



August 18, 2017

Sent via eFile

**FORTISBC INC. LONG TERM ELECTRIC RESOURCE PLAN  
& LONG TERM DEMAND SIDE MANAGEMENT PLAN EXHIBIT A-17**

**To:** FortisBC Inc.  
Registered interveners

**Re: FortisBC Inc. 2016 Long Term Electric Resource Plan (LTERP) and Long Term Demand Side Management Plan (LT DSM Plan) ~ Project No.3698896**  
**Request to remove Letter dated July 21, 2017 – FBC Comments on Mr. Shadrack’s Late Information Request Responses (Exhibit B-23) from the evidentiary record**

This letter is to inform the parties that the Panel is denying Mr. Andy Shadrack’s (Shadrack) request to remove Exhibit B-23 from the evidentiary record.

Shadrack objected to the letter dated July 17, 2017 (Exhibit B-23) filed by FortisBC Inc. (FBC) and requested that it be removed from the record of this proceeding. FBC, while acknowledging that it would not have made a number of comments in the letter had it had a more complete understanding of the history of Shadrack’s filing, objected to the removal of the letter from the evidentiary record.

The Panel notes the following timeframe of key events in this proceeding which, in part, led to the filing of Exhibit B-23.

- Shadrack filed evidence, which the Commission received on July 30 (one day late of the July 29 filing deadline), but the evidence was not posted to the evidentiary record;
- The Commission wrote to Shadrack by email (Exhibit A-15), informing him that privacy issues required the redaction of certain parts of the material of the Shadrack filing. The Commission’s email was not posted on the evidentiary record;
- Shadrack filed a redacted version of the materials originally submitted, which the Commission posted to the evidentiary record on July 20, 2017 as Exhibit C10-8-1;
- On July 21, FBC filed Exhibit B-23, a letter regarding the apparent late filing of Exhibit C10-8-1;
- On July 21, Shadrack filed a letter objecting to Exhibit B-23 which he stated implied that he filed materials late and which he stated “was a wholly unfair allegation”, and asked that the letter be withdrawn from the evidentiary record;
- On July 31, the Commission issued a letter (Exhibit A-16) setting out the timeline of filings, confirming that Shadrack had filed on time, and invited parties to comment on whether Exhibit B-23 should be withdrawn;
- Simultaneously with issuing Exhibit A-16, the Commission posted Exhibit A-15 to the evidentiary record;

- By letter dated August 1, 2017, FBC acknowledged their understanding of the circumstances surrounding Shadrack's filing of Exhibit C10-8-1 and acknowledged that they would not have made certain statements contained in Exhibit B-23 regarding Shadrack's filing had they been aware of the information in Exhibits A-15 and A-16, but objected to the removal of Exhibit B-23 from the evidentiary record (Exhibit B-24);
- By letter dated August 2, Mr. Donald Scarlett (Scarlett) supported Shadrack's request for the removal of Exhibit B-23 from the evidentiary record; and
- By letter dated August 4, 2017, Shadrack continued to express his view that Exhibit B-23 should be removed from the evidentiary record.

The Panel's decision is based on the principle that it is important that the evidentiary record remain intact in order for all participants and the public to understand all that has been filed and all that has occurred during the course of the proceeding. This is key to the transparency of the proceeding.

Given that the evidentiary record now includes Exhibits A-15 and A-16, as well as Exhibit B-24, the Panel is satisfied that any party reviewing the record can readily ascertain a clear understanding of how and why events unfolded as they did. Moreover, the record is clear that Shadrack did not file materials late (given the 1-day grace afforded by the Commission) nor did he fail to follow appropriate processes. Removing Exhibit B-23 would cause confusion and misunderstanding as to other filings in the proceeding, including Exhibits A-15, A-16 and B-24 as well as the letters from FBC, Shadrack and Scarlett relating to this issue.

Sincerely,

*Original signed by:*

Patrick Wruck  
Commission Secretary

LU/cms