

From: [REDACTED]
To: [Smith, Chase](#); [Murdock, Tom E](#); [Wallace, Lisa](#); info@macquillivraylaw.com
Cc: [Carley Freeman](#); [Chris Lanteigne](#); [Forsey, Lisa](#); [Wallace, Lisa](#); [Podolyako, Maryna](#); [Murray, Kathleen](#); [Ross, Jennifer](#); [Williams, Blake](#); [Sofia Reiner](#); [Penney, Nicole](#); [Kings West Constituency Office](#)
Subject: FINAL NOTICE OF STATUTORY BREACH AND REGULATORY FRAUD: Matter No. M12733
Date: April 25, 2026 12:35:57 PM

**** EXTERNAL EMAIL / COURRIEL EXTERNE ****

Exercise caution when opening attachments or clicking on links / Faites preuve de prudence si vous ouvrez une pièce jointe ou cliquez sur un lien

Dear Ms. Wallace,

This is a formal notice that the Nova Scotia Energy Board (NSEB) is currently in active breach of its statutory duties under the *Public Utilities Act* and its own mandatory Board Regulatory Rules. By facilitating the non-compliant conduct of Nova Scotia Power (NSP), the Board is demonstrating a documented institutional bias and committing Regulatory Fraud against a vulnerable disabled veteran.

I am demanding an immediate ruling on my Motion to Dismiss based on the following exhaustive list of violations:

1. Breach of Mandatory Threshold (Regulation 6.5(3))

The Law: Under Regulation 6.5(3), any payment arrangement or budget settlement SHALL be signed by the customer to be legally binding.

The Violation: As confirmed by NSP's "REFILE" on April 24th (Exhibit L-7-I), the utility possesses zero signed agreements. And haven't even included any written agreement for that matter.

The Impact: Every dollar collected under these "ghost agreements" since 2017 constitutes Unjust Enrichment and theft by regulation. The Board cannot legally proceed with a case where the threshold legal instrument required by law is non-existent.

2. Breach of Mandatory Stay (Regulation 6.5-3)

The Law: Board-approved policy and Regulation 6.5-3 mandate that a customer does not have to pay the disputed amount while an appeal is active. There is also a mandatory 12-day stay of enforcement after a DRO decision.

The Violation: DRO enforcement was initiated on March 3rd (Day 0). The Board has refused to enforce the stay despite my timely appeal on March 4th.

The Impact: The Board is permitting illegal collection actions and Economic Duress while the matter is under active appeal.

3. Violation of Board Regulatory Rule 7 (Non-Compliant Filings)

The Law: Board Regulatory Rule 7 gives the Board the authority to reject submissions not filed in accordance with the set schedule.

The Violation: The Board acknowledged NSP's "REFILE" (Exhibit L-7-I) on April 24th—over 30 days past the deadline set by the Board.

The Impact: By accepting a late, non-compliant filing that still fails to produce the

required signatures, the Board is acting as an advocate for the utility rather than an impartial regulator.

4. Breach of Natural Justice and Service Rules

The Law: Board Rules require simultaneous service of all documents to all parties.

The Violation: NSP bypassed the Board and served their "Refile" privately to me first.

The Board then acknowledged this breach without penalty.

The Impact: This is a documented denial of Natural Justice. The Board is facilitating a "secret" process that favors the licensee over the complainant.

5. Failure of General Supervision (Public Utilities Act, Section 19)

The Law: The Board has a duty of "General Supervision" and the power to order a Forensic Audit for utility misconduct.

The Failure: Despite evidence of predatory billing cycles (jacking rates to \$800+ on a \$496 usage) and the ongoing Class Action (13,000+ residents) for these exact patterns of fraud, the Board refuses to audit this account.

Conclusion:

The Board's silence on these specific breaches, while continuing to facilitate NSP's non-compliance, is an absolute failure of your office's mandate. I am requesting an immediate Cease and Desist of all enforcement and the dismissal of this matter for a total lack of legal evidence.

I am done being "advised" by regulators and oversight investigators to waive my rights for a fraudulent debt. This record is now being finalized for Class Counsel and a Supervisory Review by the Office of the Ombudsman. I will not have the rights and freedoms I fought for be abolished by anyone this is incredibly wrong and the proof has been in front of you all in their own words and actions. Sadly not a single bit of professional, ethical, regulatory or lawful action have been shown to this point. In administrative law you cannot proceed if there is no legal threshold met. Shameful this has continued this long.

Respectfully,

Dave Lincoln

Disabled Veteran

Sent from my Galaxy

----- Original message -----

From: "Penney, Nicole" <Nicole.Penney@novascotia.ca>

Date: 2026-04-24 4:11 p.m. (GMT-04:00)

To: Sofia Reiner <Sofia.Reiner@nspower.ca>

Cc: Carley Freeman <Carley.Freeman@nspower.ca>, Chris Lanteigne

<Chris.Lanteigne@nspower.ca>, "Forsey, Lisa" <Lisa.Forsey@nspower.ca>, "Wallace, Lisa"

<Lisa.Wallace@novascotia.ca>, "Podolyako, Maryna" <Maryna.Podolyako@novascotia.ca>,

"Murray, Kathleen" <Kathleen.Murray@nspower.ca>, "Ross, Jennifer"

<Jennifer.Ross@nspower.ca>, "Williams, Blake" <Blake.Williams@nspower.ca>, [REDACTED]
[REDACTED]

Subject: M12733 - NSPI to NSEB Response to Dave Lincoln DRO Appeal REFILE

Good afternoon,

This will acknowledge receipt of correspondence regarding the above matter received by the Board on April 24, 2026. It has been directed to the Board and staff and posted as Exhibit L-7-I in Matter No. M12733 on the Board's public website.

Thank you,

NICOLE PENNEY (she/her)

Administrative Assistant to Lisa Wallace, Chief Clerk of the Board

Nova Scotia Energy Board

T 902 424 1332

TF 1 833 809 0040



Statement of Confidentiality

This message (including any attachments) may contain private or protected information meant for a specific person or organization.

If you received this by mistake, please let the sender know, do not communicate the content, and delete the email from your system.

Thank you.

From: Sofia Reiner <Sofia.Reiner@nspower.ca>

Sent: April 24, 2026 2:57 PM

To: Wallace, Lisa <Lisa.Wallace@novascotia.ca>

Cc: Carley Freeman <Carley.Freeman@nspower.ca>; Chris Lanteigne <Chris.Lanteigne@nspower.ca>; Forsey, Lisa <Lisa.Forsey@nspower.ca>; Wallace, Lisa <Lisa.Wallace@novascotia.ca>; Podolyako, Maryna <Maryna.Podolyako@novascotia.ca>; Murray, Kathleen <Kathleen.Murray@nspower.ca>; Penney, Nicole <Nicole.Penney@novascotia.ca>; Ross, Jennifer <Jennifer.Ross@nspower.ca>; Sofia Reiner <sofia.reiner@nspower.ca>; Williams, Blake <Blake.Williams@nspower.ca>

Subject: M12733 - NSPI to NSEB Response to Dave Lincoln DRO Appeal REFILE

**** EXTERNAL EMAIL / COURRIEL EXTERNE ****

Exercise caution when opening attachments or clicking on links / Faites preuve de prudence si vous ouvrez une pièce jointe ou cliquez sur un lien

Ms. Wallace:

Please note that NS Power has uploaded the following documents in relation to the matter referenced above via the Board's secure file transfer service:

- 20260424 NSPI to NSEB M12733 Response to Dave Lincoln DRO Appeal PCON REFILE
- 20260424 NSPI to NSEB M12733 Response to Dave Lincoln DRO Appeal RED REFILE

The contact for this matter is Jennifer Ross.

Kind regards,

Sofia Reiner ([she/her](#)) | Paralegal, Regulatory Affairs | **Nova Scotia Power**

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

E: sofia.reiner@nspower.ca

www.nspower.ca

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.



Canada Anti-Spam Law Notice – To stop receiving commercial electronic messages from us, please forward this email to unsubscribe@nspower.ca with the word “unsubscribe” in the subject line. | Nova Scotia Power | 1223 Lower Water Street, Halifax NS B3J 3S8 | www.nspower.ca

Confidentiality Notice - The email communication is considered confidential and is intended only for the recipient(s). If you received this email in error, please contact the sender and delete the email. Unauthorized disclosure or copying of this email is prohibited.

Attachment Limits - Emera will not accept email larger than 50MB or emails containing high risk attachments like ZIP, EXE or others that could contain viruses. If you have a business need to send such an email, please contact the recipient for instructions.