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Columnist, The Globe and Mail

May 16, 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-2012-0167**  
**Thunder Bay Hydro Electricity Distribution Inc. – 2013 Cost of Service Application**  
**Energy Probe – Costs Submission**

Pursuant to the Decision and Order, issued by the Board on April 18, 2013, attached please find the Costs Submission of Energy Probe Research Foundation (Energy Probe) in the EB-2012-0167 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: Cindy Speziale, Thunder Bay Hydro (By email)  
John Vellone, Borden Ladner Gervais LLP (By email)  
Randy Aiken, Consultant to Energy Probe (By email)

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

Phone: (416) 964-9223 Fax: (416) 964-8239 E-mail: [EnergyProbe@nextcity.com](mailto:EnergyProbe@nextcity.com) Internet: [www.EnergyProbe.org](http://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>2012-0167</u>	Process: <u>Thunder Bay Hydro 2013 COS Rates Application</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**

File # EB- 2012-0167

Process: Thunder Bay Hydro 2013 COS Rates Application

Party: Energy Probe Research Foundation

**Summary of Fees and Disbursements Being Claimed**

Legal/consultant fees	\$13,940.50
Disbursements	\$538.54
HST	\$938.80
<b>Total Cost Claim</b>	<b>\$15,417.34</b>

**Ontario Energy Board  
COST CLAIM FOR HEARINGS**



**Detail of Fees and Disbursements Being Claimed**

File # EB- <u>2012-0167</u>	Process: <u>Thunder Bay 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	23.10	\$330.00	\$7,623.00	\$495.50	\$8,118.50
Attendance - Technical Conference		\$330.00	\$0.00	\$0.00	\$0.00
Attendance - Settlement Conference	10.50	\$330.00	\$3,465.00	\$225.23	\$3,690.23
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
<b>TOTAL LEGAL/CONSULTANT FEES</b>			\$11,088.00	\$720.72	\$11,808.72

**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	\$242.40	\$15.76	\$258.16
Travel: Rail		\$0.00	\$0.00
Travel (Other):		\$0.00	\$0.00
Parking	\$18.00	included	\$18.00
Taxi or Airport Limo		\$0.00	\$0.00
Accommodation	\$231.90	\$15.07	\$246.97
Meals	\$28.24	\$1.84	\$30.08
Other:		\$0.00	\$0.00
<b>TOTAL DISBURSEMENTS:</b>	\$520.54	\$32.67	\$553.21



DATE	HOURS	DESCRIPTION	RATE	TOTAL
<b>EXPENSES</b>				
<u>Travel - Car</u>				
Apr. 1		Chatham to Toronto (303 kms @ \$0.40/km)	121.20	
Apr. 3		Toronto to Chatham (303 kms @ \$0.40/km)	121.20	
		<b>Sub-Total - Travel - Car</b>		<b>242.40</b>
<u>Travel - Other</u>				
Apr. 3		Parking at OEB	15.93	
		<b>Sub-Total - Travel - Other</b>		<b>15.93</b>
<u>Accommodation</u>				
Apr. 1		Hotel, including parking	90.95	
Apr. 2		Hotel, including parking	140.95	
		<b>Sub-Total - Accommodation</b>		<b>231.90</b>
<u>Meals</u>				
Apr. 2		Lunch	5.27	
Apr. 2		Dinner	17.70	
Apr. 3		Lunch	5.27	
		<b>Sub-Total - Meals</b>		<b>28.24</b>
<b>SUMMARY</b>				
		<b>TOTAL FEES AND EXPENSES</b>		<b>11,606.47</b>
<u>HST DETAIL</u>				
		Consulting Fees (@ 13.0%)		1,441.44
		Travel - Car (@ 13.0%)		31.51
		Travel - Other (@ 13.0%)		2.07
		Accommodation (@ 13.0%)		30.15
		Meals (@ 13.0%)		3.67
		<b>TOTAL HST</b>		<b>1,508.84</b>
<b>SUBTOTAL</b>				<b>11,606.47</b>
<b>H.S.T.</b>				<b>1,508.84</b>
<b>TOTAL</b>				<b>\$13,115.31</b>

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

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

A/R Number  
Group Code  
Invoice No.  
Reference #

Room No. 231 Page No. 1 of 1  
Arrival 04-01-13 Cashier No. 121  
Departure 04-03-13 User ID ARU

Date	Description	Charges	Credits
04-01-13	*Accommodation	79.00	
04-01-13	Room HST 13%	10.27	
04-01-13	Parking 4	11.95	
04-01-13	Other HST 13%	1.55	
04-02-13	In Room Dining-Food Room# 231 : CHECK# 740739	30.78	
04-02-13	*Accommodation	129.00	
04-02-13	Room HST 13%	16.77	
04-02-13	Parking 4	11.95	
04-02-13	Other HST 13%	1.55	
<b>Total</b>		<b>292.82</b>	<b>0.00</b>
<b>Balance</b>		<b>292.82</b>	

					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

RECEIPT

CAR PARK: Yonge & Eglinton Ctr  
DEVICE: Paystation 2  
PAID: 03/04/13 03:49P  
SHORT TERM 053164  
ENTRY: 03/04/13 07:06A  
EXIT: 03/04/13 03:51P  
PARKING DURATION: 000 03:43  
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



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

4/02/13 11:51 AM 0752 31 0022 238

F2 HAM KAISER 4.29 RF  
F2G BEVERAGE 1.00 RF  
R-HST 5% .26  
F-PREP FOOD TX 8% .42  
TAX .68 BAL 5.97  
ROUNDING 0.02-  
ROUNDED TOTAL 5.95  
Cash 6.00  
CHANGE .05

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 \*\*\*  
4/02/13 11:51 0752 31 0022 238

838387

R/b

IN ROOM DINING  
1250 EGLINTON AVENUE EAST  
TORONTO, ONTARIO  
M3C 1J3  
GST # R - 870011962  
SRV 123 TABLE 1231/1 TIME 18:17  
ROOM SERVE

1 BEEF STIR FRY 18.00  
1 DELIVERY CHARGE 3.00  
HST 3.08  
GRATUITY 15% 2.70

NET SALES 21.00 GRAND TOTAL 26.78

ROOM NO. 231 TIPS 4.00

TOTAL 30.78



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

4/03/13 12:00 PM 0752 53 0034 305

F2G BEVERAGE 1.00 RF  
F2 TURKEY KAISER 4.29 RF  
R-HST 5% .26  
F-PREP FOOD TX 8% .42  
TAX .68 BAL 5.97  
ROUNDING 0.02-  
ROUNDED TOTAL 5.95  
Cash 6.00  
CHANGE .05

TOTAL NUMBER OF ITEMS SOLD = 2

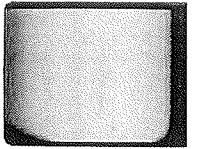
WIN \$1,000 IN GROCERY GIFT CARDS  
Visit: metrosurvey.ca

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

\*CUSTOMER CARE NUMBER 1-877-763-7374 \*  
\*\*\* metro.ca \*\*\*  
4/03/13 12:00 0752 53 0034 305

PRINT NAME .....

SIGNATURES .....  
\*\*\* GRATUITY INCLUDED IN BILL \*\*\*  
4/2/13 GUEST 1 NUMBER 740739





**Ontario Energy Board**  
**COST CLAIM FOR HEARINGS**



**Detail of Fees and Disbursements Being Claimed**

File # EB- <u>2012-0167</u>	Process: <u>Thunder Bay Hydro 2013 COS Rates Application</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	7.25	\$290.00	\$2,102.50	\$136.66	\$2,239.16
Attendance - Technical Conference		\$290.00	\$0.00	\$0.00	\$0.00
Attendance - Settlement Conference	2.00	\$290.00	\$580.00	\$37.70	\$617.70
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
<b>TOTAL LEGAL/CONSULTANT FEES</b>			\$2,852.50	\$185.41	<b>\$3,037.91</b>

**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	\$18.00	included	\$18.00
Taxi or Airport Limo		\$0.00	\$0.00
Accommodation		\$0.00	\$0.00
Meals		\$0.00	\$0.00
Other:		\$0.00	\$0.00
<b>TOTAL DISBURSEMENTS:</b>	\$18.00	\$0.00	<b>\$18.00</b>

**Time Sheet for D. MacIntosh**

**Board File: EB-2012-0167 Thunder Bay Hydro 2013 COS Rates**

**Summary: Hours**

Preparation	7.25
Attend. Tech.	0.00
Attend. ADR	2.00
Attend. Hearing	0.00
Argument Prep.	0.00
Case Mngt. (CM)	1.00

**Total 10.25**

**Date Hours Note**

12-Dec-12	1.75	prep - Preliminary Review of Prefiled Evidence
12-Dec-12	0.50	prep - Draft Notice of Intervention
28-Jan-13	1.00	prep - Draft Interrogatories
11-Mar-13	1.00	prep - Draft Supplemental Interrogatories
30-Mar-13	1.25	prep - Review Evidence, IRs & Supplemental IRs Prior to ADR
02-Apr-13	0.25	prep - Consultant Communication re Settlement Conference
03-Apr-13	0.25	prep - Consultant Communication re Settlement Conference
14-Apr-13	0.75	prep - Review Settlement Proposal & Emails
19-Apr-13	0.50	prep - Review Decision and Order

**Total 7.25 Preparation**

**Date Hours Note**

02-Apr-13	2.00	Attend Settlement Conference Day 1
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**Total 2.00 Settlement Conference Attendance**

**Date Hours Note**

12-Dec-12	0.50	CM - File Intervention Itr & Notice.
28-Jan-13	0.25	CM - Check & File Interrogatoriess
11-Mar-13	0.25	CM - Check & File Supplemental Interrogatories

**Total 1.00 Case Management**

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RECEIPT  
-----  
CAR PARK: Yonge & Eglinton Ctr  
DEVICE: Paystation 5  
PAID: 02/04/13 04:25P  
  
SHORT TERM 003933  
ENTRY: 02/04/13 01:07P  
EXIT: 02/04/13 04:27P  
PARKING DURATION: 000 03:18  
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  
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836387