

September 29, 2021

Prince Edward Island Regulatory & Appeals Commission
PO Box 577
Charlottetown, PE C1A 7L1

Attention: Cheryl Mosher, CPA, CA
Senior Financial Advisor

Dear Ms. Mosher:

RE: Application to Intervene – Maritime Electric Open Access Transmission - Proposed
Tariff Changes

Please accept this correspondence as a formal Request to Intervene on behalf of West Cape Wind Energy L.P. (the “WCWE Intervention”) pursuant to sections 14-16 of the Island Regulatory & Appeals Commission’s (the “Commission”) Rules of Practice and Procedure (the “Rules”). The WCWE Intervention is in response to the Commission’s notice dated August 11, 2021 in the matter of an application by Maritime Electric Company, Limited (“MECL”) for approval of Open Access Transmission Tariff Changes (“OATT”) pursuant to the *Electric Power Act*, R.S.P.E.I. 1988, c E-4. (the “Act”)

WCWE is the owner of the West Cape Wind Farm . A 99MW wind farm located in O’Leary, Prince Edward Island.

WCWE is a transmission customer of MECL. WCWE is seeking to be added as an “Added Party Intervener” as they are an organization with a distinct and substantial interest in the proposed OATT changes. The proposed OATT changes, if approved, will have a detrimental financial impact on WCWE as a transmission customer. The financial impact on WCWE also stems from a Power Purchase Agreement (“PPA”) of which WCWE is a party (the “PPA”). Based upon WCWE’s preliminary analysis, and pursuant to the terms of the PPA, WCWE may be responsible to the power purchaser for a portion of the increased transmission charges being proposed. .

WCWE has had an opportunity to briefly review the proposed OATT changes and the related 2020 Cost Allocation Study (“CAS”) – which was only published on the Commission’s web site

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on Monday past.. WCWE's preliminary assessment of the proposed OATT changes and CAS reveals a substantial increase to this annual amount is likely due to the following changes to the applicable transmission fee Schedules:

- Schedule 1: 2.6% increase;
- Schedule 2: 60% decrease;
- Schedules 7 & 8: 36% increases; and,
- Schedule 9: 5% increase.

Preliminary analysis suggests that the net collective impact appears to amount to approximately \$500,000 annually. This substantial increase in transmission charges will likely result in a significant increase to the annual amount for which WCWE is responsible. This letter request to intervene as an Added Party is intended to be only a cursory overview of WCWE's position and is not comprehensive. Based upon preliminary review of MECL's filings, WCWE anticipates that it will likely need to request further and better disclosures from MECL. The 2020 CAS is written at a high level and it is difficult to readily understand the logic of and justification for the proposed Tariff increases being requested. After WCWE has an opportunity to retain and instruct expert witness assistance, it is anticipated that further fact-finding and disclosure from MECL will be necessary in order to assist WCWE, the Commission, and all party's expert witnesses in fully comprehending the likely impact of the proposed OATT changes on their own operations and that of their partners. In addition, an informed decision of the Commission under sections 20(1)(1.1) and 26 of the Act necessitates full, frank and timely disclosures amongst the parties.

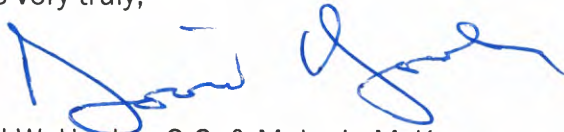
WCWE contends, that after all information is shared amongst the parties, that a hearing conducted by the Commission to independently review the proposed OATT changes is necessary. WCWE requests to fully participate in the Commission's hearing. In advance of the hearing, WCWE intends to obtain an expert report on the CAS, the Application and the proposed rate changes. WCWE will provide further particulars on their position after receipt of this report. WCWE will further provide advance notice to the Commission, MECL and any other intervenors of what other evidence and which other expert and non-expert witnesses they intend to put forward at the hearing. Finally, WCWE suggest that a pre hearing conference to set down the process going forward and milestone dates for filings would be helpful.

We would request that all communication to WCWE be sent to the undersigned as representatives of WCWE. In assuming that the herein request to intervene is accepted by the

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Commission, we look forward to hearing from the Commission with regard to next steps in this proceeding.

Yours very truly,

A handwritten signature in blue ink, appearing to be 'David W. Hooley' and 'Melanie McKenna'.

David W. Hooley, Q.C. & Melanie McKenna

DWH/mm

cc. Michelle Francis, CPA, CA,
Maritime Electric Company, Limited