



May 29, 2006

Robert J. Pellatt
Commission Secretary
B.C. Utilities Commission
6th Floor - 900 Howe Street
Vancouver, B.C.
V6Z 2V3

Dear Mr. Pellatt:

**Re: British Columbia Transmission Corporation (“BCTC”)
Certificate of Public Convenience and Necessity (“CPCN”)
VITR Project**

Oral Argument Phase – May 30, 2006 – Issues List – Exhibit A-78

Notice of Motion

Further to the last paragraph of Exhibit A-78, IRAVHOL wishes to make the following motions with respect to the expansion of record in the VITR proceedings so as to include:

1. Section 3.2.1.1 of BC Hydro’s Revenue Requirement Application dated May 25, 2006. In its Argument under the heading “*Section 6.3 Advancement of Phase 2 of VITR*”, IRAVHOL raised the issue of increasing electricity demand precipitating a much earlier requirement for Phase 2 of VITR. Section 3.2.1.1 of BC Hydro’s Revenue Requirement Application is proof of this demand. BC Hydro and/or BCTC must have known about this increasing demand prior to the time of the closure of the VITR evidentiary record and should have brought it to the attention of the BCUC and the intervenors.
2. The comments that BC Hydro’s counsel made with respect to “*BC Hydro evidence re: project evaluation*” as set out in Volume 1, pages 117 – 199 of the transcript of the Procedural Conference of the Application by BC Hydro for Review of the F2007 and F2008 Revenue Requirements Application and 2006 Integrated Electricity Plan and the Approval of the 2006 Long – Term Acquisition Plan. The comments clearly indicate that the evidence of BC Hydro’s witness Mr. Morris in the VITR proceedings is



restricted to the technical aspects of “*how the special direction works*” and not the “*policy kind of determination issues.*”

On page 117 BC Hydro's counsel also said: “...*it's a significant policy level decision or formulation that Hydro is going to have to come to. It hasn't come to it yet. An order telling us to file it sooner may just result in us saying we don't have it. We think we can get it to the Commission in a month. We don't think we can do it sooner than that. It simply doesn't exist.*”

Yours truly,

“Original signed by David Austin”

David Austin on behalf of IRAHVOL