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October 17, 2025

VIA EMAIL

Crystal Henwood
Regulatory Affairs Officer/Clerk of the Board
Nova Scotia Energy Board
3rd Floor Summit Place
1601 Lower Water Street
Halifax NS B3J 3S3

Dear Ms. Henwood:

Re: M12499 – Nova Scotia Power Inc. – Application for Approval of 2025/26 Time Varying Pricing Tariffs

The Consumer Advocate has reviewed the Time Varying Pricing Tariff ("TVP") Application filed by Nova Scotia Power Inc. ("NS Power") with the Nova Scotia Energy Board (the "Board") on October 1, 2025. The Consumer Advocate has also reviewed NS Power's responses to the questions from the Board regarding this application.

NS Power's application seeks to modify the TVP Program for the 2025/26 season due to the impact the cybersecurity incident that occurred earlier this year has had on the Program's functionality. NS Power advised the Board that the cybersecurity incident has impacted its ability to extract system data to analyze energy usage under the TVP tariffs. NS Power also advised that its ability to provide TVP billing and critical peak event notifications is impacted. As such, NS Power identified two options to address these issues for the coming season:

- Option A – maintain the TVP Tariffs with suspended on-peak and critical peak event billing; or

- Option B – fully pause the TVP program and revert participants to the standard offer tariffs.

NS Power submits that Option A is the only "viable path forward". It indicates that Option A would preserve customer enrollment in the Program, which would minimize disruption to customers and the Program in the future. NS Power submits that Option B presents significant risk to the long-term viability of the Program. As well, that it would require administrative effort to revert customers to the standard offer tariffs and re-enroll them in the Program in the future, disrupting the customer experience.

The Consumer Advocate acknowledges the value of the TVP Program and the importance of maintaining the Program's current enrollment to ensure the Program's long-term success. On review of the information provided, the Consumer Advocate accepts the Option "A" approach proposed by NS Power as filed.

In reaching this conclusion, the Consumer Advocate engaged the Consumer Advocate's consultant, Green Energy Economics Group, Inc. ("GEEG"). GEEG prepared the attached memorandum at our request, which we are filing with the Board for its consideration in this matter. This memorandum includes a comparative analysis of NS Power's proposed approach to the standard rates, and also raises the following questions:

1. Does NSPI have any concerns about winter Demand management since the TVP Program will not be able to send demand signals to customers as usual?
2. Can NSPI confirm that, should this winter's billing be lower than prior years due to the temporary solutions, that they will not attempt recovery of this lost revenue from the ratepayers?

We look forward to NS Power provides its answers in reply.

The Consumer Advocate further notes that to the extent the cybersecurity incident creates any additional costs, whether through the proposed TVP changes or otherwise, the Consumer Advocate reserves its right to address these additional costs more fully in the cybersecurity matter before the Board.

The Consumer Advocate thanks the Board for the opportunity to participate in this matter and provide these submissions.

Yours truly,

Pink Larkin

Michael Murphy,
on behalf of David Roberts,
Consumer Advocate

Encl. Memorandum and Comparison Chart from Green Energy Economics Group, Inc.