Singh
Executive Director and Board Secretary
400-330 Portage Ave.
Winnipeg, MB R3C 0C4

Distributed by email

Dear Mr. Singh:

Re: Request for direction on attendance at the July 15/17 technical conference

On July 10, 2013 Green Action Centre filed a list of associates whom we intended to be able to participate in the Manitoba Hydro technical conference to be held next Monday and Wednesday, July 15 and 17. Ms. Boyd replied on behalf of Manitoba Hydro that several members of our party were unwelcome, specifically Alana Lajoie-l'Malley and Bruce Duggan, who are (like me) members of the 50by30 steering committee, and Erick Matthiesen, or anyone else, from Pattern Energy. This exchange of email correspondence is attached as Appendix A.

In addition, I have just received an email this morning from Mr. Colin Edwards, also with Pattern Energy, which says, in brief, regarding the technical conference, "*I will try to attend but may be out of the country.*"

Mr. Edwards' contact information is as follows:

Email: colin.edwards@patternenergy.com

Phone: (416) 263-8027

Cell: (647) 625-6652

Green Action Centre asks the PUB to provide direction by tomorrow, July 12, 2013, regarding the eligibility of these associates to participate in the technical conference. We provide information and considerations below in support of their participation.

As the PUB noted in Order 67/13 on p. 13:

GAC is prepared to collaborate with other interveners if granted status. Discussions have commenced between GAC and other parties on climate and energy issues to determine if a joint intervention is viable. GAC notes the procedural importance of allowing for collaboration and perhaps joint participation in advancing the intervener role in the NFAT Review, while preserving the right of collaborating parties to make separate final submissions if they choose. This process would allow the individual perspectives of the participating organizations to be distinctly heard while achieving efficiency during the conduct of the Review.

We note that CAC-MB also indicated in their application that they had begun discussions with other parties about the possibility of forming a coalition, such as they had during the payday loan hearings.

Manitoba Hydro interprets Order 67/13 to preclude collaborative interventions beyond the parties who had applied at the PHC.

However, in Order 67/13 the PUB accepted our application to intervene and at no point that I can find disallowed the intentions of GAC or CAC-MB to pursue collaboration with parties outside those who appeared at the PHC.

While Green Action Centre is a long-time supporter of enhanced conservation and alternative renewable energy options at a policy level, we have also recognized the need to strengthen our understanding of the issues

through collaboration with others more informed of practicalities of implementation in Manitoba. For that reason, we welcomed a partnership with Pattern Energy on the topic of the wind alternative and joined 50by30 several years ago to link with others in pursuit of renewable energy, demand management and conservation alternatives. 50by30 has adopted the goal: "By 2030, to generate 50% of the energy consumed in Manitoba from renewable sources – up from the current 30% – without increasing global greenhouse gases" (<http://www.50by30.org/navigation/about-us-2/vision/>).

The upshot of Green Action Centre's discussions with other parties regarding forms of collaboration in the NFAT intervention is as follows.

1. We wish to have Pattern Energy partner with us in examining the place of wind in the portfolios of alternatives under consideration. And Pattern Energy wishes to partner with us.
2. We have invited 50by30 members to participate on an advisory committee to examine the place of renewable energy alternatives to hydro (in combination with demand management and efficiency) in the portfolios of alternatives under consideration. It is true that 50by30 is not part of Green Action Centre. Rather the converse is true - Green Action Centre is a founding member organization of 50by30. 50by30 is not "the general public."


Desiring a well-informed partnership and advice, we would like Pattern Energy and 50by30 members to be able to get an overview of Manitoba Hydro's operations, opportunities and preferred development plan through participation in the July 15 and 17 technical conference.

We believe that we can mount a much better informed intervention on the place of wind and other renewable energy alternatives in the energy portfolio options for Manitoba if our partners and advisory group members are permitted to participate in the overview to be presented on July 15 and 17. We note, moreover, that other parties are counting on us to lead in these areas.

We assume that the PUB and other interveners would want us to have the best-informed intervention we can muster.

Thus we are asking the PUB to approve and direct that 50by30 members and Pattern Energy personnel be permitted to participate in the technical workshop.

Sincerely,



Peter Miller
Vice President of Green Action Centre
and Policy Committee Chair

Attachment: Email exchange with Marla Boyd

ATTACHMENT A**Email exchange with Marla Boyd**

From: [Boyd, Marla](#)
Sent: Wednesday, July 10, 2013 4:13 PM
To: '[Peter Miller](#)'; '[Bill Gange](#)'
Cc: '[Lemoine, Josee](#)'; [Peters, Bob](#); [Ramage, Patti](#); [Wojczynski, Ed](#)
Subject: RE: NFAT Technical Conference

Hi Peter

Thank you for the list of proposed attendees for the technical conference. If my understanding is correct, 50by30 is a separate group and not part of the Green Action Committee. It is our understanding from Order 67/13 that these conferences are not for the general public, and are only for “the Board, its Staff and Advisors, independent experts, interveners and their advisors and consultants” , and as such, Alana Lajoie-O’Malley and Bruce Duggan should not be attending.

Manitoba Hydro will also object to having Pattern Energy included in this technical conference, and as an “Intervention collaborator” unless and until the Board orders that such participation is accepted. As I read paragraph 4.1.0 of the Board Order 67/13 the Board invited “parties to whom Intervener Status was not granted but who identified issues that the Board determined to be within the scope of the NFAT review” to approach other intervenors to determine whether collaboration was possible. It was not, by that Order, open for other parties who did not participate at the PHC to become an intervenor through collaboration.

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Marla D. Boyd

Barrister and Solicitor

Manitoba Hydro Law Division

From: Peter Miller [mailto:p.miller@mymts.net]
Sent: Wednesday, July 10, 2013 3:48 PM
To: Boyd, Marla; Ramage, Patti; Byron Williams; Byron Williams alt; Bill Gange; Bob Peters; Hollis Singh (CCA); Josee Lemoine; Simonsen, Kurt (Province Of Manitoba); Consumers' Association of Canada (Manitoba Branch); David Chartrand; InterGroup Consultants Melissa Davies; Jessica Saunders; Josh Brandon; Manitoba Keewatinowi Okimakanak; Marci Riel; Michael Anderson; Michael Anderson direct; Patrick Bowman; Antoine Hacault; Josh Brandon; RII Paul Chernick; Susan Geller; Colin Edwards; Erick Matthiesen; Alana Lajoie-O'malley; Bruce Duggan; Peter Miller
Subject: Re: NFAT Technical Conference

Thank you for the invitation.

The following will be in attendance for at least portions of the two days of the NFAT Technical Conference either representing Green Action Centre or collaborating with Green Action Centre or taking an interest in this proceeding and Green Action Centre’s intervention.

Attendance in person

Peter Miller – Green Action Centre

Josh Brandon – Green Action Centre (will miss MISO session and lunch on Wednesday)

Bill Gange – Green Action Centre counsel (will miss Wednesday pm)

Alana Lajoie-O'Malley - Director, Campus Sustainability Office at University of Winnipeg and member of 50by30 steering committee (Monday only)

Bruce Duggan – Buller Centre for Business at Providence University College and member of 50by30 steering committee

Attendance by teleconference

Erick Matthiesen – Pattern Energy – Intervention collaborator with Green Action Centre

Contact: email - Erick.Matthiesen@patternenergy.com; phone - 204-229-3148

Paul Chernick and/or Benjamin Griffiths (Resource Insight Inc. – consultants to Green Action Centre)

Contact: email - pchernick@resourceinsight.com; phone – either 617-680-5810 or 781-646-1505 x207
(may miss part of Wednesday session)

Susan Geller (Resource Insight Inc. – consultant) (possible teleconference attendance for part of workshop)

Contact: email - sgeller@resourceinsight.com; phone - 617-484-4612

Peter

Peter Miller, Chair

Green Action Centre Policy Committee

Email: p.miller@mymts.net

Phone: 204-452-9017