Nova Scotia Utility and Review Board

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Mr. Brian Curry
Senior Regulatory Counsel
Nova Scotia Power Inc.
1223 Lower Water Street
Halifax, NS B3J 3S3

Dear Messrs. Gogan and Curry:

M09096 - EfficiencyOne – Application for approval of a Supply Agreement for Electricity Efficiency and Conservation Activities between E1 and Nova Scotia Power Inc. (DSM 2020-2022) (E-ENS-R-10)

The Board panel assigned to this matter is Peter W. Gurnham, Q.C., Panel Chair, Roberta J. Clarke, Q.C., Member, and Steven M. Murphy, MBA, P.Eng., Member.

NS Power and EfficiencyOne jointly sought Board approval of amendment to the 2020-2022 DSM Supply Agreement. The request notes the following:

> NS Power has been impacted by the ongoing global COVID-19 pandemic. However, the extent of the future impact on the Company's finances and cash flow are unknown at this time and largely dependent on future developments, including the duration and severity of the pandemic.
>
> Given the level of uncertainty NS Power is confronting going into 2021, the Company entered into discussions with E1 to adjust the allocation of the approved investment amounts in 2021 and 2022. Specifically, NS Power has requested and E1 has agreed, subject to NSUARB approval, that NS Power will defer $2 million of its payment obligation in 2021 to 2022 (decreasing the investment from $36.6M to $34.6M in 2021 and correspondingly increasing investment in 2022 from $39M to $41M). There are no other changes to the 2020-2022 DSM Supply Agreement proposed. The total amount to be paid by NS Power to E1 over the three-year term of the contract and the 3-year cumulative annual energy savings and cumulative annual demand savings will remain unchanged.

The parties attached a draft form of amending agreement to the letter.

The amending agreement permits NS Power to revert to the original investment levels in 2021 and 2022 at its option so long as notice is provided by December 1, 2021.

The Board notes that in the recent Q3 Report filed by E1, as a result of COVID-19, forecast expenditures for 2020 are expected to be $29.1M versus the original plan of $34.4M.

In the circumstances, the Board approves the joint request of NS Power and E1.

Yours very truly,

Peter W. Gurnham, Q.C.
Chair

Roberta J. Clarke, Q.C.
Member

Steven M. Murphy, MBA, P.Eng.
Member

c. S. Bruce Outhouse, Q.C., Board Counsel
Judith Ferguson, NS Power
Chris Smith, NS Power
Stephen MacDonald, EfficiencyOne
Gina Thompson, EfficiencyOne
M09096 Parties

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