Yukon Conservation Society INC. 1968

302 Hawkins St. Whitehorse, Yukon Y1A 1X6 (867)668-5678 info@yukonconservation.org

Friday, May 26, 2017

To the Yukon Utilities Board,

Re: Yukon Conservation Society cost claim for participation in ATCO Electric Yukon 2016-17 General Rate Application

Please accept this letter, the four attached forms and a time record as the cost claim of the Yukon Conservation Society (YCS) for our intervention in the YECL 2016-2017 General Rate Application (GRA).

Anne Middler, YCS Energy Analyst, represented YCS for this Yukon Utilities Board (YUB) proceeding. This is her third GRA and fifth YUB hearing on behalf of YCS.

With nine years experience, YCS considers Anne to be an expert analyst, and according to the YUB Scale of Costs *4.1b Fees of consultants, analysts, and experts and support staff*, eligible for the hourly rate of $230. However, it is more likely the YUB will consider her under section *4.3 Fees and Honorarium of Unrepresented Intervener*. As such, we claim for the hourly rate of $100, and $50 per half day of participation at the hearing as per section 4.4.

YCS appeared before the YUB because we recognize the significant impact that energy has on the environment and the climate. YCS promotes the replacement of fossil fuels with renewable energy and energy conservation. YCS seeks to utilize all opportunities to influence decisions that will affect ratepayers because of the environmental consequences of how energy is used, generated, and developed.

YCS participation in this GRA proceeding was valuable for a number of reasons. For the benefit of the public interest, applicants, regulators and other interveners, YCS believes it is critical for an environmental perspective on energy and climate issues to be at the table. It is important for all parties to understand public policy objectives for climate change mitigation, and how parts of the Application are not compatible or aligned with them, despite claims to the contrary. YCS participation also ensures we have the most current information to inform the Society's position at energy stakeholder meetings that YCS is regularly invited to participate in.

YCS's main area of interest for this GRA was the proposal for the Watson Lake Bi-fuel project. We opposed this project because it would result in a significant ratepayer investment in expanding fossil fuel reliance, which is counter to many stated public policy goals. This project would have set a dangerous precedent for fossil fuel expansion in Yukon's off-grid remote diesel communities.

For this proceeding, YCS consulted with our energy committee and worked to submit IRs, cross examined both panels during the hearing, and submitted written argument. Our contribution was mentioned in YUB's Reasons for Decision (335, 336 and 337) on the Watson Lake LNG Bi-Fuel project in which the YUB agreed with our recommendation to deny the project and ask ATCO to remove its costs from the capital additions in the compliance filing.

Through YCS's cross-examination, it was revealed that the applicant had not considered how the addition of renewable energy would negatively affect the business case of the proposed Watson Lake Bi-Fuel project. For a project that was purportedly supporting a federal government goal to replace diesel with renewable energy, it was surprising that ATCO did not contemplate any renewable energy being added to that system throughout the life of the proposed project.

YCS's intervention also revealed an important contradiction. In its business case, ATCO stated about Watson Lake: "ATCO Electric Yukon and the Independent Power Producers (IPPs) are pursuing the generation of electricity with renewable resources…" (AEY GRA Phase 1 Appendix 3 Page 7). Yet in ATCO's Reply Argument it stated: "There is no evidence of any IPP program developers proposing renewable energy projects in Watson Lake." (Paragraph 141) Both these statements were repeated in the YUB Reason for Decision, and demonstrate a lack of commitment by the applicant to reduce fossil fuels.

With regard to other interveners, YCS has the utmost respect for the experience and knowledge of John Maissan. Oftentimes our interests and focus align in YUB proceedings. While we maintain communication in attempts to not duplicate efforts, our lines of cross-examination questions can be similar. YCS has found, however, that the answers provided by applicants to our questions can reveal new information, so duplication in these instances is valuable. Further, YCS believes that in argument, the weight of more than one voice helps to add gravity and credibility to issues and positions when interveners share similar views.

When our views completely aligned for the YEC LNG Project Proceeding in 2014, YCS and John Maissan worked together in a joint intervention in an attempt to avoid duplication of effort. YCS/LE submitted a cost claim, but the YUB decided not to provide financial compensation to YCS for our work in that proceeding. For this reason, as well as Mr. Maissan having more areas of interest in a GRA than YCS, YCS elected not to pursue this approach of a joint intervention.

One area of similar concern with Mr. Maissan in this proceeding was ATCO's diesel upsizing investments. YUB did not acknowledge YCS's arguments on this matter, nor that we requested that the YUB direct ATCO to ask ratepayers to pay for fossil fuel upgrades only if they are designed and sized to complement and accommodate DSM efforts and renewable energy additions with the goal of achieving real diesel reductions.

While we are pleased with the Watson Lake LNG decision, YCS is deeply concerned that ATCO upsizing its diesel facilities at Destruction Bay and Old Crow will prevent these communities from achieving the goal of reducing fossil fuel use, and will obstruct renewable energy projects and efficiency and conservation efforts.

A recent survey on electricity values done by the Yukon Bureau of Statistics for Yukon Energy Corporation as part of its Integrated Resource Planning process showed that the environment is a top priority for Yukon people. Overwhelmingly, ratepayers want to see the development of renewable energy – not further expansion of fossil fuels. We also see that this goal with the federal government – as ATCO pointed out in its application – to displace fossil fuels in remote off-grid communities with renewable energy.

This is echoed in the territory with the Premier's mandate letter to the Minister of Energy Mines and Resources, Economic Development and the Minister responsible for Yukon Energy Corporation and Yukon Development Corporation that includes three goals to increase renewable energy, reduce fossil fuel use, and reduce energy use.

The YUB may want to seek clarification and explore with governments, applicants, and the public how it can align its reviews, recommendations and decisions with these explicit public policy goals and direction.

YCS maintains that the scope or interpretation of the YUB's mandate must be expanded to consider the critical environmental and moral responsibility the Yukon has to address climate change and reduce our use of fossil fuels. However, those arguments aside, YCS is confident that real reductions in diesel consumption will have financial savings, which places this argument within the purview of the YUB.

Thank you for the opportunity to intervene, for acknowledging our contributions, and for considering our cost claim.

YUB remuneration of YCS investment in this process makes it possible for us to represent the public interest in these hearings that ultimately result in decisions that affect us all here now and the generations to come.

Sincerely,





Christina Macdonald
Executive Director
Yukon Conservation Society
ed@yukonconservation.org
(867) 668-5678

Anne Middler
Energy Analyst
Yukon Conservation Society
energysolutions@yukonconservation.org
(867) 668-5678

Yukon Utilities Board

Summary of total costs claimed
Form 1 Page 1 of 1

Date May 24, 2017

	Total Fees	Total Disbursements	GST: Total GST on Fees & Disbursements	Total Fees, Disbursements, & GST
Firm/Company Name: Yukon Conservation Society	$2,500.—	—	—	$2,500.—
Firm/Company Name				
Firm/Company Name				
Firm/Company Name				
Firm/Company Name				
Firm/Company Name				
Firm/Company Name				
Firm/Company Name				
Firm/Company Name				
TOTAL COSTS CLAIMED				$2,500.—

Claimant: Yukon Conservation Society
Agent/Representative: Anne Middler
Address: 302 Hawkins Street
Phone: 668-5678 Fax:
E-mail: energysolutions@yukonconservation.org

Applicant(s): ATCO Electric Yukon
Application(s) No.: 2016-2017 GRA
Hearing: YECL 2016-2017 GRA

Yukon Utilities Board

Summary of professional fees claimed

Form 2 - Page 1 of 2

Date May 24, 2017

	PROFESSIONAL FEES										GST	Total
	Years of Experience	Hourly Wage	Preparation Hours	Preparation Fees	Attendance Hours	Attendance Fees	Argument & Reply Hours	Argument & Reply Fees	Total Fees Hours	Total Fees Fees	Total GST on Professional Fees	Fees & GST
FIRM/COMPANY NAME Yukon Conservation Society												
Individual Name Anne Middler	9	$100.-	9.5	$950	5 x ½ day	$250.-	13	$1,300	22.5 h 5 x ½ day	$2,500	/	$2,500.-
Individual Name												
Individual Name												
Individual Name												
Individual Name												
Total This Company												$2,500.-

FIRM/COMPANY NAME												
Individual Name												
Individual Name												
Individual Name												
Individual Name												
Individual Name												
Total This Company												

Claimant Yukon Conservation Society

Hearing YECL/AEY 2016 2017 GRA

Applicant(s) Application(s) No. ATCO Electric Yukon (YECL) 2016 - 2017 GRA

Summary of Professional Fees Claimed

Yukon Utilities Board

Summary of disbursements claimed

Date _____

Form 3 - Page 1 of 2

Disbursements Claimed (exclusive of GST)	Name of Claimant	Name of Claimant	Name of Claimant	Name of Claimant	Total Disbursements
Airfare					
Accommodation (maximum $150/day)					
Meals (maximum at GY rates)					
Mileage (maximum at GY rates)					
Taxi					
Parking					
Car rental					
Transcripts					
Postage					
Courier/delivery					
Telephone/long distance					
Fax ($1.00/page)					
Internal photocopying ($.10/copy)					
External printing					
Miscellaneous (please attach details)					
Miscellaneous (please attach details)					
Miscellaneous (please attach details)					
Miscellaneous (please attach details)					
TOTAL DISBURSEMENTS					none
Total GST on Disbursements					none

Claimant Yukon Conservation Society

Hearing ATCO Electric Yukon GRA

Applicant(s) ATCO Electric Yukon

Application(s) No. YEC AEY 2016-2017 GRA

Yukon Utilities Board

Affidavit of Fees and Disbursements
Form 4

Affidavit of fees and disbursements claimed in the matter of a claim for costs made by Yukon Conservation Society **for participation in a proceeding before the Yukon Utilities Board with respect to the following Application:** YECL 2016-2017 GRA

I, Anne Middler, of the (city/town) of Whitehorse and the Territory/Province of Yukon,

MAKE OATH (OR AFFIRM) AND SAY THAT:

1) I am the Energy analyst of the cost claimant Yukon Conservation Society (the "Claimant") and as such have personal knowledge of the matters hereinafter deposed to, except where stated to be based on information and belief, and where so stated, I do verily believe to be true.

2) The Claimant was an (applicant/intervener) in a proceeding (the "Proceeding") before the Board with respect to the above application(s).

3) The Claimant incurred fees and disbursements (exclusive of GST) in the amount of $2,500.- as a result of its participation in the Proceeding. Additionally, the Claimant incurred GST on the above fees and disbursements in the amount of $_____.

4) I have personally reviewed the accounts of the Claimant's [lawyer(s), consultant(s), witness(s)], including the supporting documentation as required by the *Scale of Costs*, and confirm that these accounts represent work performed at the specific request of the Claimant.

5) I have personally reviewed all receipts, invoices, or accounts for transcripts, airfare, or accommodation and confirm that they represent disbursements incurred at the specific request of the Claimant.

6) I confirm that the fees and disbursements claimed on behalf of the Claimant's lawyer(s), expert(s), or consultant(s) are reasonable and in accordance with the *Scale of Costs*.

7) (If necessary) The fees claimed on behalf of _____ are in excess of the *Scale of Costs*. However, I believe that the Claimant should be entitled to recover such costs because: N/A.

8) To the best of my knowledge and belief, the fees and disbursements claimed by the Claimant represent fees and disbursements incurred necessarily and reasonably for the purpose of the Proceeding.

9) (If necessary) The Claimant is entitled to a rebate in connection with the Federal Goods and Services Tax to the extent of ____%. The Claimant's GST number is _____.

SWORN (OR AFFIRMED) before me at the (City/Town, etc.) of Whitehorse, in the ~~Province~~/Territory of Yukon on (date) 25 May 2017

Notary Public or Commissioner of Oaths

Signature of Affiant

Katherine BRENT-BRAKEFIELD
Notary Public in and for the Yukon Territory
My Commission Expires June 5, 2017.
108 Elliott Street, Whitehorse, Yukon Y1A 6C4
Telephone: 867-668-6245

Anne Middler YCS Energy Analyst Time Record YECL 2016-17 GRA YUB Cost Claim

	date	hours	work
Preparation	08-Jun	1.5	review and study application
	15-Jun	1.5	study application, decision to apply to intervene
	08-Jul	2.5	study application and compose informarion requests
	11-Jul	4	study application and compose information requests
sub-total		**9.5**	
Hearing	01-Nov		full day participation at hearing incl. panel cross exam
	02-Nov		full day participation at hearing incl. panel cross exam
	03-Nov		half day attendance at hearing
			5 half days
Argument	22-Nov	4	review transcripts and prepare argument
	23-Nov	3	prepare argument
	24-Nov	6	prepare and submit argument
sub-total		**13**	
Total hours		**22.5**	