

Toronto Hydro-Electric System Limited Telephone: 416-542-2517  
14 Carlton Street Facsimile: 416-542-3024  
Toronto, Ontario M5B 1K5 [regulatoryaffairs@torontohydro.com](mailto:regulatoryaffairs@torontohydro.com)



August 4, 2011

*via RESS e-filing – signed original to follow by courier*

Ms. Kirsten Walli  
Board Secretary  
Ontario Energy Board  
PO Box 2319  
2300 Yonge Street, 27<sup>th</sup> floor  
Toronto, ON M4P 1E4

Dear Ms. Walli:

**Re: Response to Intervenor Cost Claims  
OEB File No. EB-2010-0142**

As provided for in the Board's Partial Decision & Order dated July 7, 2011, THESL hereby files its comments in response to costs claimed by eligible intervenors in its 2011 EDR Application for Rates to be effective May 1, 2011.

The Technical Conference, Settlement Conference, and Oral Hearing lasted approximately 7 hours, 39 hours, and 11 hours, respectively. THESL observes that some intervenors charged more hours in total than these amounts, indicating more than one representative was in attendance. In some cases, individuals have charged more time to a proceeding than the actual length of the proceeding. THESL is unable to reconcile these costs and believes that intervenors have erred in their submissions.

In the comments that follow, THESL has set out its observations in this regard and requests that the Board reject those costs specifically identified.

Hours claimed for Attendance at Technical Conference

The Technical Conference in this proceeding took place on January 24, 2011, over a period of seven hours. In view of this fact, THESL requests that the Board assess related intervenor cost claims as follows:

- *School Energy Coalition*
  - Disallow 20.1 hours claimed by Tom Adams
  - Disallow 7 hours claimed by Jay Shepherd

Hours claimed for Attendance at Settlement Conference / ADR

The Settlement Conference took place over a period of several days, those being January 25, February 28 and March 1-4, 2011. While discussions did not last a full day on every day, only on March 4 was there a distinctly abbreviated session that adjourned after a maximum of four hours. Giving the benefit of the doubt overall, THESL estimates a maximum thirty-nine hours as allocated to the Settlement Conference.

In view of the foregoing, THESL requests that the Board assess related intervenor cost claims as follows:

- *School Energy Coalition*
  - Disallow 10.6 hours claimed by Jay Shepherd

Hours claimed for Attendance at Oral Hearing

The Oral Hearing took place over a period of eleven hours: eight hours on March 29, 2011 and three hours on March 30, 2011. In view of the foregoing, THESL requests that the Board assess related intervenor cost claims as follows:

- *AMPCO*
  - Disallow 3 hours claimed by Shelley Grice (records indicate that Ms. Grice was in attendance only on day 2)
- *VECC*
  - Disallow 26.1 hours claimed by Michael Buonaguro

Yours truly,

*[original signed by Colleen Richmond]*

Glen A. Winn  
Manager, Regulatory Applications & Compliance

:GAW/CAR/acc

cc: J. Mark Rodger, Counsel for THESL, by electronic mail only  
Intervenors of Record for EB-2010-0142, by electronic mail only