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December 15, 2014

BY FAX & BY COURIER

Ms. Kirsten Walli

Board Secretary

Ontario Energy Board

2300 Yonge St, Suite 2701

Toronto ON M4P 1E4

Ms. Walli:

Board File No. EB-2013-0321 --- Ontario Power Generation Inc.

2014 – 2015 Payment Amounts

Energy Probe – Costs Submission, Final

Pursuant to the Decision With Reasons, issued on November 20, 2014, attached please find the Final Costs Submission of Energy Probe Research Foundation (Energy Probe) in the EB-2013-0321 proceeding for consideration of the Board.

It is the request of Energy Probe that the Board review a portion of the Decision and Order on Awards Costs Up To June 11, 2014, issued July 24, 2014. To quote from that Decision:

“For the technical conference, SEC’s claim included attendance for three persons, two counsel claiming respectively 11.1 hours and 8.8 hours and one consultant claiming 6.3 hours. AMPCO’s claim included costs for one counsel and one consultant, one claiming 16.8 hours and the other 17.0 hours. The Board has decided that the maximum number of hours that can be claimed for the first Technical Conference, which took place on April 22 and 23, 2014, is 17.0 hours. The Board will reduce SEC’s cost claim by 9.2 hours and AMPCO by 16.8 hours.

Further, the Board notes that CCC, Energy Probe and LPMA did not submit issues in advance on which they would pose questions at the technical conference, and ultimately did not pose any questions at the technical conference. The Board has decided that claims related to the technical conference should be removed from the respective claims. CCC’s claim will be reduced by 8.5 hours, Energy Probe by 16.3 hours and LPMA by 10.0 hours.”

(Page 3, Paragraphs 1 and 2)

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

While an initial version of the transcript of the Technical Conference Day 1, April 22, 2014, may not have listed Dr. Schwartz as actively taking part in the Technical Conference, the official transcript does list him on as follows:

QUESTIONS BY DR. SCHWARTZ

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Dr. Schwartz inquired in respect of "cash working capital". He was directed to pose his questions to the corporate panel by Mr. Keizer, Ontario Power Generation counsel.

However, just after Day 1 adjourned, Mr. Andrew Barrett, Vice President, Regulatory Affairs, spoke to Dr. Schwartz and provided information on the position of Ontario Power Generation in respect of "cash working capital".

Dr. Schwartz attended Day 2 of the Technical Conference on April 23, 2014. Questioning of the Corporate Panel (Panel 4) went from 11:30 am until the Conference adjourned at 6 pm. Dr. Schwartz did not require further information by that time.

Energy Probe requests that the Board Panel takes this newly revealed information into its consideration of the Technical Conference Costs and restore the 16.3 hours.

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

Yours truly,



David S. MacIntosh
Case Manager

- cc. Colin Anderson, Ontario Power Generation Inc. (By email)
- Carlton D. Mathias, Ontario Power Generation Inc. (By email)
- Charles Keizer, Torys LLP (By email)
- Norm Rubin, Senior Consultant to Energy Probe (By email)
- Lawrence Schwartz, Economic Consultant to Energy Probe (By email)
- Peter T. Faye, Counsel to Energy Probe (By email)

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 (yellow-shaded) 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 embedded in the form to assist with calculations.
- 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 lawyer, analyst/consultant and 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/analyst must be attached unless provided to the Board as prescribed on the Cost Award Tariff.

Except as provided in section 7.03 of the Practice Direction on Cost Awards, itemized receipts must be provided.

File # EB- <u>2013-0321</u>	Process: <u>OPG 2014 Payment Amounts Final Costs Submission</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"/>	Qualifying Non-Profit <input checked="" type="checkbox"/>
Unregistered <input type="checkbox"/>	Tax Exempt <input type="checkbox"/>
Other <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

**Ontario Energy Board
COST CLAIM FOR HEARINGS**



Affidavit and Summary of Fees and Disbursements

File # EB- 2013-0321 Process: OPG 2014 Payment Amounts Final Costs Submission

Party: Energy Probe Research Foundation

Summary of Fees and Disbursements Being Claimed

Legal/consultant/other fees	\$	34,992.50
Disbursements	\$	120.00
HST	\$	2,274.51
Total Cost Claim	\$	37,387.01

Payment Information

Make cheque payable to: Energy Probe Research Foundation

Send payment to this address: 225 Brunswick Avenue

Toronto, Ontario M5S 2M6

Attention: David MacIntosh

Ontario Energy Board COST CLAIM FOR HEARINGS



Detail of Fees and Disbursements Being Claimed

File # EB- <u>2013-0321</u>	Process: <u>OPG 2014 Payment Amounts Final Costs Submission</u>
Party: <u>Energy Probe Research Foundation</u>	Service Provider Name: <u>Larry Schwartz</u>
SERVICE PROVIDER TYPE (check one)	Year Called to Bar
Legal Counsel <input type="checkbox"/> Articling Student/Paralegal <input type="checkbox"/> Consultant <input checked="" type="checkbox"/> Analyst <input type="checkbox"/>	<input style="width: 100px; height: 20px;" type="text"/>
	Completed Years Practising/Years of Relevant Experience
	<input style="width: 100px; text-align: center; value: 30;" type="text"/>
	Hourly Rate: <input style="width: 100px; text-align: center; value: \$330;" type="text"/>
For Consultant/Analyst: <input type="checkbox"/> CV attached	HST Rate Charged (enter %): <input style="width: 100px; text-align: center; value: 6.5%;" type="text"/>
<input checked="" type="checkbox"/> CV provided within previous 24 months	

Statement of Fees Being Claimed

	Hours	Hourly Rate	Subtotal	HST	Total
Pre-hearing Conference					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
Technical Conference					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
Interrogatories					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Responses		\$ 330.00	\$ -	\$ -	\$ -
Issues Conference					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
ADR - Settlement Conference					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
Proposal Preparation		\$ 330.00	\$ -	\$ -	\$ -
Argument					
Preparation	11.5	\$ 330.00	\$ 3,795.00	\$ 246.68	\$ 4,041.68
Oral Hearing					
Preparation	9.5	\$ 330.00	\$ 3,135.00	\$ 203.78	\$ 3,338.78
Attendance	20.5	\$ 330.00	\$ 6,765.00	\$ 439.73	\$ 7,204.73
Other Conferences					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
Case Management		\$ 170.00	\$ -	\$ -	\$ -
TOTAL SERVICE PROVIDER FEES			\$ 13,695.00	\$ 890.18	\$ 14,585.18

Ontario Energy Board
COST CLAIM FOR HEARINGS



Detail of Fees and Disbursements Being Claimed

File # EB- 2013-0321

Process: OPG 2014 Payment Amounts Final Costs Submission

Party: Energy Probe Research Foundati

Service Provider Name: Larry Schwartz

Statement of Disbursements Being Claimed

		Net Cost	HST	Total
Scanning/Photocopy				\$ -
Printing				\$ -
Courier				\$ -
Telephone/Fax				\$ -
Transcripts				\$ -
Travel: Air				\$ -
Travel: Car				\$ -
Travel: Rail				\$ -
Travel (Other):				\$ -
Parking				\$ -
Taxi				\$ -
Accommodation				\$ -
Meals				\$ -
Other:				\$ -
Other:				\$ -
Other:				\$ -
TOTAL DISBURSEMENTS:		\$ -	\$ -	\$ -

Time Sheet for Larry Schwartz

Board File: EB-2013-0321 Ontario Power Generation 2014 - 2015 Payment Amounts Final Costs Submission (Beyond June 11, 2014)

Summary: Hours

Preparation	9.50
Attend. Tech.	0.00
Attend. ADR	0.00
Attend. Hearing	20.50
Argument Prep.	11.50
Case Mngt. (CM)	0.00

Total 41.50

Date Hours Note

16-Jun	2.00	Review evidence re: corporate groups & compensation
17-Jun	2.00	Review interrogatory responses re: corporate groups & compensation
18-Jun	0.50	Discuss questions for hearing re: corporate groups & compensation
19-Jun	1.00	Draft questions for hearing re: corporate groups
23-Jun	2.00	Review evidence re: cost of capital; draft questions
24-Jun	2.00	Review evidence re: cost of capital; draft questions

Total 9.50 Preparation

Date Hours Note

12-Jun	5.50	attend hearing (excl. lunch)
13-Jun	5.25	attend hearing (excl. lunch)
26-Jun	4.50	attend hearing (excl. lunch)
14-Jul	5.25	attend hearing (excl. lunch 1.25 hrs.)

Total 20.50 Attendance - Hearing

Date Hours Note

20-Aug	0.50	review Board Staff submission
21-Aug	3.00	draft final argument
24-Aug	3.00	draft final argument
25-Aug	5.00	draft final argument

Total 11.50 Argument - Preparation

Ontario Energy Board

COST CLAIM FOR HEARINGS



Detail of Fees and Disbursements Being Claimed

File # EB- <u>2013-0321</u>	Process: <u>OPG 2014 Payment Amounts Final Costs Submission</u>
Party: <u>Energy Probe Research Foundation</u>	Service Provider Name: <u>David MacIntosh</u>
SERVICE PROVIDER TYPE (check one)	Year Called to Bar
Legal Counsel <input type="checkbox"/>	<input type="text"/>
Articling Student/Paralegal <input type="checkbox"/>	<input type="text"/>
Consultant <input checked="" type="checkbox"/>	<input type="text"/>
Analyst <input type="checkbox"/>	<input type="text"/>
For Consultant/Analyst: <input type="checkbox"/> CV attached	Completed Years Practising/Years of Relevant Experience: <input type="text" value="14"/>
<input checked="" type="checkbox"/> CV provided within previous 24 months	Hourly Rate: <input type="text" value="\$290"/>
	HST Rate Charged (enter %): <input type="text" value="6.5%"/>

Statement of Fees Being Claimed

	Hours	Hourly Rate	Subtotal	HST	Total
Pre-hearing Conference					
Preparation		\$ 290.00	\$ -	\$ -	\$ -
Attendance		\$ 290.00	\$ -	\$ -	\$ -
Technical Conference					
Preparation		\$ 290.00	\$ -	\$ -	\$ -
Attendance		\$ 290.00	\$ -	\$ -	\$ -
Interrogatories					
Preparation		\$ 290.00	\$ -	\$ -	\$ -
Responses		\$ 290.00	\$ -	\$ -	\$ -
Issues Conference					
Preparation		\$ 290.00	\$ -	\$ -	\$ -
Attendance		\$ 290.00	\$ -	\$ -	\$ -
ADR - Settlement Conference					
Preparation		\$ 290.00	\$ -	\$ -	\$ -
Attendance		\$ 290.00	\$ -	\$ -	\$ -
Proposal Preparation		\$ 290.00	\$ -	\$ -	\$ -
Argument					
Preparation	33.8	\$ 290.00	\$ 9,787.50	\$ 636.19	\$ 10,423.69
Oral Hearing					
Preparation	4.5	\$ 290.00	\$ 1,305.00	\$ 84.83	\$ 1,389.83
Attendance	34.8	\$ 290.00	\$ 10,077.50	\$ 655.04	\$ 10,732.54
Other Conferences					
Preparation		\$ 290.00	\$ -	\$ -	\$ -
Attendance		\$ 290.00	\$ -	\$ -	\$ -
Case Management	0.8	\$ 170.00	\$ 127.50	\$ 8.29	\$ 135.79
TOTAL SERVICE PROVIDER FEES			\$ 21,297.50	\$ 1,384.34	\$ 22,681.84

Ontario Energy Board
COST CLAIM FOR HEARINGS



Detail of Fees and Disbursements Being Claimed

File # EB- 2013-0321

Process: OPG 2014 Payment Amounts Final Costs Submission

Party: Energy Probe Research Foundati

Service Provider Name: David MacIntosh

Statement of Disbursements Being Claimed

		Net Cost	HST	Total
Scanning/Photocopy				\$ -
Printing				\$ -
Courier				\$ -
Telephone/Fax				\$ -
Transcripts				\$ -
Travel: Air				\$ -
Travel: Car				\$ -
Travel: Rail				\$ -
Travel (Other):				\$ -
Parking		\$ 120.00		\$ 120.00
Taxi				\$ -
Accommodation				\$ -
Meals				\$ -
Other:				\$ -
Other:				\$ -
Other:				\$ -
TOTAL DISBURSEMENTS:		\$ 120.00	\$ -	\$ 120.00

Time Sheet for D. MacIntosh

**Board File: EB-2013-0321 Ontario Power Generation 2014 - 2015 Payment Amounts
Costs Submission - June 12, 2014 to End**

Summary: Hours

Preparation	38.25
Attend. ADR	0.00
Attend. Hearing	34.75
Argument Prep.	0.00
Case Mngt. (CM)	0.75

Total 73.75

Date Hours Note

12-Jun-14	0.75	Prepare Oral Hearing Questions for VECC for June 13th
12-Jun-14	0.50	Review Oral Hearing Questions for Energy Probe for June 13th
17-Jun-14	0.50	Many Emails re Hearing Plans for Witness Panels
23-Jun-14	0.50	Many Emails re Hearing Plans for Witness Panels
25-Jun-14	1.00	Prepare for Cross on June 26th
13-Jul-14	0.75	Prepare for Cross on July 14th
15-Jul-14	0.50	Prepare for Hearing on July 17th
31-Jul-14	3.50	Review OPG Argument-in-Chief
07-Aug-14	4.75	Review Technical Conference and Hearing Transcripts
08-Aug-14	3.50	Review Technical Conference and Hearing Transcripts
16-Aug-14	2.75	Review Hearing Transcripts
18-Aug-14	4.50	Review Hearing Transcripts
20-Aug-14	3.25	Review Board Staff Submissions
23-Aug-14	2.25	Draft Argument
24-Aug-14	3.25	Review Draft Submissions of Select Intervenors,
26-Aug-14	2.00	Finalize Argument
21-Nov-14	1.75	Review Decision With Reasons
02-Dec-14	0.75	Review Draft Order for Payment Amounts from OPG
06-Dec-14	0.50	Review Board Staff Comments re Draft Order for Payment Amounts
08-Dec-14	1.00	Draft Energy Probe Comments on Draft Payment Amounts Order

Total 38.25 Preparation

Date Hours Note

12-Jun-14	5.50	Attend Hearing, Day 1
13-Jun-14	5.25	Attend Hearing, Day 2
26-Jun-14	6.25	Attend Hearing, Day 10
27-Jun-14	6.00	Attend Hearing, Day 11
14-Jul-14	5.75	Attend Hearing, Day 12
17-Jul-14	6.00	Attend Hearing, Day 15

Total 34.75 Attendance - Hearing

Date	Hours	Note
26-Aug-14	0.50	CM - File Energy Probe Argument
08-Dec-14	0.25	CM - File Comments on Draft Payment Amounts Order
Total	0.75	Case Management

 RECEIPT

 CAR PARK: Yonge & Eglinton Ctr
 DEVICE: Paystation 4
 PAID: 27/06/14 01:24P
 SHORT TERM 055586
 ENTRY: 27/06/14 09:28A
 EXIT: 27/06/14 01:23P
 PARKING DURATION: 000 03:55
 CHARGED DURATION: 000 02:40
 PAID: CAD20.00
 TAX FREE CAD17.70
 V.A.T. 13% : CAD2.30
 CASH PAYMENTS: CAD20.00

 RECEIPT

 CAR PARK: Yonge & Eglinton Ctr
 DEVICE: Paystation 5
 PAID: 14/07/14 04:42P
 SHORT TERM 056941
 ENTRY: 14/07/14 09:24A
 EXIT: 14/07/14 04:44P
 PARKING DURATION: 000 07:17
 CHARGED DURATION: 000 02:40
 PAID: CAD20.00
 TAX FREE CAD17.70
 V.A.T. 13% : CAD2.30
 CASH PAYMENTS: CAD20.00

 RECEIPT

 CAR PARK: Yonge & Eglinton Ctr
 DEVICE: Paystation 4
 PAID: 17/07/14 04:55P
 SHORT TERM 057281
 ENTRY: 17/07/14 09:17A
 EXIT: 17/07/14 04:57P
 PARKING DURATION: 000 07:37
 CHARGED DURATION: 000 02:40
 PAID: CAD20.00
 TAX FREE CAD17.70
 V.A.T. 13% : CAD2.30
 CASH PAYMENTS: CAD20.00

 RECEIPT

 CAR PARK: Yonge & Eglinton Ctr
 DEVICE: Paystation 4
 PAID: 13/06/14 04:25P
 SHORT TERM 053975
 ENTRY: 13/06/14 09:23A
 EXIT: 13/06/14 04:28P
 PARKING DURATION: 000 07:01
 CHARGED DURATION: 000 02:40
 PAID: CAD20.00
 TAX FREE CAD17.70
 V.A.T. 13% : CAD2.30
 CASH PAYMENTS: CAD20.00

 RECEIPT

 CAR PARK: Yonge & Eglinton Ctr
 DEVICE: Paystation 4
 PAID: 25/06/14 02:47P
 SHORT TERM 055474
 ENTRY: 25/06/14 09:06A
 EXIT: 25/06/14 12:41P
 PARKING DURATION: 000 03:34
 CHARGED DURATION: 000 02:40
 PAID: CAD20.00
 TAX FREE CAD17.70
 V.A.T. 13% : CAD2.30
 CASH PAYMENTS: CAD20.00

 RECEIPT

 CAR PARK: Yonge & Eglinton Ctr
 DEVICE: Paystation 4
 PAID: 26/06/14 05:03P
 SHORT TERM 055474
 ENTRY: 26/06/14 09:29A
 EXIT: 26/06/14 05:04P
 PARKING DURATION: 000 07:33
 CHARGED DURATION: 000 02:40
 PAID: CAD20.00
 TAX FREE CAD17.70
 V.A.T. 13% : CAD2.30
 CASH PAYMENTS: CAD20.00
