



August 25, 2021 Via Email

Mr. Brent Czarnecki Legal Counsel Manitoba Hydro

Mr. Byron Williams and Mr. Chris Klassen Public Interest Law Centre

Mr. Antoine Hacault Legal Counsel for the Manitoba Industrial Power Users Group Thompson Dorfman Sweatman LLP

Ms. Carly Fox Legal Counsel for the Assembly of Manitoba Chiefs Fox Fraser LLP

Mr. Bill Gange Legal Counsel for the Green Action Centre Gange Collins Barristers & Solicitors

Mr. Markus Buchart Legal Counsel for Manitoba Keewatinowi Okimakanak Jerch Law

Dear Parties:

Re: Board Order 89/21 and Manitoba Hydro's August 24, 2021 Requests for Clarification

## **Background**

In Board Order 89/21 (available on the Board's website), the Board determined, based on the evidence, that the circumstances of Manitoba Hydro have changed substantially since the Board adjudicated General Rate Applications in 2018 and 2019 through Orders 59/18 and 69/19.

While the Board determined that Manitoba Hydro's circumstances have changed substantially, the Board made no rate changes and no findings in Order 89/21 as to whether current electricity rates are just and reasonable when balancing the interests of Manitoba Hydro's ratepayers and the financial health of Manitoba Hydro.

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In Order 89/21 the Board determined that additional evidence is required to assist the Board in its determination of whether Manitoba Hydro's rates are just and reasonable and its costs are fairly allocated among the various customer classes.

In Order 89/21 the Board requested Interveners to submit, within two weeks of the August 17, 2021 Order, written comments regarding the Minimum Filing Requirements to be filed by Manitoba Hydro. The Board also provided Manitoba Hydro an opportunity to respond to the suggested Minimum Filing Requirements within two weeks thereafter.

## Manitoba Hydro's August 24, 2021 Requests for Clarifications:

On August 24, 2021 Manitoba Hydro sent a letter to the Board, and copied each of you, (see attached letter) seeking clarification of:

- 1. the intended scope of the public process and identification of the specific issues which shall be considered by the Board in this proceeding;
- 2. the process to be followed by Manitoba Hydro as non-applicant; and
- 3. the treatment of costs in this proceeding.

Past Interveners of record to whom this letter is sent are hereby requested to provide their written submissions to the Board in response to Manitoba Hydro's August 24, 2021 letter. Past Interveners' submissions are to be filed with the Board by 4:00 PM on Monday August 30, 2021 and copied to Manitoba Hydro.

Manitoba Hydro's response to Past Interveners' submissions as well as Manitoba Hydro's own submissions on scope and process and costs are to be filed with the Board by 4:00 PM on Wednesday September 1, 2021 and copied to the Past Interveners to whom Manitoba Hydro's August 24, 2021 letter was sent.

Until the Board reviews the submissions as requested above and issues further procedural directives, the timelines for the filing of draft Minimum Filing Requirements set out in Order 89/21 are postponed.

Please contact the Board's office with any questions of clarification related to the foregoing.

Regards,

Rachel McMillin

A/Associate Secretary

2 MM. Plus

RM/kls

cc. B. Peters (Board Counsel)

Shannon Gregorashuk / Darryl Martin (Manitoba Hydro)