



NEW BRUNSWICK
ENERGY & UTILITIES BOARD

COMMISSION DE L'ÉNERGIE ET DES SERVICES PUBLICS
NOUVEAU-BRUNSWICK

ORDER

MATTER: EL-003-2025

IN THE MATTER OF an Application by New Brunswick Power Corporation in accordance with subsection 103(1) of the *Electricity Act* for approval of the schedules of the rates for the 2026/27 fiscal year, and other approvals.

December 4, 2025

NEW BRUNSWICK ENERGY AND UTILITIES BOARD

IN THE MATTER OF an Application by New Brunswick Power Corporation in accordance with subsection 103(1) of the *Electricity Act* for approval of the schedules of the rates for the 2026/27 fiscal year, and other approvals.

ORDER

WHEREAS:

1. in relation to the filing of its interrogatory responses in the within matter, NB Power filed 14 Claims for Confidentiality under Rule 6.4 with respect to portions of thirty five documents and the entirety of two documents;
2. the said Claims for Confidentiality set out the particulars of the affected documents, the details of the proposed confidential treatment in this proceeding and the rationale for the claims of confidentiality;
3. the Board received two Notices of Objection to the said claims from Board Staff and Utilities Municipal and a letter supporting the Notices of Objection from the New Brunswick Coalition of Persons with Disabilities all dated December 2, 2025;
4. NB Power advised the Board on December 3, 2025 to advise it had reached an agreement with Board Staff and Utilities Municipal with respect to the issues raised in the said Notices of Objection;
5. after a public hearing held on December 4, 2025 during which the Coalition of Persons with Disabilities also confirmed its acceptance of the agreement reached on the said Notices of Objection and upon its own review of the materials over which the claims for confidentiality were sought, the bases for such treatment and the proposed treatment of those materials in this proceeding, the Board is satisfied that the claims for confidentiality and the proposed treatment is necessary and appropriate;

AND UPON HEARING John G. Fury, counsel for the Applicant, NB Power, Abigail Herrington, counsel for Board Staff, Ryan Burgoyne, counsel for Utilities Municipal and Shelley Petit, Interveners in this proceeding.

IT IS ORDERED THAT:

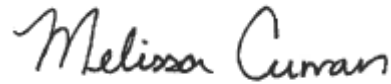
1. The contents of the following documents filed with the Board are accepted as confidential:
 - a. Appendix O - 2026-27 NB Power Capital Projects CONFIDENTIAL RESTRICTED
 - b. NBP Responses to Interrogatories of the New Brunswick and Utilities Board (NBEUB) – CONFIDENTIAL
 - c. NBP Responses to Interrogatories of the New Brunswick Energy and Utilities Board (NBEUB) - CONFIDENTIAL RESTRICTED
 - d. NBP (NBEUB) IR-06a Attachment – PLNGS Replacement Energy Cost CONFIDENTIAL RESTRICTED
 - e. NBP (NBEUB) IR-07a Attachment - PLNGS Support Services Agreement CONFIDENTIAL
 - f. NBP (NBEUB) IR-07c Attachment 1 - Board Memo - Support Services Agreement (SSA) CONFIDENTIAL
 - g. NBP (NBEUB) IR-26a Attachment 1 – CCAS Model Differential Rates CONFIDENTIAL RESTRICTED
 - h. NBP (NBEUB) IR-28c Attachment - Wind PPA LCOE LCOC CONFIDENTIAL
 - i. NBP (NBEUB) IR-38a Attachment - Plan of Establishment as of November 14, 2025 CONFIDENTIAL RESTRICTED
 - j. NBP (NBEUB) IR-38b Attachment - Quarterly Retiree Reports 2024 to Present CONFIDENTIAL
 - k. NBP (NBEUB) IR-43e Attachment - NBP (JDI) UT-08 Response CONFIDENTIAL
 - l. NBP (NBEUB) IR-45a Attachment - Net New Position Justifications 2026-27 (Excel Version) CONFIDENTIAL
 - m. NBP (NBEUB) IR-57a Attachment - Memorandum H017-2025 CONFIDENTIAL
 - n. NBP (NBEUB) IR-59a Attachment - IRDs CONFIDENTIAL RESTRICTED
 - o. NBP (NBEUB) IR-59b Attachment - Capital Projects - Tier, Gate, Contingency, Spending CONFIDENTIAL RESTRICTED
 - p. NBP (NBEUB) IR-59c Attachment - Capital Projects - Cost, Depreciation, Interest CONFIDENTIAL RESTRICTED
 - q. NBP (NBEUB) IR-65a Attachment Amended and Restated Development Agreement CONFIDENTIAL RESTRICTED
 - r. NBP (NBEUB) IR-67a Attachment 1 - NB Power Detailed Financial Statement CONFIDENTIAL RESTRICTED
 - s. NBP (NBEUB) IR-67a Attachment 2 - NB Power Detailed Financial Statement CONFIDENTIAL RESTRICTED
 - t. NBP (NBEUB) IR-67b Attachment 1 - NB Energy Marketing Detailed Financial Statement CONFIDENTIAL RESTRICTED
 - u. NBP (NBEUB) IR-67b Attachment 2 - NB Energy Marketing Detailed Financial

Statement CONFIDENTIAL RESTRICTED

- v. NBP Responses to Interrogatories of the Public Intervener (PI) CONFIDENTIAL
 - w. NBP Responses to Interrogatories of the Public Intervener (PI) - CONFIDENTIAL RESTRICTED
 - x. NBP Responses to the Confidential Interrogatories of the Public Intervener (PI) CONFIDENTIAL
 - y. NBP (PI) IR-05 Attachment – Power Purchase Agreement Rates CONFIDENTIAL RESTRICTED
 - z. NBP (PI) IR-09d Attachment - Plan of Establishment as of October 31, 2025 CONFIDENTIAL RESTRICTED
 - aa. NBP (PI) IR-09e Attachment - Plan of Establishment as of April 1, 2025 CONFIDENTIAL RESTRICTED
 - bb. NBP (PI) IR-13b Attachment 1 - Hired Services Category Breakdown CONFIDENTIAL RESTRICTED
 - cc. NBP (PI) IR-29a Attachment - Capital Expenditures by component CONFIDENTIAL RESTRICTED
 - dd. NBP (PI) IR-29f Attachment 1 - IRDs greater than \$5M CONFIDENTIAL RESTRICTED
 - ee. NBP (PI) IR-29h Attachment - Belledune_Biomass_2025_Q3 CONFIDENTIAL
 - ff. NBP (PI) IR-38a Attachment - Three-Year Financial Plan 2027-2029 Excel CONFIDENTIAL RESTRICTED
 - gg. NBP (PI) IR-40a Attachment - Position Justifications 2026-27 with Additional Information CONFIDENTIAL
 - hh. NBP (PI) IR-40b Attachment - Denied Position Requests 2026-27 CONFIDENTIAL
 - ii. NBP (PI) IR-41a Attachment – Capital projects ranking and prioritization CONFIDENTIAL RESTRICTED
 - jj. NBP (PI) IR-47b Attachment - Fuel and Purchase Power Tables CONFIDENTIAL RESTRICTED
 - kk. SAP ERP Upgrade IRD CONFIDENTIAL
2. The Board orders that the proposed treatment in this proceeding of redacted versions of documents identified as a through m, o through cc and ee through kk, be placed on the public record and confidential versions, on the terms described in the respective Claim for Confidentiality, be made available to parties herein who execute a confidentiality undertaking is approved.
3. The Board further orders that on or before January 26, 2026, NB Power file redacted versions of all IRDs with a total project cost greater than \$25M and to file a supplementary response, which will provide the available Investment Rationale Document, Charter, Project Execution Plan, or Benefits Realization/Value Management Review for the Transmission Asset Reliability (Eel River Synchronous Condenser Units), the Major Outage and Inspection (Generation) (Coleson Cove Major Outage); and the Transmission Asset Reliability (Transmission Voice Dispatch System).

Dated at the City of Saint John, New Brunswick, this 4th day of December 2025.

New Brunswick Energy and Utilities Board

A handwritten signature in black ink that reads "Melissa Curran". The signature is written in a cursive style with a horizontal line underneath it.

Melissa Curran
Chief Clerk