



LETTER L-10-12

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VIA EMAIL

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February 28, 2012

Ms. Janet Fraser
Chief Regulatory Officer
British Columbia Hydro and Power Authority
17th Floor, 333 Dunsmuir Street
Vancouver, BC V6B 5R3

Dear Ms. Fraser:

Re: British Columbia Utilities Commission
A Filing by British Columbia Hydro and Power Authority
for the
Electricity Purchase Agreement between BC Hydro and Conifex Power Inc.

Zellstoff Celgar Limited Partnership's Standing in the Filing

On January 9, 2012, British Columbia Hydro and Power Authority (BC Hydro) filed with the British Columbia Utilities Commission (Commission) the Electricity Purchase Agreement between BC Hydro and Conifex Power Inc. (EPA) and Amendment Agreement No. 1 (Amendment) (collectively, the Filing).

On December 14, 2011, Zellstoff Celgar Limited Partnership (Celgar) filed a letter requesting the Commission seek submissions from interested parties regarding the review process for the EPA between BC Hydro and Conifex Power Inc.

In a letter dated February 7, 2012, BC Hydro challenged Celgar's standing in this Filing.

In Letter L-8-12 dated February 10, 2012, the Commission sought to receive comments on Celgar's standing in this Filing from the Parties listed in this letter. On February 14, 2012, both Celgar and Conifex filed their responses to Letter L-8-12, and BC Hydro filed its response on February 15, 2012.

In considering whether the EPA is in the public interest under section 71(2.21) of the *Utilities Commission Act*, amongst other considerations, the Commission is to consider the interests of persons in British Columbia who receive or may receive service from the authority. The Commission accepts BC Hydro's position that Celgar does not receive nor may receive service from BC Hydro; and accordingly, Celgar is denied standing in the review of the EPA.

Yours truly,

Alanna Gillis

DF/dg
Enclosures

cc: Kwadacha Band
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Mr. L. MacLaren,
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Registered Interveners
(BCH- F12/F14 RRA)