

UTILITIES CONSUMERS' GROUP  
Box 9300  
29 Wann Road  
Whitehorse, Yukon Y1A 4A2  
email: [rondeau@northwestel.net](mailto:rondeau@northwestel.net)

August 12, 2016

Yukon Utilities Board  
Box 31728  
Whitehorse, Yukon Y1A 6L3

Attention: Mr. Robert Laking, Chair

**Re: ATCO Electric Yukon / Yukon Electrical Company Limited  
2016-2017 General Rates Application – Phase 1  
AEY Responses to Information Requests**

Dear Mr. Laking:

The Utilities Consumers' Group (UCG) is in receipt of the responses to information requests submitted by ATCO Electric Yukon (AEY) on August 9, 2016. In reviewing AEY's responses to UCG's multi-part information requests, it is apparent that appropriate and adequate responses have not been provided in all cases.

In particular, UCG is concerned with the lack of business case analysis provided for many of AEY's capital projects which continue to be a significant rate driver. UCG submits that in order to complete a robust analysis of AEY's proposed revenue requirement, it is necessary to have the requested information and detailed calculations that underpin AEY's Application.

UCG respectfully requests that the Yukon Utilities Board consider and provide a ruling on the following, presumably after providing AEY some time to review our requests and provide further answers.

#### NOTICE OF MOTION

The Utilities Consumers' Group requests that the Yukon Utilities Board issue an Order to the effect that:

*ATCO Electric Yukon shall be required to provide more complete responses to questions submitted by the Utilities Consumers' Group that AEY has not provided to the Board's satisfaction.*

In support of this Notice of Motion, the Utilities Consumers' Group provides for consideration by the Board (and all other parties to the proceeding) the following facts, information, comments, opinions, arguments and questions:

- On August 9, 2016, ATCO Electric Yukon (AEY) submitted responses to the information requests submitted by parties related to its 2016-2017 General Rates Application.
- The general principle that proceedings before the Board should be transparent and open to the public requires that all relevant materials be available on the public record. The need for

transparency is especially important where the material is directly relevant to setting rates and revenue requirement recovery policy for regulated monopolies such as AEY.

- The requested evidence is relevant to the consideration of the issues and, unless the most compelling reasons can be advanced by AEY, an overarching public interest in disclosure should prevail.
- There has been no identification of any perceived harm from the disclosure of this information to the public record. AEY has not indicated that additional information related to the responses submitted on August 9, 2016 is forthcoming.
- The regulation of public utilities must be carried out in as transparent a process as possible. Only very exceptional circumstances should justify the exclusion from the public record of material that is used in rate-setting. UCG respectfully submits that AEY has not demonstrated exceptional circumstances.
- With respect to specific responses to information requests, the UCG submits the following:

#### **1. UCG-AEY-1**

AEY failed to provide details of or documentation related to issues discussed during consultations and a list of all parties involved in the consultations.

While AEY indicates that development of its application required significant consultation to determine all cost and revenues on an actual and forecast basis with respect to various areas, AEY did not provide any details regarding these consultations.

AEY appears to indicate that its customers were not informed about any of the issues addressed in the application prior to its filing with the YUB. However, there was no documentation provided on the consultations that did take place.

The intent of the information request is to get a better idea on what is discussed with stakeholders and to better understand how this consultation is used to develop the application submitted to the YUB. Without knowing what has been discussed and with whom, it will be impossible to efficiently argue how improvements could be made to the application preparation impacts process which is desperately needed given AEY's practice of ignoring the needs of and impacts on its customers.

UCG requests that AEY provide the requested response to UCG-AEY-1(a) and (c).

#### **2. UCG-AEY-5**

AEY failed to provide details of labour costs it incurs in the Yukon as a whole for 2014, 2015 and 2016 including any available breakdown of costs affected by a collective agreement saying that AEY "does not have this information readily available".

UCG submits that this is basic information that should be readily available from any organization operating in the Yukon. The intent of the information request is to have information available to adequately argue about costs that can be controlled by management and those that cannot. UCG submits that this information is important to substantiate total applied-for revenue requirements and AEY should be directed to provide the information that was requested a month ago.

UCG requests that AEY provide the requested response to UCG-AEY-5 (b).

### **3. UCG-AEY-6**

AEY failed to provide copies of the referenced Alberta Utilities Commission decisions. Without these documents on the record of these proceeding, UCG does not have an opportunity to cross-examine AEY on their content or question AEY on the specifics of the reasoning used by the AUC in its decisions.

UCG requests that AEY provide the requested response to UCG-AEY-6(a) by submitting the referenced documents to the record.

### **4. UCG-AEY-15**

AEY failed to provide details of the wholesale sales forecast provided by Yukon Energy Corporation.

AEY refers to historical information related to the wholesale forecast and assumptions that were confirmed by YEC but has not provided any of the detail to the record of this proceeding.

UCG submits that without this detailed background information, it is difficult to analyze AEY's forecasting process nor offer alternative processes.

UCG requests that AEY provide the requested response to UCG-AEY-15(a).

### **5. UCG-AEY-22**

AEY has misunderstood the request contained in UCG-AEY-22(b).

The intent of the request is to have a comparative chart of what costs would have been under various scenarios. In this particular question, UCG has requested data showing what the costs would have been over the last 4 years to generate electricity under 3 scenarios (regardless of whether LNG was used or not). It is assumed that AEY is making ongoing decisions on the fuel source to generate electricity and UCG wants to have background information related to the various possible scenarios.

UCG requests that AEY provide the requested response to UCG-AEY-22(b).

### **6. UCG-AEY-23**

AEY has not provided non-fuel operating and maintenance costs per customer for 2012 (UCG-AEY-23(a)) nor detail on what expenses are included in the \$441,000 spent in 2013-2015 and the \$295,000 to be spent in 2016 and 2017 under Public Information (UCG-AEY-23(b)).

For UCG-AEY-23(a), AEY refers to CW-YECL-13(b) Attachment 1 but this table only provides data since 2013.

For UCG-AEY-23(b), AEY refers to CW-YECL-14 Attachment 1 but this table only provides general information tagged as "Public Information Administration" and "General Public Information" with no detail on what work was completed for the money spent. It will not be

possible to provide argument regarding the work actually completed without the requested detail and AEY's refusal to provide the requested detail only works to extend the length of the oral hearing.

UCG requests that AEY provide the full requested response to UCG-AEY-23(a) and the detail requested in UCG-AEY-23(b).

## **7. UCG-AEY-25**

AEY has not provided the number of employees compensated more than \$100,000 annually in 2013, 2014, 2015, 2016 (forecast) and 2017 (forecast).

AEY refers to the response to JM-AEY-2(b) but this IR response indicates that AEY is not in a position to provide the requested information "given the small number of personnel employed by AEY".

The intent of the request is to gather information to be able to test the compensation practices of AEY when compared to other employers. Without knowing the basic numbers of employee compensation and how many are paid at higher levels, UCG submits that it becomes impossible to adequately compare compensation practices.

Providing numbers of employees does not provide employee-specific information so AEY's arguments in this regard appear to be more of a transparency prevention approach.

UCG requests that AEY provide the requested response to UCG-AEY-25(a).

## **8. UCG-AEY-29**

AEY has not provided an explanation of how it treated the difference between the depreciation expense allowed to be recovered in rates in 2013, 2014 and 2015 and the depreciation expense identified as incurred in 2013, 2014 and 2015 (UCG-AEY-29(c)) nor specific calculations related to assets being added to rate base that result in an increase in depreciation expense of \$380,000 in 2016 (2016 forecast vs. 2015 actual) and an additional \$491,000 in 2017 (2017 forecast vs. 2016 forecast) (UCG-AEY-29(d))

The intent of the request in UCG-AEY-29(c) is to identify if there was a difference in allowed versus actual depreciation expense and how AEY treats the difference from a revenue vs. cost and accounting perspective.

The intent of the request in UCG-AEY-29(d) is to have the detailed calculations behind the depreciation expense included in the application tied to specific capital additions.

UCG requests that AEY provide the requested response to UCG-AEY-29(c) and (d).

## **9. UCG-AEY-30**

AEY has not responded to UCG-AEY-30(d) which requested details on the costs AEY have / will incur for hiring Concentric Energy Advisors to assess the risk of AEY in relation to other electricity and gas distribution utilities and how much of this cost will be recovered from Yukon ratepayers versus AEY's shareholders. AEY referred to other IR responses which indicate that these costs will be addressed in the cost award process.

UCG submits that these costs are part of regulatory costs that will be determined prior to any cost award process and should be revealed (to the extent known) to ensure that the YUB and stakeholders can efficiently review the costs that are requested by AEY to be recovered from ratepayers.

AEY has not responded to UCG-AEY-30(e) which requested confirmation that the current benchmark ROE established by the BCUC was for a utility having a 38% equity ratio with no provision for an add-on risk premium.

AEY has not responded to UCG-AEY-30(f) which requested confirmation that the current benchmark ROE established by the AUC does not have a provision for an add-on risk premium.

UCG requests that AEY provide the requested response to UCG-AEY-30(d), (e) and (f).

#### **10. UCG-AEY-33**

AEY has not responded to UCG-AEY-33(a) which requested details on the costs incurred for any study identified resulting in costs to be recovered from ratepayers. AEY has described the costs incurred but has not identified the actual costs related to the described costs. UCG submits that it is not possible to adequately review cost components of these studies if the costs are not provided.

UCG requests that AEY provide the requested costs to each of the study components identified in the response to UCG-AEY-33(a).

#### **11. UCG-AEY-34**

AEY has not responded to UCG-AEY-34(j), (k) and (l) which asked whether there had been any change in AEY's business, weather and power supply risks since Board Order 2014-06 (dated April 23, 2014) that would materially impact AEY's risk profile. AEY refers to pages in the Concentric report but this does not respond to the question asked.

UCG requests that AEY provide the requested response to UCG-AEY-34(j), (k) and (l).

#### **12. UCG-AEY-35**

AEY has not responded to UCG-AEY-35(b) which asked for specific distribution system performance improvements and the related impact on revenue requirement that have resulted from capital expenditures since 2010. While AEY has provided a listing of projects and indicated that these projects impact the return on rate base, depreciation and income taxes included in revenue requirement for 2016-2017, there is no information provided on the actual impact on revenue requirement which was requested.

UCG requests that AEY provide the requested response to UCG-AEY-35(b).

### 13. UCG-AEY-36

AEY has not responded to the requests within UCG-AEY-36 pertaining to business cases.

In its Order 2009-8, page 37, the YUB outlines what it considers the information required to be provided as part of a business case:

*“Further, in future GRA applications, the Board directs YEC to include business cases for major capital items, including electronic models. Business cases will include:*

- descriptions of the project*
- economic analysis including preliminary engineering estimates*
- discussion of alternatives and how the chosen option was determined*
- discussion of the risks of proceeding with the chosen alternative*
- discussion of risks of not proceeding with the chosen alternative; and*
- discussion of assumptions included in the business case including escalation factors, loading, financial measures, term of project and associated ancillary costs.”*

While this specific direction was to YEC, UCG submits that the same level of information should also be provided by AEY, the only other regulated utility in the Yukon, to allow for consistent regulation of the utilities.

Given this filing requirement, UCG submits that AEY has not provided business case-related information in relation to projects forecast to be added to rate base in 2016 and 2017 where actual total project costs are forecast to be \$100,000 greater than originally estimated.

UCG requests that AEY provide the requested response to UCG-AEY-36(b).

### 14. UCG-AEY-37

AEY has not responded to the requests within UCG-AEY-37 pertaining to business cases.

In its Order 2009-8, page 37, the YUB outlines what it considers the information required to be provided as part of a business case:

*“Further, in future GRA applications, the Board directs YEC to include business cases for major capital items, including electronic models. Business cases will include:*

- descriptions of the project*
- economic analysis including preliminary engineering estimates*
- discussion of alternatives and how the chosen option was determined*
- discussion of the risks of proceeding with the chosen alternative*
- discussion of risks of not proceeding with the chosen alternative; and*
- discussion of assumptions included in the business case including escalation factors, loading, financial measures, term of project and associated ancillary costs.”*

While this specific direction was to YEC, UCG submits that the same level of information should also be provided by AEY, the only other regulated utility in the Yukon, to allow for consistent regulation of the utilities.

Given this filing requirement, UCG submits that AEY has not provided business case-related information for all of the generation plant projects where actual expenditures are over \$100,000.

UCG requests that AEY provide the requested response to UCG-AEY-37(a).

## 15. UCG-AEY-38

AEY has not responded to the requests within UCG-AEY-38 pertaining to business cases.

In its Order 2009-8, page 37, the YUB outlines what it considers the information required to be provided as part of a business case:

*“Further, in future GRA applications, the Board directs YEC to include business cases for major capital items, including electronic models. Business cases will include:*

- descriptions of the project*
- economic analysis including preliminary engineering estimates*
- discussion of alternatives and how the chosen option was determined*
- discussion of the risks of proceeding with the chosen alternative*
- discussion of risks of not proceeding with the chosen alternative; and*
- discussion of assumptions included in the business case including escalation factors, loading, financial measures, term of project and associated ancillary costs.”*

While this specific direction was to YEC, UCG submits that the same level of information should also be provided by AEY, the only other regulated utility in the Yukon, to allow for consistent regulation of the utilities.

Given this filing requirement, UCG submits that AEY has not provided business case-related information for all of the new extension projects where actual expenditures are over \$100,000.

UCG requests that AEY provide the requested response to UCG-AEY-38(a).

## 16. UCG-AEY-39

AEY has not responded to the requests within UCG-AEY-39 pertaining to business cases.

In its Order 2009-8, page 37, the YUB outlines what it considers the information required to be provided as part of a business case:

*“Further, in future GRA applications, the Board directs YEC to include business cases for major capital items, including electronic models. Business cases will include:*

- descriptions of the project*
- economic analysis including preliminary engineering estimates*
- discussion of alternatives and how the chosen option was determined*
- discussion of the risks of proceeding with the chosen alternative*
- discussion of risks of not proceeding with the chosen alternative; and*
- discussion of assumptions included in the business case including escalation factors, loading, financial measures, term of project and associated ancillary costs.”*

While this specific direction was to YEC, UCG submits that the same level of information should also be provided by AEY, the only other regulated utility in the Yukon, to allow for consistent regulation of the utilities.

Given this filing requirement, UCG submits that AEY has not provided business case-related information for all of the distribution improvement projects where actual expenditures are over \$100,000.

UCG requests that AEY provide the requested response to UCG-AEY-39(a).

## 17. UCG-AEY-40

AEY has not responded to the requests within UCG-AEY-40 pertaining to business cases.

In its Order 2009-8, page 37, the YUB outlines what it considers the information required to be provided as part of a business case:

*“Further, in future GRA applications, the Board directs YEC to include business cases for major capital items, including electronic models. Business cases will include:*

- descriptions of the project*
- economic analysis including preliminary engineering estimates*
- discussion of alternatives and how the chosen option was determined*
- discussion of the risks of proceeding with the chosen alternative*
- discussion of risks of not proceeding with the chosen alternative; and*
- discussion of assumptions included in the business case including escalation factors, loading, financial measures, term of project and associated ancillary costs.”*

While this specific direction was to YEC, UCG submits that the same level of information should also be provided by AEY, the only other regulated utility in the Yukon, to allow for consistent regulation of the utilities.

Given this filing requirement, UCG submits that AEY has not provided business case-related information for all of the street and sentinel lighting projects where actual expenditures are over \$100,000.

UCG requests that AEY provide the requested response to UCG-AEY-40(a).

## 18. UCG-AEY-42

AEY has not responded to the requests within UCG-AEY-42 pertaining to business cases.

In its Order 2009-8, page 37, the YUB outlines what it considers the information required to be provided as part of a business case:

*“Further, in future GRA applications, the Board directs YEC to include business cases for major capital items, including electronic models. Business cases will include:*

- descriptions of the project*
- economic analysis including preliminary engineering estimates*
- discussion of alternatives and how the chosen option was determined*
- discussion of the risks of proceeding with the chosen alternative*
- discussion of risks of not proceeding with the chosen alternative; and*
- discussion of assumptions included in the business case including escalation factors, loading, financial measures, term of project and associated ancillary costs.”*

While this specific direction was to YEC, UCG submits that the same level of information should also be provided by AEY, the only other regulated utility in the Yukon, to allow for consistent regulation of the utilities.

Given this filing requirement, UCG submits that AEY has not provided business case-related information for all of the general plant projects where actual expenditures are over \$100,000.

UCG requests that AEY provide the requested response to UCG-AEY-42(a).

## 19. UCG-AEY-44

AEY has not responded to the requests within UCG-AEY-44 pertaining to business cases.

In its Order 2009-8, page 37, the YUB outlines what it considers the information required to be provided as part of a business case:

*“Further, in future GRA applications, the Board directs YEC to include business cases for major capital items, including electronic models. Business cases will include:*

- descriptions of the project*
- economic analysis including preliminary engineering estimates*
- discussion of alternatives and how the chosen option was determined*
- discussion of the risks of proceeding with the chosen alternative*
- discussion of risks of not proceeding with the chosen alternative; and*
- discussion of assumptions included in the business case including escalation factors, loading, financial measures, term of project and associated ancillary costs.”*

While this specific direction was to YEC, UCG submits that the same level of information should also be provided by AEY, the only other regulated utility in the Yukon, to allow for consistent regulation of the utilities.

Given this filing requirement, UCG submits that AEY has not provided the requested business case-related information for the Old Crow Unit #2 Replacement project.

UCG requests that AEY provide the requested response to UCG-AEY-44(a) and (b).

## 20. UCG-AEY-45

AEY has not responded to the requests within UCG-AEY-45 pertaining to business cases.

In its Order 2009-8, page 37, the YUB outlines what it considers the information required to be provided as part of a business case:

*“Further, in future GRA applications, the Board directs YEC to include business cases for major capital items, including electronic models. Business cases will include:*

- descriptions of the project*
- economic analysis including preliminary engineering estimates*
- discussion of alternatives and how the chosen option was determined*
- discussion of the risks of proceeding with the chosen alternative*
- discussion of risks of not proceeding with the chosen alternative; and*
- discussion of assumptions included in the business case including escalation factors, loading, financial measures, term of project and associated ancillary costs.”*

While this specific direction was to YEC, UCG submits that the same level of information should also be provided by AEY, the only other regulated utility in the Yukon, to allow for consistent regulation of the utilities.

Given this filing requirement, UCG submits that AEY has not provided the requested business case-related information for the Whistle Bend Subdivision Stage 1 & 2 project.

UCG requests that AEY provide the requested response to UCG-AEY-45(a) and (b).

## 21. UCG-AEY-46

AEY has not responded to the requests within UCG-AEY-46 pertaining to business cases.

In its Order 2009-8, page 37, the YUB outlines what it considers the information required to be provided as part of a business case:

*“Further, in future GRA applications, the Board directs YEC to include business cases for major capital items, including electronic models. Business cases will include:*

- descriptions of the project*
- economic analysis including preliminary engineering estimates*
- discussion of alternatives and how the chosen option was determined*
- discussion of the risks of proceeding with the chosen alternative*
- discussion of risks of not proceeding with the chosen alternative; and*
- discussion of assumptions included in the business case including escalation factors, loading, financial measures, term of project and associated ancillary costs.”*

While this specific direction was to YEC, UCG submits that the same level of information should also be provided by AEY, the only other regulated utility in the Yukon, to allow for consistent regulation of the utilities.

Given this filing requirement, UCG submits that AEY has not provided the requested business case-related information for the Whistle Bend Underground Residential Service project.

UCG requests that AEY provide the requested response to UCG-AEY-46(a) and (b).

## 22. UCG-AEY-47

AEY has not responded to the requests within UCG-AEY-47 pertaining to business cases.

In its Order 2009-8, page 37, the YUB outlines what it considers the information required to be provided as part of a business case:

*“Further, in future GRA applications, the Board directs YEC to include business cases for major capital items, including electronic models. Business cases will include:*

- descriptions of the project*
- economic analysis including preliminary engineering estimates*
- discussion of alternatives and how the chosen option was determined*
- discussion of the risks of proceeding with the chosen alternative*
- discussion of risks of not proceeding with the chosen alternative; and*
- discussion of assumptions included in the business case including escalation factors, loading, financial measures, term of project and associated ancillary costs.”*

While this specific direction was to YEC, UCG submits that the same level of information should also be provided by AEY, the only other regulated utility in the Yukon, to allow for consistent regulation of the utilities.

Given this filing requirement, UCG submits that AEY has not provided the requested business case-related information for the City of Whitehorse Range Road Widening project.

UCG requests that AEY provide the requested response to UCG-AEY-47(a) and (b).

### **23. UCG-AEY-48**

AEY has not responded to the requests within UCG-AEY-48 pertaining to business cases.

In its Order 2009-8, page 37, the YUB outlines what it considers the information required to be provided as part of a business case:

*“Further, in future GRA applications, the Board directs YEC to include business cases for major capital items, including electronic models. Business cases will include:*

- descriptions of the project*
- economic analysis including preliminary engineering estimates*
- discussion of alternatives and how the chosen option was determined*
- discussion of the risks of proceeding with the chosen alternative*
- discussion of risks of not proceeding with the chosen alternative; and*
- discussion of assumptions included in the business case including escalation factors, loading, financial measures, term of project and associated ancillary costs.”*

While this specific direction was to YEC, UCG submits that the same level of information should also be provided by AEY, the only other regulated utility in the Yukon, to allow for consistent regulation of the utilities.

Given this filing requirement, UCG submits that AEY has not provided the requested business case-related information for the 4L314 Chilkoot Way Upgrade project.

UCG requests that AEY provide the requested response to UCG-AEY-48(a) and (b).

### **24. UCG-AEY-49**

AEY has not responded to the requests within UCG-AEY-49 pertaining to business cases.

In its Order 2009-8, page 37, the YUB outlines what it considers the information required to be provided as part of a business case:

*“Further, in future GRA applications, the Board directs YEC to include business cases for major capital items, including electronic models. Business cases will include:*

- descriptions of the project*
- economic analysis including preliminary engineering estimates*
- discussion of alternatives and how the chosen option was determined*
- discussion of the risks of proceeding with the chosen alternative*
- discussion of risks of not proceeding with the chosen alternative; and*
- discussion of assumptions included in the business case including escalation factors, loading, financial measures, term of project and associated ancillary costs.”*

While this specific direction was to YEC, UCG submits that the same level of information should also be provided by AEY, the only other regulated utility in the Yukon, to allow for consistent regulation of the utilities.

Given this filing requirement, UCG submits that AEY has not provided the requested business case-related information for the Azure Road Extension project.

UCG requests that AEY provide the requested response to UCG-AEY-49(a) and (b).

## 25. UCG-AEY-50

AEY has not responded to the requests within UCG-AEY-50 pertaining to business cases.

In its Order 2009-8, page 37, the YUB outlines what it considers the information required to be provided as part of a business case:

*“Further, in future GRA applications, the Board directs YEC to include business cases for major capital items, including electronic models. Business cases will include:*

- descriptions of the project*
- economic analysis including preliminary engineering estimates*
- discussion of alternatives and how the chosen option was determined*
- discussion of the risks of proceeding with the chosen alternative*
- discussion of risks of not proceeding with the chosen alternative; and*
- discussion of assumptions included in the business case including escalation factors, loading, financial measures, term of project and associated ancillary costs.”*

While this specific direction was to YEC, UCG submits that the same level of information should also be provided by AEY, the only other regulated utility in the Yukon, to allow for consistent regulation of the utilities.

Given this filing requirement, UCG submits that AEY has not provided the requested business case-related information for the 2<sup>nd</sup> Avenue Relocation project.

UCG requests that AEY provide the requested response to UCG-AEY-50(a) and (b).

## 26. UCG-AEY-51

AEY has not responded to the requests within UCG-AEY-51 pertaining to business cases.

In its Order 2009-8, page 37, the YUB outlines what it considers the information required to be provided as part of a business case:

*“Further, in future GRA applications, the Board directs YEC to include business cases for major capital items, including electronic models. Business cases will include:*

- descriptions of the project*
- economic analysis including preliminary engineering estimates*
- discussion of alternatives and how the chosen option was determined*
- discussion of the risks of proceeding with the chosen alternative*
- discussion of risks of not proceeding with the chosen alternative; and*
- discussion of assumptions included in the business case including escalation factors, loading, financial measures, term of project and associated ancillary costs.”*

While this specific direction was to YEC, UCG submits that the same level of information should also be provided by AEY, the only other regulated utility in the Yukon, to allow for consistent regulation of the utilities.

Given this filing requirement, UCG submits that AEY has not provided the requested business case-related information for the Fish Lake Ditch 3 Diversion Replacement project.

UCG requests that AEY provide the requested response to UCG-AEY-51(a) and (b).

## 27. UCG-AEY-52

AEY has not responded to the requests within UCG-AEY-52 pertaining to business cases.

In its Order 2009-8, page 37, the YUB outlines what it considers the information required to be provided as part of a business case:

*“Further, in future GRA applications, the Board directs YEC to include business cases for major capital items, including electronic models. Business cases will include:*

- descriptions of the project*
- economic analysis including preliminary engineering estimates*
- discussion of alternatives and how the chosen option was determined*
- discussion of the risks of proceeding with the chosen alternative*
- discussion of risks of not proceeding with the chosen alternative; and*
- discussion of assumptions included in the business case including escalation factors, loading, financial measures, term of project and associated ancillary costs.”*

While this specific direction was to YEC, UCG submits that the same level of information should also be provided by AEY, the only other regulated utility in the Yukon, to allow for consistent regulation of the utilities.

Given this filing requirement, UCG submits that AEY has not provided the requested business case-related information for the Fish Lake #2 Head Pond Spillway Replacement project.

UCG requests that AEY provide the requested response to UCG-AEY-52(a) and (b).

## 28. UCG-AEY-53

AEY has not responded to the requests within UCG-AEY-53 pertaining to business cases.

In its Order 2009-8, page 37, the YUB outlines what it considers the information required to be provided as part of a business case:

*“Further, in future GRA applications, the Board directs YEC to include business cases for major capital items, including electronic models. Business cases will include:*

- descriptions of the project*
- economic analysis including preliminary engineering estimates*
- discussion of alternatives and how the chosen option was determined*
- discussion of the risks of proceeding with the chosen alternative*
- discussion of risks of not proceeding with the chosen alternative; and*
- discussion of assumptions included in the business case including escalation factors, loading, financial measures, term of project and associated ancillary costs.”*

While this specific direction was to YEC, UCG submits that the same level of information should also be provided by AEY, the only other regulated utility in the Yukon, to allow for consistent regulation of the utilities.

Given this filing requirement, UCG submits that AEY has not provided the requested business case-related information for the Watson Lake Bi-Fuel Project.

UCG requests that AEY provide the requested response to UCG-AEY-53(b) and (c).

## 29. UCG-AEY-54

AEY has not responded to the requests within UCG-AEY-54 pertaining to business cases.

In its Order 2009-8, page 37, the YUB outlines what it considers the information required to be provided as part of a business case:

*“Further, in future GRA applications, the Board directs YEC to include business cases for major capital items, including electronic models. Business cases will include:*

- descriptions of the project*
- economic analysis including preliminary engineering estimates*
- discussion of alternatives and how the chosen option was determined*
- discussion of the risks of proceeding with the chosen alternative*
- discussion of risks of not proceeding with the chosen alternative; and*
- discussion of assumptions included in the business case including escalation factors, loading, financial measures, term of project and associated ancillary costs.”*

While this specific direction was to YEC, UCG submits that the same level of information should also be provided by AEY, the only other regulated utility in the Yukon, to allow for consistent regulation of the utilities.

Given this filing requirement, UCG submits that AEY has not provided the requested business case-related information for the Watson Lake Unit #2 Replacement Project.

UCG requests that AEY provide the requested response to UCG-AEY-54(a) and (b).

## 30. UCG-AEY-55

AEY has not responded to the requests within UCG-AEY-55 pertaining to business cases.

In its Order 2009-8, page 37, the YUB outlines what it considers the information required to be provided as part of a business case:

*“Further, in future GRA applications, the Board directs YEC to include business cases for major capital items, including electronic models. Business cases will include:*

- descriptions of the project*
- economic analysis including preliminary engineering estimates*
- discussion of alternatives and how the chosen option was determined*
- discussion of the risks of proceeding with the chosen alternative*
- discussion of risks of not proceeding with the chosen alternative; and*
- discussion of assumptions included in the business case including escalation factors, loading, financial measures, term of project and associated ancillary costs.”*

While this specific direction was to YEC, UCG submits that the same level of information should also be provided by AEY, the only other regulated utility in the Yukon, to allow for consistent regulation of the utilities.

Given this filing requirement, UCG submits that AEY has not provided the requested business case-related information for the Old Crow Unit #3 Replacement Project.

UCG requests that AEY provide the requested response to UCG-AEY-55(a) and (b).

### 31. UCG-AEY-56

AEY has not responded to the requests within UCG-AEY-56 pertaining to business cases.

In its Order 2009-8, page 37, the YUB outlines what it considers the information required to be provided as part of a business case:

*“Further, in future GRA applications, the Board directs YEC to include business cases for major capital items, including electronic models. Business cases will include:*

- descriptions of the project*
- economic analysis including preliminary engineering estimates*
- discussion of alternatives and how the chosen option was determined*
- discussion of the risks of proceeding with the chosen alternative*
- discussion of risks of not proceeding with the chosen alternative; and*
- discussion of assumptions included in the business case including escalation factors, loading, financial measures, term of project and associated ancillary costs.”*

While this specific direction was to YEC, UCG submits that the same level of information should also be provided by AEY, the only other regulated utility in the Yukon, to allow for consistent regulation of the utilities.

Given this filing requirement, UCG submits that AEY has not provided the requested business case-related information for the Destruction Bay Unit #2 Replacement Project.

UCG requests that AEY provide the requested response to UCG-AEY-56(a) and (b).

### 32. UCG-AEY-57

AEY has not responded to the requests within UCG-AEY-57 pertaining to business cases.

In its Order 2009-8, page 37, the YUB outlines what it considers the information required to be provided as part of a business case:

*“Further, in future GRA applications, the Board directs YEC to include business cases for major capital items, including electronic models. Business cases will include:*

- descriptions of the project*
- economic analysis including preliminary engineering estimates*
- discussion of alternatives and how the chosen option was determined*
- discussion of the risks of proceeding with the chosen alternative*
- discussion of risks of not proceeding with the chosen alternative; and*
- discussion of assumptions included in the business case including escalation factors, loading, financial measures, term of project and associated ancillary costs.”*

While this specific direction was to YEC, UCG submits that the same level of information should also be provided by AEY, the only other regulated utility in the Yukon, to allow for consistent regulation of the utilities.

Given this filing requirement, UCG submits that AEY has not provided the requested business case-related information for the Whistle Bend Subdivision - Stage 3C Project.

UCG requests that AEY provide the requested response to UCG-AEY-57(a) and (b).

### 33. UCG-AEY-58

AEY has not responded to the requests within UCG-AEY-58 pertaining to business cases.

In its Order 2009-8, page 37, the YUB outlines what it considers the information required to be provided as part of a business case:

*“Further, in future GRA applications, the Board directs YEC to include business cases for major capital items, including electronic models. Business cases will include:*

- descriptions of the project*
- economic analysis including preliminary engineering estimates*
- discussion of alternatives and how the chosen option was determined*
- discussion of the risks of proceeding with the chosen alternative*
- discussion of risks of not proceeding with the chosen alternative; and*
- discussion of assumptions included in the business case including escalation factors, loading, financial measures, term of project and associated ancillary costs.”*

While this specific direction was to YEC, UCG submits that the same level of information should also be provided by AEY, the only other regulated utility in the Yukon, to allow for consistent regulation of the utilities.

Given this filing requirement, UCG submits that AEY has not provided the requested business case-related information for the McIntyre Subdivision - Replacement Project Update Project.

UCG requests that AEY provide the requested response to UCG-AEY-58(a) and (b).

### 34. UCG-AEY-59

AEY has not responded to the requests within UCG-AEY-59 pertaining to business cases.

In its Order 2009-8, page 37, the YUB outlines what it considers the information required to be provided as part of a business case:

*“Further, in future GRA applications, the Board directs YEC to include business cases for major capital items, including electronic models. Business cases will include:*

- descriptions of the project*
- economic analysis including preliminary engineering estimates*
- discussion of alternatives and how the chosen option was determined*
- discussion of the risks of proceeding with the chosen alternative*
- discussion of risks of not proceeding with the chosen alternative; and*
- discussion of assumptions included in the business case including escalation factors, loading, financial measures, term of project and associated ancillary costs.”*

While this specific direction was to YEC, UCG submits that the same level of information should also be provided by AEY, the only other regulated utility in the Yukon, to allow for consistent regulation of the utilities.

Given this filing requirement, UCG submits that AEY has not provided the requested business case-related information for the Downtown Whitehorse Capacity Improvement Project.

UCG requests that AEY provide the requested response to UCG-AEY-59(a) and (b).

### 35. UCG-AEY-60

AEY has not responded to the requests within UCG-AEY-60 pertaining to business cases.

In its Order 2009-8, page 37, the YUB outlines what it considers the information required to be provided as part of a business case:

*“Further, in future GRA applications, the Board directs YEC to include business cases for major capital items, including electronic models. Business cases will include:*

- descriptions of the project*
- economic analysis including preliminary engineering estimates*
- discussion of alternatives and how the chosen option was determined*
- discussion of the risks of proceeding with the chosen alternative*
- discussion of risks of not proceeding with the chosen alternative; and*
- discussion of assumptions included in the business case including escalation factors, loading, financial measures, term of project and associated ancillary costs.”*

While this specific direction was to YEC, UCG submits that the same level of information should also be provided by AEY, the only other regulated utility in the Yukon, to allow for consistent regulation of the utilities.

Given this filing requirement, UCG submits that AEY has not provided the requested business case-related information for the Paint Mountain Cable Replacement Project.

UCG requests that AEY provide the requested response to UCG-AEY-60(a) and (b).

### 36. UCG-AEY-61

AEY has not responded to the requests within UCG-AEY-61 pertaining to business cases.

In its Order 2009-8, page 37, the YUB outlines what it considers the information required to be provided as part of a business case:

*“Further, in future GRA applications, the Board directs YEC to include business cases for major capital items, including electronic models. Business cases will include:*

- descriptions of the project*
- economic analysis including preliminary engineering estimates*
- discussion of alternatives and how the chosen option was determined*
- discussion of the risks of proceeding with the chosen alternative*
- discussion of risks of not proceeding with the chosen alternative; and*
- discussion of assumptions included in the business case including escalation factors, loading, financial measures, term of project and associated ancillary costs.”*

While this specific direction was to YEC, UCG submits that the same level of information should also be provided by AEY, the only other regulated utility in the Yukon, to allow for consistent regulation of the utilities.

Given this filing requirement, UCG submits that AEY has not provided the requested business case-related information for the Destruction Bay Unit 3 Replacement Project.

UCG requests that AEY provide the requested response to UCG-AEY-61(a) and (b).

The above Notice of Motion and supporting arguments are respectfully submitted for the Board's review and consideration prior to the filing deadline for intervenor evidence.

If the Board or AEY requires any clarification with respect to UCG's Notice of Motion, please direct all inquiries to me by email at [rroudeau@northwestel.net](mailto:rroudeau@northwestel.net) or by phone at 633-5210.

Yours truly,

Roger Rondeau  
Utilities Consumers' Group