

From: [Power, Jennifer](#)
To: [REDACTED]
Cc: bill@mjswm.com; [Wallace, Lisa](#); [Painting-MacLean, Kimberly](#); [Henwood, Crystal D](#); [Carley Freeman](#)
Subject: Re: Notice to Participate in Tribunal Appeal (Dave Lincoln)
Date: July 22, 2026 1:17:41 PM
Attachments: [image.png](#)

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Dear Mr. Lincoln,

Please address all further correspondence to me directly. I am a lawyer and will represent NS Power in this appeal.

I understand that you are representing yourself in these proceedings, and I appreciate the effort and commitment required to navigate the legal process without professional assistance. While individuals such as yourself have the right to represent themselves, legal proceedings, especially at the Court of Appeal level, can be complex and may involve important rights, obligations, and procedural requirements. For that reason, I respectfully encourage you to consider seeking independent legal advice or retaining legal counsel to assist you with this matter. If retaining counsel is not feasible, you may wish to contact legal resources that may be available in your area. Even a consultation with a lawyer may provide valuable information regarding the issues before the Court and the process. This suggestion is made solely in the interest of ensuring that you have access to information and assistance that may be beneficial to you. Of course, the decision whether to obtain legal representation remains entirely your own.

With that said, Mr. Lincoln, you are very welcome to correspond with me regarding administrative aspects, like service of documents, scheduling concerns or any other administrative matter regarding this appeal. However, I want to note that I will not be providing substantive responses to correspondence concerning the issues under appeal.

We also note the August 12, 2026, 11:30am Chambers teleconference. I understand that call-in details will be provided by the Court closer to that date.

Respectfully,

Jennifer

Jennifer Power (she/her) | Director Regulatory | **Nova Scotia Power**

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From: Dave Lincoln [REDACTED]
Sent: Tuesday, July 21, 2026 5:29 PM
To: Carley Freeman <Carley.Freeman@nspower.ca>
Cc: bill@mjswm.com <bill@mjswm.com>; Wallace, Lisa <lisa.wallace@novascotia.ca>; Painting-MacLean, Kimberly <Kimberly.Painting-MacLean@novascotia.ca>; crystal.henwood@novascotia.ca <crystal.henwood@novascotia.ca>; Power, Jennifer <Jennifer.Power@nspower.ca>; bill@mjswm.com <bill@washingtonmahody.com>
Subject: Re: Notice to Participate in Tribunal Appeal (Dave Lincoln)

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Dear Carley Freeman,

I am forwarding the fresh billing demand issued to my account today, July 21, 2026, totalling 2,960.00 dollars with an enforcement balance of 5,341.61 dollars.

Please be advised that this transmission constitutes the sixth consecutive invoice issued to my profile while a formal billing dispute remains active. Altering payment rates, rolling over unverified debts, and issuing ongoing extractions while this matter is actively pending before the Nova Scotia Court of Appeal under Court File No. 555423 is a direct violation of the mandatory stay protections mandated by **Regulation 6.4 and 6.5** of the **Nova Scotia Power Incorporated Regulations**.

The text of **Regulation 6.4 (Stay of Proceedings)** explicitly dictates:

"Where a customer files a formal dispute regarding a billing anomaly or account balance, all collection actions, billing rate adjustments, and enforcement clocks shall be immediately stayed. The Company shall maintain the account at its pre-dispute baseline, and no fresh invoices or altered financial demands shall be issued against the profile until the final resolution window has fully closed."

Furthermore, **Regulation 6.5(3) (Signature Mandate)** explicitly dictates:

"No payment arrangement, deferred balance plan, or equal billing structure intended to remain in effect for a period exceeding thirty (30) days shall be valid or enforceable unless it is reduced

to writing, carries the explicit physical signature of the customer, and a true copy is provided directly to the account holder."

I have been explicitly informing and warning your company that a regulatory stay is mandatory since my initial dispute filing on February 2, 2026. Your company has actively run a six-month timeline against my account, issuing monthly invoices on February 21, March 19, April 20, May 20, June 19, and July 21, while completely ignoring the fact that you were formally served with high-court appeal documents on July 13, 2026. Your company has executed a continuous pattern of unfair play and total contempt for the legal process across the following four recorded instances:

- **Instance 1 (February 21, 2026):** Nineteen days after my initial dispute filing on February 2nd, I formally notified Nova Scotia Power that a billing dispute was active and enforcement must be frozen. In response, your company issued an automated bounce-back stating: "At this time, we are not managing email inquiries." While your legal intake channels were completely shut down to consumers, your automated billing systems remained perfectly functional to issue a 3,188.00-dollar invoice, denying me a lawful channel to contest the billing.
- **Instance 2 (June 19, 2026):** Your company issued fresh enforcement billing demands less than two hours after the DRO decision, completely violating the mandatory 12-day appeal freeze required under Regulation 6.4.
- **Instance 3 (May 28 to July 13, 2026):** While my formal administrative appeal was actively open before the Nova Scotia Energy Board, your company flagrantly bypassed the stay by issuing 5 separate, inflated invoices under constant threat of physical disconnection. Your own evidence submissions (Exhibit L-11) explicitly log my actual property usage at 4.30 dollars a day (129.00 dollars a month) on a manipulated 182-day billing cycle. Despite holding this data, your company used an unsigned contract to extract 803.00 dollars a month from my pension, agreed to in a verbal agreement by a third party without my consent or power of attorney, **thus breaching the doctrine of privity of contract and breaking settled contract law standards as well.**
- **Instance 4 (July 21, 2026):** Eight days after receiving formal notice of my Supreme Court appeal, your company issued today's 2,960.00-dollar demand, continuing the exact same unauthorized extraction while the matter is before the high court.

The Energy Board was fully briefed on these timeline breaches and completely failed to enforce its own rules, enabling your company to bypass the signature mandate of Regulation 6.5(3) by simply renaming a multi-year debt structure an "Equal Billing Plan". This exact "Plan" was literally named "agreements" during the DRO process, but conveniently changed names

to the "Equal Billing Plan" to attempt to avoid the signature requirement. This was a contract issued for a duration of over 30 days, which strictly required a physical signature from me and a copy to be provided to me **as per Regulation 6.5(3)**, neither of which ever happened.

Following their decision, I explicitly contacted the Board, pointed out these precise violations, and gave them an official chance to reconsider. The Board flatly responded that their decision was final. This refusal to review the record proves they wilfully ignored my legal protections and chose to enable this unlawful contract layout, while actively attempting to rewrite contract law to allow third party verbal authorization endangering all consumers if this is allowed to move forward.

Be assured that this entire six-month timeline, along with today's illegal invoice, is being compiled as direct evidence of **continuing ongoing non-compliance** and **continuing violation of my legal protections during an active dispute**. It will be placed directly before the Chambers judge at our upcoming August 12, 2026, teleconference.

Respectfully,

Dave Lincoln
Disabled Veteran
Appellant
[REDACTED]

From: Carley Freeman <Carley.Freeman@nspower.ca>

Sent: 21 July 2026 15:11

To: [REDACTED]

Cc: bill@mjswm.com <bill@mjswm.com>; Wallace, Lisa <lisa.wallace@novascotia.ca>; Painting-MacLean, Kimberly <Kimberly.Painting-MacLean@novascotia.ca>; crystal.henwood@novascotia.ca <crystal.henwood@novascotia.ca>; Power, Jennifer <Jennifer.Power@nspower.ca>

Subject: Notice to Participate in Tribunal Appeal (Dave Lincoln)

Good afternoon,

Please find the attached Notice to Participate in Tribunal Appeal, which has been issued by the Court of Appeal. We ask that you acknowledge receipt of this email to confirm it has been received.

Kind regards,

Carley Freeman (she/her) | Paralegal, Regulatory Affairs | **Nova Scotia Power**

1223 Lower Water Street, Halifax, NS B3J 3S8 | L6B

E: carley.freeman@nspower.ca

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We acknowledge that we live and work in Mi'kma'ki, the ancestral and unceded territory of the Mi'kmaq people. In Nova Scotia we recognize that We are All Treaty People.



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