



THE BRETON LAW GROUP

James R. Gogan

Direct Dial: (902) 563-5920

E-Mail: jim@bretonlawgroup.com

File No. 41736-72

October 31, 2019

Nova Scotia Utility & Review Board
PO Box 1692, Unit "M"
Halifax, Nova Scotia
B3J 3S3

Attention: Doreen Friis, Regulatory Affairs Officer / Clerk

Dear Ms. Friis:

Re: M09096 – EfficiencyOne Application for Approval of Supply Agreement for Electricity Efficiency and Conservation Activities between E1 and Nova Scotia Power (NS Power), the establishment of a final agreement between the parties, and approval of a 2020 – 2022 Demand Side Management Resource (DSM) Plan

Terms of Reference for EfficiencyOne's Performance Alignment Study

In its Order issued September 16, 2019, in the above noted matter, the Board directed EfficiencyOne to file terms of reference for the study of its historic underspending of planned Demand Side Management (DSM) budgets and historic exceeding of energy saving targets by October 31, 2019, with the final investigation and report to be concluded and filed by March 31, 2020. The Study is to assess the factors that resulted in this trend and determine whether they continue to be present in its current operating environment.

In accordance with the direction of the Board, enclosed please find the Terms of Reference to be filed on behalf of EfficiencyOne in this matter.

Please note that stakeholders were provided with these terms of reference for their advance review and comment prior to filing.

I confirm 6 hard copies will be filed with the Board.

Yours very truly,

THE BRETON LAW GROUP

James R. Gogan

cc. M09096 Participants