

Appeal under Regulation 6.4 – Misapplication of Regulation 2.2 (10 Lawrence St, Apt 308)

Hello,

I am filing an appeal under Regulation 6.4(4) regarding the Dispute Resolution Officer's decision on the charges for my former Nova Scotia Power service at [REDACTED] in Halifax. My appeal concerns whether Regulation 2.2 was applied correctly.

According to Nova Scotia Power's Regulations, a "customer" and an "occupant" are individuals who occupy premises and are receiving or entitled to receive electrical service at those premises. In 2021, I was legally evicted from [REDACTED]. After the eviction date, I no longer occupied the premises, did not have access to it, and had no ability to control or use the electricity being consumed there. I was living in temporary accommodations at that time.

Regulation 2.2 states that the customer of record remains liable up to the date the Company is notified that the customer wishes to terminate service. However, this provision presumes that the person remains in occupation and control of the premises until notification is provided. It does not address circumstances where legal possession and the right to occupy end through eviction. Once evicted, I was no longer an occupant or a "customer in fact," and any electricity used afterward was not under my control.

I am asking the Board to determine whether Nova Scotia Power correctly applied Regulation 2.2 to the period following my eviction, and if not, to direct that my account be adjusted so I am not held responsible for charges accrued after I no longer occupied or controlled the premises.

I can provide documentation confirming the eviction and the date I lost possession.

Thank you,

Daviyaun Talbot