

File No: SM002557-00247

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February 20, 2026

Delivered by E-mail

Crystal Henwood
Regulatory Affairs Officer/Clerk
Nova Scotia Energy Board
3rd Floor, 1601 Lower Water Street
PO Box 1692, Unit "M"
Halifax NS B3J 3S3

Dear Ms. Henwood:

Re: M12663 – IESO-NS - 2026-27 Revenue Requirement and Fees Application

On behalf of the Industrial Group, we have also reviewed the “Rebuttal” submissions filed by IESO-NS. Proper rebuttal does not introduce new evidence, new theories, new relief or new justifications that should have been in the Applicant’s original filing. What the IESO-NS has proffered is an attempt to fill evidentiary gaps with new information as well as introduce new rationales and relief that were not in the original urgent funding request.

The request for relief and the mechanism proposed via the FAM, is highly unusual and requires consideration of not only the legislative support for the request but also the factual support.

The Industrial Group observes that while the IESO-NS requested a decision from the Board by February 27th, it asks that if financial relief is provided, it commences April 1, 2026 (retroactive to February 1, 2026). There would therefore appear to be sufficient time to ameliorate the procedural unfairness which has arisen by the introduction of new evidence and new arguments in “rebuttal”.

The Industrial Group respectfully requests that IESO-NS be directed to respond to the IRs already filed with respect to the monthly assessment/FAM mechanism and to do so by **February 27th**, in advance of when the balance of IRs is due. Thereafter, Intervenor be given the opportunity to file supplementary comments by **March 6th**.

Subject to any additions/revisions from others, we have reviewed the IRs and suggest the following IRs relating to the Monthly Assessment/FAM funding should be responded to on an expedited basis:

Industrial Group (IG) - IR-1, 2, 3, 4, 5, 6, 7, 24(d), 30(b)–(c), 32

Small Business Advocate (SBA) – IR-2, 3, 4, 5, 14

Doane Grant Thornton (DGT) –IR-4, 5, 6, 7

Board Staff (NSEB)- IR-2, 29, 30, 31, 32, 33

Crystal Henwood
February 20, 2026
Page 2

Consumer Advocate (CA) – IR-10

Thank you for consideration of this request.

Yours truly,



Nancy G. Rubin



Brianne Rudderham

BER/NGR/lmc

cc Bill Mahody
All Participants