

From: [REDACTED]
To: [Penney, Nicole](mailto:Penney.Nicole@cbc.ca); [Wallace, Lisa](mailto:Wallace.Lisa@cbc.ca); gopublic@cbc.ca; halifax@globalnews.ca; iris@halifaxexaminer.ca
Cc: [Blake Williams](mailto:Blake.Williams@cbc.ca); [Carley Freeman](mailto:Carley.Freeman@cbc.ca); [Chris Lanteigne](mailto:Chris.Lanteigne@cbc.ca); [Jennifer Ross](mailto:Jennifer.Ross@cbc.ca); [Lisa Forsey](mailto:Lisa.Forsey@cbc.ca); [Sofia Reiner](mailto:Sofia.Reiner@cbc.ca); [Premier; info@macquillivraylaw.com](mailto:Premier.info@macquillivraylaw.com); [Kings West Constituency Office](mailto:Kings.West.Constituency.Office@cbc.ca); [Kathleen Murray](mailto:Kathleen.Murray@cbc.ca); [Mavhunga, Miranda](mailto:Mavhunga.Miranda@cbc.ca); [Sonia Liao](mailto:Sonia.Liao@cbc.ca); [Lawson, Hollie](mailto:Lawson.Hollie@cbc.ca); [Kozera, Kenzie N](mailto:Kozera.Kenzie@cbc.ca); [Murdock, Tom E](mailto:Murdock.Tom@cbc.ca); [Smith, Chase](mailto:Smith.Chase@cbc.ca); [Energy and Regulatory Boards Tribunal](mailto:Energy.and.Regulatory.Boards.Tribunal@cbc.ca)
Subject: MOTION FOR IMMEDIATE EMERGENCY ORDER: Systemic Economic Duress and Failure to Enforce Regulation 6.5(3) (Matter No. M12733)
Date: May 22, 2026 1:15:37 PM

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

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Ms. Wallace and Board Staff,

I am writing to formally place on the record that by failing to immediately issue an Emergency Stay of Enforcement, which I have been requesting for months now, this Board is actively enabling severe economic duress against my family.

This morning, your office officially acknowledged and logged Exhibit L-9 LINCOLN (NSEB) RIR-1. That exhibit contains Nova Scotia Power's own documentation, which provides the absolute mathematical proof of direct triple-billing, data manipulation, and contracts that completely lack the customer signatures mandated by Regulation 6.5(3).

The evidence proving these violations came directly from Nova Scotia Power's own submission. The utility has been caught lying to me, lying to the Dispute Resolution Officer, and submitting fraudulent metrics to this Board.

It is completely unacceptable that the Board continues to follow a slow, procedural paperwork charade while possessing black-and-white proof that a regulated monopoly has unlawfully extracted between \$20,000.00 and \$50,000.00 from my family.

By forcing a disabled veteran managing service-connected injuries to endure continued procedural delays while Nova Scotia Power runs an active collection clock to demand \$1,776.00 by June 8th, you are actively weaponizing your own administrative backlog to cause direct financial and physical harm.

The burden of proof has been failed by the utility for months. The evidence of fraud is now completely verified on your own public portal. I demand that this Board stop enabling a lawless monopoly, immediately action my request, and issue an Immediate Emergency Stay Order to freeze this account. Start a full forensic audit and start the full restitution for the clear stolen funds Nova Scotia Power has been allowed to get away with while being enabled by the board even with mountains of clear black and white evidence proving not only regulatory failure and multiple unlawful acts.

This matter isnt just the responsibility of the board to regulate a lawless monopoly but to also protect the consumers that this monopoly is clearly in multiple ways cheating and stealing from. This systemic failure is not only in my interest after clearly proving all of these violations but in the provincial public interest as there are at minimum 13000 others they are currently doing

the same things to about to hit a massive class action against NSP and anyone enabling the failures of this lawless monopoly and not supporting the protections by law given to consumers, which are currently being violated by the enabling of NSP's actions.

Respectfully beyond frustrated,

Dave Lincoln
Disabled Veteran

Sent from my Galaxy

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

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

Date: 2026-05-22 9:38 a.m. (GMT-04:00)

To: [REDACTED]

Cc: Blake Williams <blake.williams@nspower.ca>, Carley Freeman <carley.freeman@nspower.ca>, Chris Lanteigne <chris.lanteigne@nspower.ca>, Jennifer Ross <jennifer.ross@nspower.ca>, Lisa Forsey <lisa.forsey@nspower.ca>, Sofia Reiner <sofia.reiner@nspower.ca>, Premier <PREMIER@novascotia.ca>, info@macgillivraylaw.com, "Wallace, Lisa" <Lisa.Wallace@novascotia.ca>, gopublic@cbc.ca, halifax@globalnews.ca, iris@halifaxexaminer.ca, Kings West Constituency Office <chrispalmermla@gmail.com>, Kathleen Murray <kathleen.murray@nspower.ca>, "Mavhunga, Miranda" <Miranda.Mavhunga@novascotia.ca>, Sonia Liao <sonia.liao@nspower.ca>, "Lawson, Hollie" <Hollie.Lawson@novascotia.ca>, "Kozera, Kenzie N" <Kenzie.Kozera@novascotia.ca>, "Murdock, Tom E" <Tom.Murdock@novascotia.ca>, "Smith, Chase" <Chase.Smith@novascotia.ca>, Energy and Regulatory Boards Tribunal <Board@novascotia.ca>
Subject: FORENSIC EVIDENCE UPDATE TO EXHIBIT L-9: Combined Timelines and Stated Metric Tables Confirm Direct Triple Billing and Fraudulent Data Manipulation (Matter M12733)

Good morning,

This will acknowledge receipt of your additional correspondence received on May 22, 2026.

The documents provided has been added to Exhibit L-9 LINCOLN (NSEB) RIR-1.

Regards,

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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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: [REDACTED]

Sent: May 22, 2026 1:07 AM

To: Wallace, Lisa <Lisa.Wallace@novascotia.ca>; Penney, Nicole <Nicole.Penney@novascotia.ca>; gopublic@cbc.ca; halifax@globalnews.ca; iris@halifaxexaminer.ca

Cc: Blake Williams <blake.williams@nspower.ca>; Carley Freeman <carley.freeman@nspower.ca>; Chris Lanteigne <chris.lanteigne@nspower.ca>; Jennifer Ross <jennifer.ross@nspower.ca>; Lisa Forsey <lisa.forsey@nspower.ca>; Sofia Reiner <sofia.reiner@nspower.ca>; Premier <PREMIER@novascotia.ca>; info@macgillivraylaw.com; Kings West Constituency Office <chrispalmermla@gmail.com>; Kathleen Murray <kathleen.murray@nspower.ca>; Mavhunga, Miranda <Miranda.Mavhunga@novascotia.ca>; Sonia Liao <sonia.liao@nspower.ca>; Lawson, Hollie <Hollie.Lawson@novascotia.ca>; Kozera, Kenzie N <Kenzie.Kozera@novascotia.ca>; Murdock, Tom E <Tom.Murdock@novascotia.ca>; Smith, Chase <Chase.Smith@novascotia.ca>; Energy and Regulatory Boards Tribunal <Board@novascotia.ca>

Subject: FORENSIC EVIDENCE UPDATE TO EXHIBIT L-9: Combined Timelines and Stated Metric Tables Confirm Direct Triple Billing and Fraudulent Data Manipulation (Matter M12733)

Importance: High

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

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Ms. Wallace and Board Staff,

I am formally submitting the attached image to supplement Exhibit L-9 LINCOLN (NSEB) RIR-1. The "Past electric use" data table printed on Nova Scotia Power's own invoice completely destroys their entire case and provides the mathematical proof of systemic billing fraud.

This proof of non-compliance includes the initial 2017 invoice submitted directly by Nova Scotia Power in their final filing. From October 3 to November 15, 2017—my very first 43-day baseline cycle when my hot tub was fully connected and running, and while contractors were actively drawing heavy power for a \$60,000 major home renovation—my household consumed an average of only 37.1 kWh per day.

As the attached table explicitly documents, Nova Scotia Power logs my Sep 25 billing cycle as covering a massive, unauthorized 182 days. Directly underneath that entry, they list separate, active billing periods for Jul 25 (63 days), May 25 (63 days), and Mar 25 (56 days).

This is the definitive proof of direct triple billing. A standard utility cycle is 60 days. Nova Scotia Power charged me separately for March, May, and July, and then forcefully rolled a 182-day calculation matrix directly over top of those exact same three cycles to fabricate a fraudulent balance.

Furthermore, their own table documents that during this 182-day period, my actual physical consumption was a low residential baseline of 22.0 kWh per day, which perfectly matches their stated metric of \$4.30 per day. My true energy usage for that entire half-year period was only \$782.82 for 6 full months, yet i was charged \$803 per month for those same 6 months totalling \$4818. Thats an incredible theft from anyone let alone a disabled Veteran.

This completely exposes their data manipulation. To build their arrears story, they used unverified estimations in May and July to claim my usage spiked to 78.8 kWh and 74.2 kWh per day. Yet, for the 182-day September window covering that exact same summer timeline, the computer records my actual usage at 22.0 kWh per day. It is physically impossible for a household baseline to drop by over 70% across the same period, or for a home to consume two to three times more power years later—with the hot tub completely disconnected for four years, all lighting upgraded to energy-efficient LEDs, and zero construction tools running—than it did during its initial major renovation phase.

By using unauthorized ghost agreements, Nova Scotia Power overrode their own daily usage system to demand \$803.00 a month and manufacture an artificial \$4,530.81 arrears balance. They literally billed me for more than six months' worth of actual electricity in a single 30-day window.

They lied to me, they lied during the DRO process, and they have submitted fraudulent metrics to this Board. I am demanding that the Board immediately void this fabricated balance, strike their non-compliant filings, issue an Immediate Emergency Stay Order, order a full forensic audit since my home purchase in Sept of 2017 to the present day, and enforce the full restitution owed to me for the literal theft of thousands of dollars stolen from a DISABLED VETERAN.

Shameful this has gone on for years unchecked and this matter has been in dispute for over 4 months with the board continuing to enable this lawless company to steal money when the proof has been in front of you all for months. And yet the board just approved a new rate increase while having all of this evidence of the clear non compliance in front of you and knowing 13000+ others are experiencing the same issues. I hope you are all ready for accountability when this class action hits because its coming and the enabling will stop. This unauthorized and unlawful extraction of funds without a valid signed agreement meets every hallmark of predatory corporate fraud, and by failing to act, this Board is operating in systemic complicity to allow these violations of law to continue without consequence.

It is incredibly shameful that a disabled veteran with PTSD and MDD and multiple physical injuries, has to fight a corrupt lawless monopoly and still have to fight the regulatory body for them when the proof has been in front of both. This is the true definition of Intentional infliction of emotional damage and the harm this continued stress causes to me and my family both mentally and physically exacerbating all of my injuries all because a lawless monopoly has never been held accountable for their clear blatant willful non compliance with their own regulations and the law, and the board enabling them to continue this pattern for over 9 years of failed standard evals.

NOTE: Both attached screenshots come directly from NSP's own filings provided to me by Ms. Wallace herself, while failing to address the clear violations i have had to point out, instead passing it along enabling NSP to continue to harm my family and me, and withhold funds proven to be stolen by NSP from me.

Respectfully beyond frustrated,

Dave Lincoln
Disabled Veteran

Sent from my Galaxy

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

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

Date: 2026-05-20 4:48 p.m. (GMT-04:00)

To: [REDACTED] <[REDACTED].com>, "Penney, Nicole" <Nicole.Penney@novascotia.ca>, gopublic@cbc.ca, halifax@globalnews.ca, iris@halifaxexaminer.ca

Cc: Blake Williams <blake.williams@nspower.ca>, Carley Freeman <carley.freeman@nspower.ca>, Chris Lanteigne <chris.lanteigne@nspower.ca>, Jennifer Ross <jennifer.ross@nspower.ca>, Lisa Forsey <lisa.forsey@nspower.ca>, Sofia Reiner <sofia.reiner@nspower.ca>, Premier <PREMIER@novascotia.ca>, info@macgillivraylaw.com, Kings West Constituency Office <chrispalmermla@gmail.com>, Kathleen Murray <kathleen.murray@nspower.ca>, "Mavhunga, Miranda" <Miranda.Mavhunga@novascotia.ca>, Sonia Liao <sonia.liao@nspower.ca>, "Lawson, Hollie" <Hollie.Lawson@novascotia.ca>, "Kozera, Kenzie N" <Kenzie.Kozera@novascotia.ca>, "Murdock, Tom E" <Tom.Murdock@novascotia.ca>, "Smith, Chase" <Chase.Smith@novascotia.ca>, Energy and Regulatory Boards Tribunal <Board@novascotia.ca>

Subject: RE: M12733 NOTICE OF PROCEDURAL NULLITY: Immediate Demand for Stay Following Board Admission of Regulatory Non-Compliance

Mr. Lincoln,

That document was provided to you by NS Power in an email today at the same time it was sent to the Board. I attach the document again here for your ease of reference. The redacted version is what gets uploaded onto our public database and protects you from your personal information being viewable to the public – we do not post a confidential version on our public database.

I hope this answers your concerns.

LISA WALLACE

Chief Clerk

Nova Scotia Energy Board

T 902 424 1332 Ext. 9291

TF 1 833 809 0040

F 902 424 3919



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From: [REDACTED]

Sent: May 20, 2026 4:39 PM

To: Penney, Nicole <Nicole.Penney@novascotia.ca>; Wallace, Lisa <Lisa.Wallace@novascotia.ca>; gopublic@cbc.ca; halifax@globalnews.ca; iris@halifaxexaminer.ca

Cc: Blake Williams <blake.williams@nspower.ca>; Carley Freeman <carley.freeman@nspower.ca>; Chris Lanteigne <chris.lanteigne@nspower.ca>; Jennifer Ross <jennifer.ross@nspower.ca>; Lisa Forsey <lisa.forsey@nspower.ca>; Sofia Reiner <sofia.reiner@nspower.ca>; Premier <PREMIER@novascotia.ca>; info@macgillivraylaw.com; Kings West Constituency Office <chrispalmermla@gmail.com>; Kathleen Murray <kathleen.murray@nspower.ca>; Mavhunga, Miranda <Miranda.Mavhunga@novascotia.ca>; Sonia Liao <sonia.liao@nspower.ca>; Lawson, Hollie <Hollie.Lawson@novascotia.ca>; Kozera, Kenzie N <Kenzie.Kozera@novascotia.ca>; Murdock, Tom E <Tom.Murdock@novascotia.ca>; Smith, Chase <Chase.Smith@novascotia.ca>; Energy and Regulatory Boards Tribunal <Board@novascotia.ca>

Subject: RE: M12733 NOTICE OF PROCEDURAL NULLITY: Immediate Demand for Stay Following Board Admission of Regulatory Non-Compliance

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

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Ms. Wallace,

Your previous email explicitly stated that you were enclosing "a copy of the full contents of Exhibit L-11" for the completeness of my file. Let the record be entirely clear: **you have still not provided me with the confidential, protected document (PCON) that Nova Scotia Power uploaded to your secure server.**

I have still not been provided with whatever secret file they are using against me. I have absolutely no idea what is in that document because it has been completely hidden from my

view.

This is a severe and ongoing violation of procedural fairness. A regulated utility monopoly cannot submit secret, classified evidence to a public regulator to support an unverified **\$4,530.81 debt balance** while actively blocking the consumer from reading it. While this entire balance came from a fraudulent agreement made with a third party without my consent or power of attorney which was admitted to by NSP in writing in your possession both violating my legal rights.

If this hidden document contains the alleged payment contracts, my position remains absolute: **I have never once signed a single contract with Nova Scotia Power, nor have I ever received a single document to sign.**

Hiding this file from the account holder proves that Nova Scotia Power completely lacks the customer signatures mandated by **Regulation 6.5(3)**. I am demanding that the Board order Nova Scotia Power to immediately release an unredacted copy of that hidden file directly to this open thread where the media is watching, or strike Exhibit L-11 entirely from the record.

Respectfully beyond frustrated,

Dave Lincoln
Disabled Veteran

Sent from my Galaxy

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

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

Date: 2026-05-20 2:28 p.m. (GMT-04:00)

To: [REDACTED] <cbcnslightsout@cbc.ca>

Cc: Blake Williams <blake.williams@nspower.ca>, Carley Freeman <carley.freeman@nspower.ca>, Chris Lanteigne <chris.lanteigne@nspower.ca>, Jennifer Ross <jennifer.ross@nspower.ca>, Lisa Forsey <lisa.forsey@nspower.ca>, Sofia Reiner <sofia.reiner@nspower.ca>, Premier <PREMIER@novascotia.ca>, "Wallace, Lisa" <Lisa.Wallace@novascotia.ca>, info@macgillivraylaw.com, Kings West Constituency Office <chrispalmermla@gmail.com>, Kathleen Murray <kathleen.murray@nspower.ca>, "Mavhunga, Miranda" <Miranda.Mavhunga@novascotia.ca>, Sonia Liao <sonia.liao@nspower.ca>, "Lawson, Hollie" <Hollie.Lawson@novascotia.ca>, "Kozera, Kenzie N" <Kenzie.Kozera@novascotia.ca>, "Murdock, Tom E"

<Tom.Murdock@novascotia.ca>, "Smith, Chase" <Chase.Smith@novascotia.ca>, Energy and Regulatory Boards Tribunal <Board@novascotia.ca>

Subject: RE: M12733 NOTICE OF PROCEDURAL NULLITY: Immediate Demand for Stay Following Board Admission of Regulatory Non-Compliance

Good afternoon,

This will acknowledge receipt of correspondence regarding the above matter received by the Board on May 20, 2026. It has been directed to the Board and staff and posted as Exhibit L-10 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: [REDACTED]

Sent: May 20, 2026 12:49 PM

To: Penney, Nicole <Nicole.Penney@novascotia.ca>; Wallace, Lisa <Lisa.Wallace@novascotia.ca>; cbcnslightsout@cbc.ca

Cc: Blake Williams <blake.williams@nspower.ca>; Carley Freeman <carley.freeman@nspower.ca>; Chris Lanteigne <chris.lanteigne@nspower.ca>; Jennifer Ross <jennifer.ross@nspower.ca>; Lisa Forsey <lisa.forsey@nspower.ca>; Sofia Reiner <sofia.reiner@nspower.ca>; Premier <PREMIER@novascotia.ca>; info@macgillivraylaw.com; Kings West Constituency Office <chrispalmermla@gmail.com>; Kathleen Murray <kathleen.murray@nspower.ca>; Mavhunga, Miranda <Miranda.Mavhunga@novascotia.ca>; Sonia Liao <sonia.liao@nspower.ca>; Lawson, Hollie <Hollie.Lawson@novascotia.ca>; Kozera, Kenzie N <Kenzie.Kozera@novascotia.ca>; Murdock, Tom E <Tom.Murdock@novascotia.ca>; Smith, Chase <Chase.Smith@novascotia.ca>; Energy and Regulatory Boards Tribunal <Board@novascotia.ca>

Subject: RE: M12733 NOTICE OF PROCEDURAL NULLITY: Immediate Demand for Stay Following Board Admission of Regulatory Non-Compliance

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

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Dear Ms. Wallace and Board Staff,

I am writing to formally place my **fourth power bill** since this dispute began directly onto the record to supplement **Exhibit L-9**, which was officially acknowledged by your office yesterday afternoon (May 19, 2026) [Context].

Less than 24 hours after I met the Board's strict deadline to submit my formal Information Request responses, Nova Scotia Power (NSP) retaliated by issuing a new statement demanding **\$1,776.00 due on June 8, 2026**, tied to an unverified account balance of **\$4,530.81**. Which i will note NSP has yet to file.

This invoice is direct, unarguable proof of the predatory billing and active economic duress that this Board is willfully permitting.

Proof of Systemic Collusion and Board Non-Compliance:

1. **Defiance of the Mandatory Stay (Regulation 6.5-3):** I formally appealed the DRO's final decision on March 4th—within 24 hours of its release—after the DRO avoided every single regulatory failure I raised [Context]. For four consecutive billing cycles, the Board has sat on its hands and refused to enforce the mandatory stay of enforcement.
2. **Enforcing a Disputed, Illegal Amount:** By permitting NSP to issue a \$1,776.00 demand while my appeal is active, the Board is actively helping a monopoly collect a debt built entirely on "ghost agreements" that the Board itself is currently interrogating under **Request IR-4b** [Context].

3. **Weaponizing the May 1st Rate Hike:** This bill explicitly applies the newly approved **May 1, 2026 rate increases** to a frozen, disputed profile [Context]. The Board has rushed to guarantee the utility's new revenue streams while completely ignoring its statutory duty to protect consumers from unverified charges.

Final Demand for Administrative Action:

You do not collect on a debt first and check if it is legal months later. By acknowledging my clear evidence of statutory breaches in Exhibit L-9 and refusing to halt this billing, the Board is no longer just "failing to regulate"—you are operating in active collusion with Nova Scotia Power to force a disabled veteran into an unlawful financial position.

I demand an **Immediate Emergency Stay Order** to freeze this \$1,776.00 invoice and halt all collection activity until a formal ruling is issued on NSP's failure to produce the signed contracts required by **Regulation 6.5(3)** [Context].

Respectfully,

Dave Lincoln
Disabled Veteran

Sent from my Galaxy

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

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

Date: 2026-05-20 9:27 a.m. (GMT-04:00)

To: Dave Lincoln [REDACTED]

Cc: Blake Williams <blake.williams@nspower.ca>, Carley Freeman <carley.freeman@nspower.ca>, Chris Lanteigne <chris.lanteigne@nspower.ca>, Jennifer Ross <jennifer.ross@nspower.ca>, Lisa Forsey <lisa.forsey@nspower.ca>, Sofia Reiner <sofia.reiner@nspower.ca>, Premier <PREMIER@novascotia.ca>, info@macgillivraylaw.com, Kings West Constituency Office <chrispalmermla@gmail.com>, Kathleen Murray <kathleen.murray@nspower.ca>, "Mavhunga, Miranda" <Miranda.Mavhunga@novascotia.ca>, "Wallace, Lisa" <Lisa.Wallace@novascotia.ca>, Sonia Liao <sonia.liao@nspower.ca>, "Lawson, Hollie" <Hollie.Lawson@novascotia.ca>, "Kozera, Kenzie N" <Kenzie.Kozera@novascotia.ca>, "Murdock, Tom E" <Tom.Murdock@novascotia.ca>, "Smith, Chase" <Chase.Smith@novascotia.ca>, Energy and Regulatory Boards Tribunal <Board@novascotia.ca>

Subject: M12733 NOTICE OF PROCEDURAL NULLITY: Immediate Demand for Stay
Following Board Admission of Regulatory Non-Compliance

Good morning,

This will acknowledge receipt of Response to IRs regarding the above matter received by the Board on May 19, 2026. It has been directed to the Board and staff and posted as Exhibit L-9 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: Dave Lincoln [REDACTED]
Sent: May 19, 2026 4:31 PM
To: Penney, Nicole <Nicole.Penney@novascotia.ca>
Cc: Blake Williams <blake.williams@nspower.ca>; Carley Freeman <carley.freeman@nspower.ca>; Chris Lanteigne <chris.lanteigne@nspower.ca>; Jennifer Ross <jennifer.ross@nspower.ca>; Lisa Forsey <lisa.forsey@nspower.ca>; Sofia Reiner <sofia.reiner@nspower.ca>; Premier <PREMIER@novascotia.ca>; info@macgillivraylaw.com; Kings West Constituency Office <chrispalmermla@gmail.com>; Kathleen Murray <kathleen.murray@nspower.ca>; Mavhunga, Miranda <Miranda.Mavhunga@novascotia.ca>; Wallace, Lisa <Lisa.Wallace@novascotia.ca>; Sonia Liao <sonia.liao@nspower.ca>; Lawson, Hollie <Hollie.Lawson@novascotia.ca>; Kozera, Kenzie N <Kenzie.Kozera@novascotia.ca>; Murdock, Tom E <Tom.Murdock@novascotia.ca>; Smith, Chase <Chase.Smith@novascotia.ca>; Energy and Regulatory Boards Tribunal <Board@novascotia.ca>
Subject: Re: M12733 NOTICE OF PROCEDURAL NULLITY: Immediate Demand for Stay Following Board Admission of Regulatory Non-Compliance
Importance: High

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SUBMISSION OF IR-1 RESPONSES AND FORMAL DEMAND FOR IMMEDIATE STAY OF ENFORCEMENT UNDER REGULATION 6.5-3 REGARDING UNLAWFUL MONOPOLY NON-COMPLIANCE

Dear Ms. Wallace, Ms. Mavhunga, and the Nova Scotia Utility and Review Board,

I am in receipt of the Information Requests (IRs) issued on April 28, 2026, and I provide this full response by the May 20 deadline. However, I must emphasize that the Board has still not addressed the core issues I raised in my previous correspondence, including the legality of the alleged agreements, the lack of consent, the fraudulent “arrears,” the hot tub disconnection, and the ongoing enforcement of a disputed DRO amount while my appeal is active.

In addition, it is concerning that NS Power has never passed the Board’s review in the nine years the Board has been examining it, yet a rate increase was approved while the Board is staring at evidence that NS Power is operating in clear non-compliance with its own regulations and, I believe, the law itself. Approving a rate increase for an organization that has yet to ever pass an evaluation and is systematically in non compliance, while peoples’ rates continue to climb, only shows that the Board is allowing NS Power to continue not meeting basic standards and engaging in clearly unlawful behaviour. The Board is supposed to regulate NS Power, not approve increases

for a company that has never been held accountable.

Below, I provide full, detailed answers to the Board's questions. I also reiterate, point by point, the issues that have not been resolved, many of which appear to be shared by thousands of other customers now preparing a class action against NS Power for the same misconduct.

1. Home Profile

What is the approximate size of your home?

My home is approximately 2,500 square feet.

How much of your home is heated?

Only 3 of the 5 bedrooms are heated at most, primarily to conserve costs. The main living area is barely heated, and I have drastically reduced overall heating due to the escalating costs imposed by NS Power.

How many people live in your home?

There are currently 4 people living in the home. For most of the relevant period, the household consisted of 5 people, and at one point there were 6 people.

2. Major Electricity Uses

What are the main items in your home that use electricity (e.g., electric heat, hot water tank, hot tub, large appliances)?

The main electrical loads are the same basic household appliances, the hot water tank, the hot tub, and electric baseboard heat, although the baseboard heat is usually off. All appliances were purchased new in 2017 and are energy efficient.

How often is each of these items typically used?

Usage is no more than normal household use, if even that. I have minimized appliance use wherever possible due to the high bills.

3. Changes in Electricity Usage

Have you installed or stopped using a hot tub?

Yes. The hot tub was used from 2017 through approximately 2021–2022. It broke almost 4 years ago and has been completely disconnected from the electrical panel and has received no power since.

Have you changed your heating habits (such as under heating to save money)?

Yes, drastically. I now heat only 2–3 bedrooms and barely heat the main living area, because of the increasingly high costs and the financial pressure caused by NS Power's disputed billing and agreements.

Has the number of people living in your home changed?

Yes. The household was 5 people for most of the time living here, and my eldest daughter moved out approximately 2 years ago, bringing the number back down to 4. My costs

were raised even though there are fewer people in the home.

Have you added or removed any other major equipment?

The hot tub was removed from the electrical panel after it broke. No other major equipment has been added.

4. Hot Tub Specifics

During what specific time periods was the hot tub used?

The hot tub was used from 2017 until approximately 2021–2022, when it broke.

When did you stop using the hot tub?

Approximately 2021–2022.

Was the hot tub still receiving power even when it was not being used?

No. It has been completely disconnected from the electrical panel for almost 4 years and has received no power.

5. Efficiency and Investigation Steps

Have you changed your heating habits to reduce electricity use?

Yes. I only heat part of the home, turn off all other heat, and minimize appliance use to reduce consumption as much as possible.

Have you had a professional energy audit completed?

No. I have asked NS Power multiple times over the years to arrange an Efficiency Nova Scotia audit, and I was told I would have to pay them even more money for it, so it never happened.

Has an electrician reviewed your system to investigate your usage?

No. I asked NS Power for an approved list of electricians who could review the system, and I never received a response.

Have you taken any other steps to reduce or look into your power consumption?

Yes. All light fixtures have been replaced with LED bulbs. I avoid using most devices unless necessary, barely heat the home, and the hot tub has been medically necessary for my injuries but has been disconnected for nearly 4 years.

Unresolved Concerns the Board Has Failed to Address

Despite the Board's questions to NS Power, the following issues remain unanswered and unaddressed:

No Signed Agreement: The Board itself has questioned NS Power's compliance with Regulation 6.5, explicitly asking how NS Power can be compliant "if no signed agreements exist." NS Power has had multiple opportunities to produce these agreements and has still not produced a single agreement, signed or unsigned, that

supports the charges being collected. Any money collected under these alleged “agreements” therefore lacks a legal foundation.

Third Party Agreement Without Consent: I provided consent for VAC to speak with NS Power, not for VAC to form a contract on my behalf. NS Power unilaterally accepted a payment arrangement from VAC that exceeded my actual usage by over \$300/month, without my signature and without Power of Attorney. This is not a valid contract and should not be enforceable.

Use of Already Admitted Overcharges as Arrears: NS Power has admitted to over-billing me by over \$300/month, yet the Board is allowing NS Power to collect “arrears” based on those same overcharges. That is mathematically and legally indefensible.

Violation of Mandatory Stay (Reg 6.5 3): NS Power wrote on the same day as the DRO decision that it would begin enforcing the new amount, clearly violating the 12 day stay period for appeal. I did not even receive 12 hours before enforcement began. The Board is allowing NS Power to collect while the matter is under active appeal.

Hot Tub Still Blamed After 4 Year Disconnection: NS Power continues to use the hot tub as a justification for high estimates, despite the fact that it has been broken and disconnected for almost 4 years. This is not honest, factual, or regulatory compliant.

No Energy Audit or Technical Review: I have repeatedly asked NS Power to send out Efficiency NS or an approved electrician to review my home, and I was always told I would have to pay more. They have never done so. There is no technical investigation supporting NS Power’s estimates.

Systemic Non Compliance and Class Action Level Conduct: NS Power has not passed the Board’s review in nine years and is now facing a class action from over 13,000+ (and growing) customers who report identical issues: disputed agreements, third party arrangements, broken hot tubs, no audits, and predatory billing. The Board is aware of this pattern, yet it continues to allow NS Power to operate and raise rates while in clear non compliance.

Demand for Immediate Relief

Given the above, I respectfully demand:

- **An Immediate Stay of Enforcement of all disputed amounts stemming from invalid**

or non consented “agreements,” over-billed usage, or third party arrangements.

- **Full Reversal of all charges collected based on:**
 - **The fraudulent “arrears”**
 - **The hot tub that has been disconnected for 4 years**
 - **The third party VAC arrangement with no signature or Power of Attorney**
 - **Repayment of all amounts collected in excess of my actual usage, which NS Power has already admitted exceeds legitimate charges.**
 - **Formal confirmation that NS Power cannot enforce any disputed amount while this appeal is ongoing, in accordance with Regulation 6.5 3 and the Board’s duty to protect consumers.**
-

If the Board Continues its Failure to Act

If the Board continues its failure to act and continues to enable the unlawful and blatant non-compliance of this power monopoly to continue, I will file a formal statutory appeal with the Nova Scotia Court of Appeal.

I will also immediately escalate this matter to:

- **The Office of the Premier**
- **Relevant federal and provincial veterans’ advocates**
- **The media, to expose the systemic over-billing, regulatory failure, and the use of predatory billing against disabled veterans.**

I have copied the Premier of Nova Scotia on this email so they are fully aware of the unresolved issues and the Board’s ongoing inaction.

The Board is supposed to regulate Nova Scotia Power and to protect consumers from the monopoly running wild, but with the inaction in this matter and the recent rate increase, you have only shown that the Board is willing to pad the pockets of a non-compliant and unlawful entity that has yet to pass its own evaluation even once. You continue to allow NS Power to operate with minimal consequences, while legitimate customers like me are left bearing the financial and emotional burden. There are now at least 13,000 people and climbing daily who are preparing to file a full class action lawsuit against NS Power; the Board’s failure to act in this case appears, at the very least, like a failure to protect vulnerable citizens, and in the worst case, like wilful tolerance or collusion. This conduct is so far outside the public interest that I will be including the Board in the class action level legal review of this situation.

If this were any other organization that had failed to meet its basic standards for over nine years, it would have been shut down or closed rather than being rewarded with rate increases that enable a powerful monopoly to continue harming consumers who have no meaningful choice but to pay. That is the position I am in as a disabled veteran, and I believe the Board has a duty to correct it now, not later.

Respectfully,
Dave Lincoln
Disabled Veteran

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

Sent: 28 April 2026 15:55

To: [REDACTED]

Cc: Blake Williams <blake.williams@nspower.ca>; Carley Freeman <carley.freeman@nspower.ca>; Chris Lanteigne <chris.lanteigne@nspower.ca>; Jennifer Ross <jennifer.ross@nspower.ca>; Lisa Forsey <lisa.forsey@nspower.ca>; Sofia Reiner <sofia.reiner@nspower.ca>; Premier <PREMIER@novascotia.ca>; info@macgillivraylaw.com <info@macgillivraylaw.com>; Kings West Constituency Office <chrispalmermla@gmail.com>; Kathleen Murray <kathleen.murray@nspower.ca>; Mavhunga, Miranda <Miranda.Mavhunga@novascotia.ca>; Wallace, Lisa <Lisa.Wallace@novascotia.ca>; Sonia Liao <sonia.liao@nspower.ca>; Lawson, Hollie <Hollie.Lawson@novascotia.ca>; Kozera, Kenzie N <Kenzie.Kozera@novascotia.ca>; Murdock, Tom E <Tom.Murdock@novascotia.ca>; Smith, Chase <Chase.Smith@novascotia.ca>

Subject: M12733 NOTICE OF PROCEDURAL NULLITY: Immediate Demand for Stay Following Board Admission of Regulatory Non-Compliance

Good afternoon,

This will acknowledge receipt of your correspondence received today. It has been directed to the Board and staff and posted under the External Tab 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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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: [REDACTED]

Sent: April 28, 2026 3:22 PM

To: Penney, Nicole <Nicole.Penney@novascotia.ca>; Kathleen Murray <kathleen.murray@nspower.ca>; Smith, Chase <Chase.Smith@novascotia.ca>; Murdock, Tom E <Tom.Murdock@novascotia.ca>; Kozera, Kenzie N <Kenzie.Kozera@novascotia.ca>; Kings West Constituency Office <chrispalmermla@gmail.com>; Premier <PREMIER@novascotia.ca>; info@macgillivraylaw.com; Mavhunga, Miranda <Miranda.Mavhunga@novascotia.ca>; Wallace, Lisa <Lisa.Wallace@novascotia.ca>

Cc: Blake Williams <blake.williams@nspower.ca>; Carley Freeman <carley.freeman@nspower.ca>; Chris Lanteigne <chris.lanteigne@nspower.ca>; Jennifer Ross <jennifer.ross@nspower.ca>; Lisa Forsey <lisa.forsey@nspower.ca>; Sofia Reiner <sofia.reiner@nspower.ca>; Sonia Liao

<sonia.liao@nspower.ca>; Lawson, Hollie <Hollie.Lawson@novascotia.ca>

Subject: NOTICE OF PROCEDURAL NULLITY: Immediate Demand for Stay Following Board Admission of Regulatory Non-Compliance

**** 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 and Ms. Mavhunga,

I am in receipt of the Information Requests (IRs) issued on April 28, 2026. While I will provide a full response to the usage queries by the May 20th deadline, the Board's own requests to Nova Scotia Power (NSP) have now confirmed the following:

1. Admission of Statutory Breach (Request IR-4):

The Board has formally questioned NSP on its compliance with **Regulation 6.5**. By asking NSP to explain how they are compliant "if no signed agreements exist," the Board has admitted that a **signed contract is a mandatory legal threshold**. Since NSP has already failed twice to produce these signatures, the Board is currently facilitating the enforcement of a debt that has **no legal foundation**.

2. Admission of Lack of Consent (Request IR-5):

The Board is now questioning the involvement of third parties (VAC/Mitzi). Let the record be clear: I provided consent for VAC to **speak** with NSP, not to form a **contract** on my behalf. NSP unilaterally accepted a payment plan from a third party that exceeded my actual usage by over \$300/month without my signature and without Power of Attorney.

3. Ongoing Breach of Mandatory Stay (Regulation 6.5-3):

Despite these admissions, the Board is allowing NSP to continue collecting the disputed DRO amount—including the fraudulent "arrearage" that are the backbone of this entire case. For two months, the Board has sat by while NSP violates the **Mandatory Stay of Enforcement**.

Current Usage Facts for the Record:

- My home is 2,500 sq. ft., but only 3 of 5 bedrooms are heated at most to conserve costs. All light fixtures have had been replaced with LED lights to conserve power. Main living area barely is heated.
- All appliances were purchased new in 2017 and are energy-efficient.
- The hot tub—which NSP uses to justify high estimates—has been **broken and completely disconnected for almost 4 years**.
- NSP has admitted to overbilling me by over \$300/month, yet you are allowing them to collect "arrearage" based on those very overcharges. And the new DRO amount which i have directly appealed on March 4th less than 24 hours after the DRO's final decision after avoiding every regulatory issue i raised. But NSP wrote on the same day of the DRO decision they will start enforcing the new amount clearly violating the 12 day stay for my chance to appeal. I didnt even get 12 hours.
- I have also asked NS Power for years multiple times to send out efficiency NS to go through my home they have stated only if i paid even more money to them so they have never been through.

Conclusion:

The fact that the Board is now "seeking information" to see if NSP is in compliance proves that you **cannot** allow enforcement to continue. You do not collect on a debt first and check if it's legal later.

I am reiterating my demand for an **Immediate Stay of Enforcement**. If the Board continues to facilitate this \$21,000+ theft while admitting the legal threshold hasn't been met, I will proceed with the media strategy tomorrow morning. This is only talking about the amounts they have **already taken from** and been **paid by me** they are now withholding the money they already stole off the non-existent "agreements" and go with these predatory billing and economic duress they are forcing upon me as i have called out their clear, willful and blatant non compliance.

Respectfully,

Dave Lincoln
Disabled Veteran

Sent from my Galaxy

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

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

Date: 2026-04-28 1:45 p.m. (GMT-04:00)

To: Kathleen Murray <kathleen.murray@nspower.ca>

Cc: Blake Williams <blake.williams@nspower.ca>, Carley Freeman <carley.freeman@nspower.ca>, Chris Lanteigne <chris.lanteigne@nspower.ca>, Jennifer Ross <jennifer.ross@nspower.ca>, Lisa Forsey <lisa.forsey@nspower.ca>, Sofia Reiner <sofia.reiner@nspower.ca>, Sonia Liao <sonia.liao@nspower.ca>, "Wallace, Lisa" <Lisa.Wallace@novascotia.ca>, dlinc08 <dlinc08@gmail.com>, "Lawson, Hollie" <Hollie.Lawson@novascotia.ca>

Subject: M12733 - NSPI DRO Appeal - Billing Issues - Dave Lincoln

Good afternoon,

Please see attached Information Requests in PDF and Word format, issued on behalf of Board staff regarding the above referenced matter.

NS Power's attention is drawn to the due date of **Wednesday, May 20, 2026**, for a response.

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.