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April 18, 2013

BY EMAIL & COURIER

Ms. Kirsten Walli
Board Secretary
Ontario Energy Board
2300 Yonge St, Suite 2701
Toronto ON M4P 1E4

Dear Ms. Walli:

Board File No. EB-2012-0173
Welland Hydro-Electric System Corp. – 2013 Cost of Service Application
Energy Probe – Costs Submission

Pursuant to the Decision and Order, issued by the Board on March 21, 2013, please find the Costs Submission of Energy Probe Research Foundation (Energy Probe) in respect of Welland Hydro in the EB-2012-0173 proceeding for consideration of the Board.

Should you require additional information, please do not hesitate to contact me.

Yours truly,

David S. MacIntosh
Case Manager

cc: Wayne Armstrong, Welland Hydro (By email)
James Sidlofsky, Borden Ladner Gervais LLP (By email)
Randy Aiken, Consultant to Energy Probe (By email)

Energy Probe Research Foundation 225 BRUNSWICK AVE., TORONTO, ONTARIO M5S 2M6

Phone: (416) 964-9223 Fax: (416) 964-8239 E-mail: EnergyProbe@nextcity.com Internet: www.EnergyProbe.org

Ontario Energy Board COST CLAIM FOR HEARINGS



Affidavit and Summary of Fees and Disbursements

This form should be used by a party to a hearing before the Board to identify the fees and disbursements that form the party's cost claim. Paper and electronic copies of this form and itemized receipts must be filed with the Board and served on one or more other parties as directed by the Board in the applicable Board order. Please ensure all required fields are filled in and the Affidavit portion is signed and sworn or affirmed.

Instructions

- Required data input is indicated by yellow-shaded fields. Formulas are present in the document to assist with the calculation of the cost claim.
- All claims must be in Canadian dollars. If applicable, state exchange rate and country of initial currency.

Rate: _____ Country: _____
- A separate "Detail of Fees and Disbursements Being Claimed" (comprising a "Statement of Fees Being Claimed" and a "Statement of Disbursements Being Claimed") is required for each consultant or lawyer/articling student/paralegal. However, only one "Summary of Fees and Disbursements" covering the whole of the party's cost claim should be provided.
- The cost claim must be supported by a completed Affidavit signed by a representative of the party.
- A CV for each consultant must be attached unless, for a given consultant, a CV has been provided to the Board in another process within the last 24 months.
- **Except as provided in section 7.03 of the Practice Direction on Cost Awards, itemized receipts must be provided.**

File # EB- <u>2012-0173</u>	Process: <u>Welland Hydro-Electric System 2013 COS Rates App.</u>
Party: <u>Energy Probe Research Foundation</u>	Affiant's Name: <u>Annetta Turner</u>
HST Number: <u>10730 5146 RT0001</u>	HST Rate Ontario: <u>6.50%</u>
Full Registrant <input type="checkbox"/> Unregistered <input type="checkbox"/> Other <input type="checkbox"/>	Qualifying Non-Profit <input checked="" type="checkbox"/> Tax Exempt <input type="checkbox"/>

Affidavit

I, Annetta Turner, of the City/Town of Toronto
in the Province/State of Ontario, Canada, swear or affirm that:

1. I am a representative of the above-noted party (the "Party") and as such have knowledge of the matters attested to herein.
2. I have examined all of the documentation in support of this cost claim, including the attached "Summary of Fees and Disbursements Being Claimed", "Statement(s) of Fees Being Claimed" and "Statement(s) of Disbursements Being Claimed".
3. The attached "Summary of Fees and Disbursements Being Claimed", "Statement(s) of Fees Being Claimed" and "Statement(s) of Disbursements Being Claimed" include only costs incurred and time spent directly for the purposes of the Party's participation in the Ontario Energy Board process referred to above.
4. This cost claim does not include any costs for work done, or time spent, by a person that is an employee or officer of the Party as described in sections 6.05 and 6.09 of the Board's Practice Direction on Cost Awards.

Signature of Affiant

Sworn or affirmed before me at the City/Town of _____,
in the Province/State of _____, on _____
(date)

Commissioner for taking Affidavits

File # EB- 2012-0173

Process: Welland Hydro-Electric System 2013 COS Rates

Party: Energy Probe Research Foundation

Summary of Fees and Disbursements Being Claimed

Legal/consultant fees	\$12,977.50
Disbursements	\$525.48
HST	\$875.36
Total Cost Claim	\$14,378.34

Ontario Energy Board
COST CLAIM FOR HEARINGS



Detail of Fees and Disbursements Being Claimed

File # EB- <u>2012-0173</u>	Process: <u>Welland Hydro 2013 COS Rates Application</u>
Party: <u>Energy Probe Research Foundation</u>	Name: <u>Randy Aiken</u>
	Completed Years Practising/Years of relevant experience _____
Counsel/Articling Student/Paralegal: <input type="checkbox"/>	_____
Consultant: <input checked="" type="checkbox"/>	28+
CV attached: <input type="checkbox"/>	CV not required: <input checked="" type="checkbox"/>

Statement of Fees Being Claimed

	Hours	Hourly rate	Subtotal	HST	Total
Preparation	22.70	\$330.00	\$7,491.00	\$486.92	\$7,977.92
Attendance - Technical Conference		\$330.00	\$0.00	\$0.00	\$0.00
Attendance - Settlement Conference	9.30	\$330.00	\$3,069.00	\$199.49	\$3,268.49
Attendance - Oral Hearing		\$330.00	\$0.00	\$0.00	\$0.00
Argument		\$330.00	\$0.00	\$0.00	\$0.00
Case Management		\$170.00	\$0.00	\$0.00	\$0.00
TOTAL LEGAL/CONSULTANT FEES			\$10,560.00	\$686.40	\$11,246.40

Statement of Disbursements Being Claimed

	Net Cost	HST	Total
Photocopies		\$0.00	\$0.00
Printing		\$0.00	\$0.00
Fax		\$0.00	\$0.00
Courier		\$0.00	\$0.00
Telephone		\$0.00	\$0.00
Postage		\$0.00	\$0.00
Transcripts		\$0.00	\$0.00
Travel: Air		\$0.00	\$0.00
Travel: Car	\$242.00	\$15.73	\$257.73
Travel: Rail		\$0.00	\$0.00
Travel (Other):		\$0.00	\$0.00
Parking	\$36.00	included	\$36.00
Taxi or Airport Limo		\$0.00	\$0.00
Accommodation	\$231.90	\$15.07	\$246.97
Meals	\$15.58	\$1.01	\$16.59
Other:		\$0.00	\$0.00
TOTAL DISBURSEMENTS:	\$525.48	\$31.82	\$557.30

INVOICE

AIKEN & ASSOCIATES

578 McNAUGHTON AVE. WEST
CHATHAM, ONTARIO, N7L 4J6
(519) 351-8624
randy.aiken@sympatico.ca

INVOICE NO. 006-2013
DATE March 28, 2013
HST REGISTRATION NO. 130417983

TO Mr. David MacIntosh
Energy Probe Research Foundation
225 Brunswick Avenue
Toronto, Ontario, M5S 2M6

PROJECT	
EB-2012-0173 - Welland Hydro-Electric System Corp. - 2013 COS Rates Application	
Page 1 of 2	

DATE	HOURS	DESCRIPTION	RATE	TOTAL
Nov. 12	7.50	Review of evidence & preparation of interrogatories		
Nov. 13	2.00	Review of evidence & preparation of interrogatories		
Jan. 4	6.70	Review of interrogatory responses & preparation of supplemental interrogatories		
Feb. 1	5.20	Review of supplemental responses & preparation for settlement conference		
Feb. 4	5.00	Attendance at settlement conference		
Feb. 5	4.30	Attendance at settlement conference		
Feb. 14	1.00	Review of draft settlement agreement & preparation of comments		
Feb. 18	0.30	Review of second draft settlement agreement & preparation of comments		
	32.00	Sub-total - Consulting Costs	330.00	10,560.00

Make all cheques payable to AIKEN & ASSOCIATES
Payment is due upon receipt of payment for the project

DATE	HOURS	DESCRIPTION	RATE	TOTAL
EXPENSES				
Travel - Car				
Feb. 3		Chatham to Toronto (303 kms @ \$0.40/km)	121.20	
Feb. 5		Toronto to Chatham (303 kms @ \$0.40/km)	121.20	
		Sub-Total - Travel - Car		242.40
Travel - Other				
Feb. 4		Parking at OEB	15.93	
Feb. 5		Parking at OEB	15.93	
		Sub-Total - Travel - Other		31.86
Accomodation				
Feb. 3		Hotel, including parking	110.95	
Feb. 4		Hotel, including parking	120.95	
		Sub-Total - Accomodation		231.90
Meals				
Feb. 4		Dinner	10.61	
Feb. 5		Lunch	4.97	
		Sub-Total - Meals		15.58
SUMMARY				
		TOTAL FEES AND EXPENSES		11,081.74
HST DETAIL				
		Consulting Fees (@ 13.0%)		1,372.80
		Travel - Car (@ 13.0%)		31.51
		Travel - Other (@ 13.0%)		4.14
		Accomodation (@ 13.0%)		30.15
		Meals (@ 13.0%)		2.03
		TOTAL HST		1,440.63
				SUBTOTAL
				11,081.74
				H.S.T.
				1,440.63
				TOTAL
				\$12,522.37

Make all cheques payable to AIKEN & ASSOCIATES
Payment is due upon receipt of payment for the project



TORONTO DON VALLEY HOTEL & SUITES
175 WYNFORD DRIVE
TORONTO, ONTARIO M3C 1J3
CANADA

Mr Randall Aiken
578 Mcnaughton Ave West
Chatham ON N7L 4J6
Canada

A/R Number
Group Code
Invoice No.
Reference #

Room No. **320**
Arrival **02-03-13**
Departure **02-05-13**

Page No. **1 of 1**
Cashier No. **114**
User ID **CA**

Date	Description	Charges	Credits
02-03-13	*Accommodation	99.00	
02-03-13	Room HST 13%	12.87	
02-03-13	Parking 4	11.95	
02-03-13	Other HST 13%	1.55	
02-04-13	*Accommodation	109.00	
02-04-13	Room HST 13%	14.17	
02-04-13	Parking 4	11.95	
02-04-13	Other HST 13%	1.55	
Total		262.04	0.00
Balance		262.04	

					Room HST 13		Other HST 13		
0.00	0.00	0.00	0.00	0.00	27.04	0.00	3.10	0.00	0.00

Guest Signature: _____

I have received the goods and / or services in the amount shown heron. I agree that my liability for this bill is not waived and agree to be held personally liable in the event that the indicated person, company, or association fails to pay for any part or the full amount of these charges. If a credit card charge, I further agree to perform the obligations set forth in the cardholder's agreement with the issuer.

TORONTO DON VALLEY HOTEL & SUITES
175 Wynford Drive
Toronto, Ontario M3C 1J3
Telephone: (416) 449-4111 Fax: (416) 449-4946
HST#870011962 www.torontodonvalleyhotel.com

metro

** STORE #752 (416) 483-7340 **
** E&DE ** ** HST # R105216170 **

2/05/13 12:43 PM 0752 53 0074 308

F260 CHXSLD SHDW	3.99	RF
F260 BEVERAGE	1.00	H
R-HST 5%	.20	
H-HST 13%	.13	
TAX .33 BAL	5.32	
ROUNDING	0.02-	
ROUNDED TOTAL	5.30	
Cash	6.00	
CHANGE	.70	

TOTAL NUMBER OF ITEMS SOLD = 2

WIN \$1,000 IN GROCERY GIFT CARDS
Visit: metrosurvey.ca

RETAIN RECEIPT FOR PRODUCT RETURN
WITHIN 14 DAYS. SEE STORE FOR DETAILS.

*CUSTOMER CARE NUMBER 1-877-763-7374 *
**** metro.ca ****
2/05/13 12:43 0752 53 0074 308

metro

** STORE #752 (416) 483-7340 **
** E&DE ** ** HST # R105216170 **

2/04/13 3:18 PM 0752 12 0332 109

F2 HAM KAISER	4.29	RF
F2 HAM KAISER	4.29	RF
F260 BEVERAGE	1.00	H
F2G BEVERAGE	1.00	RF
PLASTIC BAG	.05	H
R-HST 5%	.48	
H-HST 13%	.14	
F-PREP FOOD TX 8%	.77	
TAX 1.39 BAL	12.02	
ROUNDING	0.02-	
ROUNDED TOTAL	12.00	
Cash	15.00	
CHANGE	3.00	

TOTAL NUMBER OF ITEMS SOLD = 5

WIN \$1,000 IN GROCERY GIFT CARDS
Visit: metrosurvey.ca

RETAIN RECEIPT FOR PRODUCT RETURN
WITHIN 14 DAYS. SEE STORE FOR DETAILS.

*CUSTOMER CARE NUMBER 1-877-763-7374 *
**** metro.ca ****
2/04/13 15:19 0752 12 0332 109

----- RECEIPT -----
CAR PARK: Yonge & Eglinton Ctr
DEVICE: Paystation 3
PAID: 05/02/13 02:55P

SHORT TERM 032667
ENTRY: 05/02/13 07:07A
EXIT: 05/02/13 02:57P
PARKING DURATION: 000 07:48
CHARGED DURATION: 000 02:20

PAID: CAD18.00
TAX FREE CAD15.93
V.A.T. 13% : CAD2.07
CASH PAYMENTS: CAD20.00
GIVEN CAD2.00

----- RECEIPT -----
CAR PARK: Yonge & Eglinton Ctr
DEVICE: Paystation 3
PAID: 04/02/13 03:21P

SHORT TERM 032371
ENTRY: 04/02/13 07:09A
EXIT: 04/02/13 03:24P
PARKING DURATION: 000 08:12
CHARGED DURATION: 000 02:20

PAID: CAD18.00
TAX FREE CAD15.93
V.A.T. 13% : CAD2.07
CASH PAYMENTS: CAD20.00
GIVEN CAD2.00

838387

Ontario Energy Board
COST CLAIM FOR HEARINGS



Detail of Fees and Disbursements Being Claimed

File # EB- <u>2012-0173</u>	Process: <u>Welland Hydro-Electric System 2013 COS Rates A</u>
Party: <u>Energy Probe Research Foundation</u>	Name: <u>David MacIntosh</u>
	Completed Years Practising/Years of relevant experience
Counsel/Articling Student/Paralegal: <input type="checkbox"/>	_____
Consultant: <input checked="" type="checkbox"/>	_____ 13 _____
CV attached: <input type="checkbox"/>	CV not required: <input checked="" type="checkbox"/>

Statement of Fees Being Claimed

	Hours	Hourly rate	Subtotal	HST	Total
Preparation	7.75	\$290.00	\$2,247.50	\$146.09	\$2,393.59
Attendance - Technical Conference		\$290.00	\$0.00	\$0.00	\$0.00
Attendance - Settlement Conference		\$290.00	\$0.00	\$0.00	\$0.00
Attendance - Oral Hearing		\$290.00	\$0.00	\$0.00	\$0.00
Argument		\$290.00	\$0.00	\$0.00	\$0.00
Case Management	1.00	\$170.00	\$170.00	\$11.05	\$181.05
TOTAL LEGAL/CONSULTANT FEES			\$2,417.50	\$157.14	\$2,574.64

Statement of Disbursements Being Claimed

	Net Cost	HST	Total
Photocopies		\$0.00	\$0.00
Printing		\$0.00	\$0.00
Fax		\$0.00	\$0.00
Courier		\$0.00	\$0.00
Telephone		\$0.00	\$0.00
Postage		\$0.00	\$0.00
Transcripts		\$0.00	\$0.00
Travel: Air		\$0.00	\$0.00
Travel: Car		\$0.00	\$0.00
Travel: Rail		\$0.00	\$0.00
Travel (Other):		\$0.00	\$0.00
Parking		included	\$0.00
Taxi or Airport Limo		\$0.00	\$0.00
Accommodation		\$0.00	\$0.00
Meals		\$0.00	\$0.00
Other:		\$0.00	\$0.00
TOTAL DISBURSEMENTS:	\$0.00	\$0.00	\$0.00

Time Sheet for D. MacIntosh

Board File: EB-2012-0173 Welland Hydro-Electric System 2013 COS Rates

Summary: Hours

Preparation	7.75
Attend. Tech.	0.00
Attend. ADR	0.00
Attend. Hearing	0.00
Argument Prep.	0.00
Case Mngt. (CM)	1.00

Total 8.75

Date Hours Note

17-Oct-12	2.00	prep - Preliminary Review of Prefiled Evidence
17-Oct-12	0.50	prep - Draft Notice of Intervention
26-Nov-12	1.50	prep - Draft Interrogatories
11-Jan-13	1.00	prep - Draft Supplemental Interrogatories
03-Feb-13	1.00	prep - Review Evidence, IRs & Supplemental IRs Prior to ADR
04-Feb-13	0.25	prep - Consultant Communication re Settlement Conference
05-Feb-13	0.25	prep - Consultant Communication re Settlement Conference
18-Feb-13	0.75	prep - Review Settlement Proposal & Emails
21-Mar-13	0.50	prep - Review Decision and Order

Total 7.75 Preparation

Date Hours Note

18-Oct-12	0.50	CM - File Intervention Itr & Notice.
27-Nov-12	0.25	CM - Check & File Interrogatoriess
11-Jan-13	0.25	CM - Check & File Supplemental Interrogatories

Total 1.00 Case Management