

From: [REDACTED]
To: [Wallace, Lisa](#); [Smith, Chase](#); [Murdock, Tom E](#); info@macquillivraylaw.com; [Premier](#)
Cc: [Carley Freeman](#); [Chris Lanteigne](#); [Forsey, Lisa](#); [Murray, Kathleen](#); [Ross, Jennifer](#); [Williams, Blake](#); [Sofia Reiner](#); [Penney, Nicole](#); [Kings West Constituency Office](#)
Subject: RE: FINAL NOTICE OF STATUTORY BREACH AND REGULATORY FRAUD: Matter No. M12733
Date: April 27, 2026 1:03:22 PM

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

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Ms. Wallace,

"Usual process" does not supersede Provincial Regulation.

By continuing to state that you will follow the "usual process" when clear evidence is being withheld and missing by Nova Scotia Power—even after two separate filings—you are demonstrating a documented institutional bias. You are signaling that you are willing to continue even though you have not met the provincial standards for a legal hearing.

A full forensic audit is required to determine exactly how much money Nova Scotia Power stole from this disabled veteran with fraudulent agreements that still have not been produced. You are now enabling them to willfully break provincial regulations to steal from vulnerable people, as seen with the 13,000+ others experiencing the same systemic abuse, and this number is climbing daily with the complete enactment from NS Power's governing Board.

The Board's refusal to address the documented Statutory Breach of Regulation 6.5(3) is not a matter of "pre-judging"; it is a failure of your office's mandate:

Legal Nullity (Regulation 6.5(3)): As confirmed by NSP's "Refile" (Exhibit L-7-I), the utility possesses zero signed agreements. Under provincial law, if the signature is missing, the agreement does not exist. The Board has no authority to "reconcile" a non-existent legal instrument.

Facilitation of Fraud: By continuing with a process based on unsigned "ghost agreements," the Board is actively facilitating Regulatory Fraud. You are attempting to "seek information" to justify a debt that has no legal instrument to support it.

Breach of Mandatory Stay (Regulation 6.5-3): Your office is currently ignoring the mandatory stay of enforcement. Allowing illegal collection actions to continue while a matter is under active appeal is a documented failure of your "General Supervision" duties under the *Public Utilities Act*.

Discrimination and Malpractice: I have no issues bringing this to court. I will hold everyone accountable for the clear failures in their own responsibilities and professional standards, let alone the regulatory and legal failures and the blatant discrimination toward a disabled veteran.

I am reiterating my demand for an immediate Stay of Enforcement and the dismissal of this matter for a total lack of legal evidence. This record is now finalized for the Ombudsman, Class Counsel, and the Legislature.

Respectfully,
Dave Lincoln

Disabled Veteran

Sent from my Galaxy

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

From: "Wallace, Lisa" <Lisa.Wallace@novascotia.ca>

Date: 2026-04-27 11:21 a.m. (GMT-04:00)

To: [REDACTED] "Smith, Chase" <Chase.Smith@novascotia.ca>,
"Murdock, Tom E" <Tom.Murdock@novascotia.ca>, info@macgillivraylaw.com

Cc: Carley Freeman <Carley.Freeman@nspower.ca>, Chris Lanteigne
<Chris.Lanteigne@nspower.ca>, "Forsey, Lisa" <Lisa.Forsey@nspower.ca>, "Murray,
Kathleen" <Kathleen.Murray@nspower.ca>, "Ross, Jennifer" <Jennifer.Ross@nspower.ca>,
"Williams, Blake" <Blake.Williams@nspower.ca>, Sofia Reiner
<Sofia.Reiner@nspower.ca>, "Penney, Nicole" <Nicole.Penney@novascotia.ca>, Kings West
Constituency Office <chrispalmermla@gmail.com>

Subject: RE: FINAL NOTICE OF STATUTORY BREACH AND REGULATORY FRAUD:
Matter No. M12733

Good morning,

The Board is in receipt of your correspondence below which was received on today's date.

The Board's position on these issues remains the same as set out in its email to you of April 23.

The Board will not pre-judge this complaint and will continue with its usual process, which will include seeking additional information to determine if there has been any overpayment.

Regards,

LISA WALLACE

Chief Clerk

Nova Scotia Energy Board

T 902 424 1332 Ext. 9291

TF 1 833 809 0040



Statement of Confidentiality

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From: [REDACTED]
Sent: April 25, 2026 12:36 PM
To: Smith, Chase <Chase.Smith@novascotia.ca>; Murdock, Tom E <Tom.Murdock@novascotia.ca>; Wallace, Lisa <Lisa.Wallace@novascotia.ca>; info@macgillivraylaw.com
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>; Sofia Reiner <Sofia.Reiner@nspower.ca>; Penney, Nicole <Nicole.Penney@novascotia.ca>; Kings West Constituency Office <chrispalmermla@gmail.com>
Subject: FINAL NOTICE OF STATUTORY BREACH AND REGULATORY FRAUD: Matter No. M12733

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

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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>, dlinc08 <dlinc08@gmail.com>

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



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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

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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.



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