

March 28, 2018

**VIA FACSIMILE, EMAIL & COURIER**

**Commission of Inquiry Respecting  
the Muskrat Falls Project**

5th Floor, Suite 502  
20 Crosbie Place  
St. John's, NL A1B 3Y8

Dear Commission:

**Re: Commission of Inquiry Respecting the Muskrat Falls Project ("Inquiry")  
Request for Standing of Emera Inc. ("Emera")**

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On March 14, 2018, the Commissioner of the Muskrat Falls Inquiry, Justice Richard Leblanc, released a decision clarifying his interpretation of the mandate set out in the Terms of Reference for the Inquiry. The Commissioner's decision indicates that he has interpreted section 4(a) of the Terms of Reference to bring the following subject matter within the focus of the Inquiry's investigation (see paras 37 - 39):

- The negotiations leading up to the contracts with Emera and the ultimate costs and benefits for the Project as a result of those contracts with Emera.
- Whether or not the negotiations conducted by Nalcor with Emera were in fact appropriate and reasonable based upon the information available at the time and matters such as best industry practices.

In light of the Commissioner's interpretation, Emera requests standing at the Inquiry with respect to any matters involving Emera interests. This request is made pursuant to section 5(2) of the *Public Inquiries Act, 2006* and Rule 10 of the Commission's Rules of Procedure.

Emera submits that its participation will further the conduct of the Inquiry to the extent that the matters being examined by the Commission relate to Nalcor's negotiations of the contracts with Emera.

Although it is our suggestion that a decision on Emera's standing at the Inquiry could be made without further oral submissions being presented, we are available to appear at the

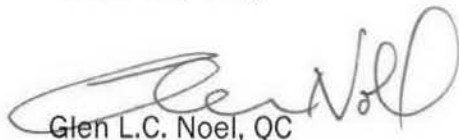
**Glen L.C. Noel, QC** | Partner

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April 6<sup>th</sup> hearing to clarify Emera's position, if required. We invite Commission counsel to contact the undersigned with any questions or comments regarding the within submission.

Yours very truly,

A handwritten signature in black ink, appearing to read "Glen Noel". The signature is fluid and cursive, with the first name "Glen" written in a larger, more prominent script than the last name "Noel".

Glen L.C. Noel, QC

