

From: Max Fraser maxmaxfraser@icloud.com
Subject: Fwd: WCC275 ATCO Complaint Settlement Agreement
Date: May 29, 2023 at 9:32 AM
To: Deana Lemke - YUB yub@utilitiesboard.yk.ca
Cc: Amos Westropp amos@westropp.ca, Ben Charland charland.ben@gmail.com, Chris Cullingham Chris.Cullingham@atco.com, Jay Massie Jay.Massie@atco.com, Rod Snow rod.snow.qc@gmail.com, Bill Cullen Bill.Cullen@atco.com

MF

Dear Ms. Lemke and Giuseppa Bentivegna, Legal Counsel for YUB,

I am writing on behalf of WCC and the Complainants in response to your letter of 19 May, to confirm that WCC275/The Complainants:

- agree that Atco Electric Yukon should be a party to the approval application, and
- take no issue with any of the three members sitting on the application who were cited in the letter of May 19 from the YUB legal counsel.

I will lay my hands soon on a pdf copy of the signed agreement and will forward as soon as possible.

Sincerely,

Max Fraser
for the condo complainers

Max Fraser
#601-210 Hawkins St.
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On Yukon Standard Time (UTC-7)(=Pacific)
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----- Forwarded message -----

From: Deana Lemke - YUB <yub@utilitiesboard.yk.ca>
Date: Fri, May 19, 2023 at 1:02 PM
Subject: Re: WCC275 ATCO Complaint Settlement Agreement
To: Amos Westropp <amos@westropp.ca>, Chris Cullingham <Chris.Cullingham@atco.com>
CC: Rod Snow <rod.snow.qc@gmail.com>, Cullen, Bill <Bill.Cullen@atco.com>, Massie, Jay <Jay.Massie@atco.com>

Good afternoon, Mr. Westropp and Mr. Cullingham:

Please see the attached correspondence from the Board regarding the WCC 275 condominium complaint.

Deana Lemke

On 2023-04-25 11:56, Amos Westropp wrote:

BY EMAIL
Richard Buchan, Chair

Yukon Utilities Board
Whitehorse, Yukon
Attention: Chair

Dear Sir:

I refer to the Complaint dated February 11, 2022 regarding the electricity rates charged by ATCO Electric Yukon for electricity supplied to the condominium residences located at Third and Hawkins in Whitehorse.

On your initiative, under the authority of section 47(1) of the Act, a settlement conference was convened on April 20, 2022 to discuss, without prejudice, the prospects for negotiating a settlement of the Complaint. Following the settlement conference, Max Fraser, representing the complaining owners and condominium corporation, asked the board to put the investigation of our complaint on hold to allow time for negotiations to take place with ATCO. Mr Fraser is now out of the country and I am acting as coordinator on behalf of the complainants.

I am happy to advise you that a Complaint Settlement Agreement has now been reached among ATCO, the complaining owners and Whitehorse Condominium Corporation #275. A signed copy of the Complaint Settlement Agreement is attached for your consideration.

On behalf of the parties to the Complaint Settlement Agreement and in accordance with its terms, I am writing to request that the Board approve the Complaint Settlement Agreement pursuant to section 47(2) of the Act. The terms of the settlement speak for themselves and require no explanation; they allow the residential customers at Third and Hawkins to achieve rate parity with other residential customers of ATCO Electric Yukon without providing our residents with preferential rates to those paid by residential customers.

The conclusion of the Complaint Settlement Agreement and its approval by the Board will bring our Complaint to an end without the need for the Board to conduct any further investigation and will demonstrate that solutions crafted by the parties to a dispute are often the best. Having said that, although we do not think it is necessary, if it would assist the Board to reconvene the settlement conference, representatives of the complainants will make themselves available at a mutually agreeable time.

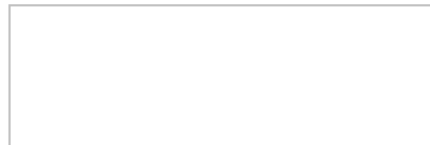
We hope that you will find the Complaint Settlement Agreement satisfactory and provide us with evidence of the Board's approval at your earliest convenience.

<https://drive.google.com/file/d/1wkE0vgzxsxAgD0tuwtCzJn3dtTgCyoceM/view?usp=sharing>

Sincerely,

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Amos Westropp
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Management Consulting

<LT Westropp & AEY re condo complaint.May 19, 2023.pdf>