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By Electronic Filing & Hand Delivery

July 4, 2013

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

Dear Ms. Walli,

**Re: Notice of Hearing for Cost Awards**  
**Implementation of the Renewed Regulatory Framework for Electricity**  
**Distributors and Transmitters Board File Nos.: EB-2010-0377, EB-2010-0379, EB-2011-0004 and EB-2011-0043**

I am writing on behalf of the Retail Council of Canada ("RCC") to provide you with copies of its cost submission as requested in your Notice of Hearing for Cost Awards, dated June 26, 2013, for the Implementation of the Renewed Regulatory Framework for Electricity and in accordance with previous correspondence. Additionally, as required by section 10.02 of the Board's Practice Direction on Cost Awards (revised March 19, 2013) this letter addresses the reasons why costs should be awarded.

We are filing the following:

- This letter;
- RCC's costs submission spreadsheets; and
- Supporting materials in PDF form.

Our materials will be filed in the following manner:

- Two (2) paper copies of the entire filing will be sent to your attention at the Ontario Energy Board; and
- An electronic version of the entire filing will be submitted through the Board's web portal.

Additionally, an electronic version will be served on each rate-regulated licensed electricity distributor and each rate-regulated licensed electricity transmitter, as required.

Pursuant to rule 6.10 of the Practice Direction on Cost Awards (revised March 19, 2013), curricula vitae have not been attached to this cost submission because we have provided them to the Board for both Travis Allan and Laura Zizzo in another process within the preceding 24 months.

### **Reasons why costs should be awarded**

RCC submitted its Request for Participant Status and Cost Award Eligibility on October 29, 2012 and was found eligible in these respects by the Board in its Decision on Cost Eligibility dated January 8, 2013.

RCC represents Ontario and Canada's retail sectors; members account for 80% of total retail sales in the country.

RCC participated responsibly in the consultation and avoided duplication by focusing on how the matters covered in the consultation may affect retailers in their capacity as rate-payers.

### **RCC Contacts**

RCC requests that further communications with respect to this matter be sent to the following:

Retail Council of Canada  
Suite 800 – 1881 Yonge Street,  
Toronto, ON M4S 3C4

Zizzo Allan Professional Corporation  
Suite 201 – 156 Front Street West  
Toronto, ON M5J 2L6

#### **Gary Rygus**

Director, Government Relations (Ontario)  
Tel: (416) 922-0553 ext. 225  
Fax: (416) 922-8011  
E-mail: grygus@retailcouncil.org

#### **Travis J. Allan**

Partner  
Tel: (416) 417-1195  
Fax: (888) 734-9459  
E-mail: travis@zizzoallan.com

#### **Jonathan Farkouh**

Manager, Member Programs  
Tel: (416) 922-6678 ext. 319  
Fax: (416) 922-8011  
E-mail: jfarkouh@retailcouncil.org

#### **Laura Zizzo**

Partner  
Tel: (416) 817-5140  
Fax: (888) 734-9459  
E-mail: laura@zizzoallan.com

I would like to take this opportunity to thank the Board on behalf of RCC for the opportunity to participate in this consultation.

Please contact me if the Board requires any further information in relation to this submission.

Sincerely,

**Zizzo Allan Professional Corporation**

[Signed original sent to the Board]

Travis J. Allan

*Encl.*

CC: All rate-regulated licensed electricity distributors and all rate-regulated licensed electricity transmitters  
G. Rygus, RCC  
J. Farkouh, RCC  
L. Zizzo, Zizzo Allan Professional Corporation

**Ontario Energy Board**  
**COST CLAIM FOR CONSULTATIONS**



**Affidavit and Summary of Fees and Disbursements**

This form should be used by a party (defined in the Practice Direction on Cost Awards as including a participant in a consultation process) in a consultation 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 Notice of Hearing for Cost Awards. 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 "Statement of Disbursements Being Claimed" is required for each consultant or lawyer/articling student/paralegal. However only one "Statement of Fees Being Claimed" and one "Summary of Fees and Disbursements Being Claimed" 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.**

<b>File # EB-</b>	<b>2010-0377,2010-0379,2011-0004,2011-0043</b>	<b>Process:</b>	<b>Implementation of the RRFE</b>
<b>Party:</b>	<b>Retail Council of Canada</b>	<b>Affiant's Name:</b>	<b>Travis Allan</b>
<b>HST Number:</b>	<b>104498688RT0001</b>	<b>HST Rate Ontario:</b>	<b>13.00%</b>
	Full Registrant <input checked="checked" type="checkbox"/>	Qualifying Non-Profit	<input type="checkbox"/>
	Unregistered <input type="checkbox"/>	Tax Exempt	<input type="checkbox"/>
	Other <input type="checkbox"/>		

**Affidavit**

I, **Travis Allan**, of the City/Town of **Toronto**  
in the Province/State of **Ontario**, 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 of Fees Being Claimed" and "Statement(s) of Disbursements Being Claimed".
3. The attached "Summary of Fees and Disbursements Being Claimed", "Statement 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.

[signed original sent to Board]

**Signature of Affiant**

Sworn or affirmed before me at the City/Town of **Toronto**,  
in the Province/State of **Ontario**, on **July 4, 2013**  
(date)

[commissioned original sent to Board]

**Commissioner for taking Affidavits**

Affidavit and Summary

**Ontario Energy Board**  
**COST CLAIM FOR CONSULTATIONS**  
**Affidavit and Summary of Fees and Disbursements**



**File # EB-** 2010-0377,2010-0379,2011-0004,2011-0043 **Process:** Implementation of the RRFE

**Party:** Retail Council of Canada

**Summary of Fees and Disbursements Being Claimed**

Legal/consultant fees	\$1,700.00
Disbursements	\$14.15
HST	\$222.84
<b>Total Cost Claim</b>	<b>\$1,936.99</b>

**Detail of Fees and Disbursements Being Claimed**

**Statement of Fees Being Claimed**

Statement of Fees being claimed for Eligible Activity is found on the second tab of this workbook.

**Statement(s) of Disbursements Being Claimed**

Statement of Disbursements being claimed is found on the third tab of this workbook.

**Payment due: Jul 18, 2013**

Ontario Energy Board - RRFE Consultation  
Invoice # 13029

Invoice Issued: Jul 04, 2013

**Please make payment to Zizzo Allan  
Professional Corporation**



**Zizzo Allan Professional Corporation**

156 Front St. W., Suite 201  
Toronto ON M5J 2L6 Canada  
1 (888) 734-9459

Billed To  
Retail Council of Canada  
1881 Yonge Street, Suite 800  
Toronto ON M4S 3C4  
Canada

# Invoice

Billable Time	\$1,700.00
Expenses	\$14.15
	\$1,714.15
Taxes	\$222.84
	\$1,936.99
Retainer Applied	\$0.00
Invoice Total	<b>\$1,936.99</b>

Payment due: **Jul 18, 2013**

Thank you for choosing Zizzo Allan to assist you with the RRFE Consultation. We acknowledge RCC is a not-for-profit organization and is dependent on the Ontario Energy Board to cover its costs in this consultation process. The Board has identified the eligible activities and maximum number of hours for which cost awards would be available.

To that end, please note that we have written-off time, which was in excess of the Board's approved hours for eligible activities.

# invoice details

Item	Worker	Completed	Type	Hrs / Qty	Rate / Price	Taxes	Subtotal
Leader Courier - Basic Service, Ontario Energy Board P.O.	Travis Allan	2012-10-30	Expense		\$14.15	HST 13%	\$14.15
Review of materials provided by Board Staff and preparation for January 10, 2013 Stakeholder Meeting;	Travis Allan	2013-01-10	Timed	02:00	\$170.00	HST 13%	\$340.00
Review of materials provided by Board Staff and preparation for and attendance at January 10, 2013 Stakeholder Meeting;	Laura Zizzo	2013-01-10	Timed	08:00	\$170.00	HST 13%	\$1,360.00

Subtotal	\$1,714.15
HST 13%	\$222.84

Total due by Jul 18, 2013	<b>\$1,936.99</b>
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**Ontario Energy Board**  
**COST CLAIM FOR CONSULTATIONS**  
**Affidavit and Summary of Fees and Disbursements**



**Individual Whose Costs are Being Claimed**

**Name:** Travis Allan

**Counsel/Articling Student/Paralegal:**

☒

**Consultant:**

☐

**CV attached:**

☐

Completed Years  
Practicing/Years of relevant  
experience

4

**CV not required:**

☒

**Name:** Laura Zizzo

**Counsel/Articling Student/Paralegal:**

☒

**Consultant:**

☐

**CV attached:**

☐

Completed Years  
Practicing/Years of relevant  
experience

5

**CV not required:**

☒

**Name:**

**Counsel/Articling Student/Paralegal:**

☐

**Consultant:**

☐

**CV attached:**

☐

Completed Years  
Practicing/Years of relevant  
experience

**CV not required:**

☐

**Name:**

**Counsel/Articling Student/Paralegal:**

☐

**Consultant:**

☐

**CV attached:**

☐

Completed Years  
Practicing/Years of relevant  
experience

**CV not required:**

☐

**Name:**

**Counsel/Articling Student/Paralegal:**

☐

**Consultant:**

☐

**CV attached:**

☐

Completed Years  
Practicing/Years of relevant  
experience

**CV not required:**

☐

**Ontario Energy Board**  
**COST CLAIM FOR CONSULTATIONS**  
**Statement of Fees Being Claimed**



File # EB- 2010-0377,2010-0379,2011-0004,2011-0043

Process Implementation of the RRFE

Eligible Participant Retail Council of Canada

HST Rate: 13%

Eligible Activity --->

EB-2010-0377

Preparation for, attendance at and reporting on the **distribution network planning working group** meetings (*work only - up to 10 hours per meeting*)

Individual Whose Fees are Being	Hourly rate	06-Dec-12	13-Dec-12	14-Jan-13	24-Jan-13	07-Feb-13
Travis Allan	\$170.00					
Laura Zizzo	\$170.00					
<b>Totals:</b>		0.00	0.00	0.00	0.00	0.00



**Ontario Energy Board**  
**COST CLAIM FOR CONSULTATIONS**  
**Statement of Fees Being Claimed**



EB-2011-0004 only							
<i>working group members</i>	Preparation for, attendance at and reporting on the <b>smart grid working group</b> meetings ( <i>working group members only - up to 10 hours per meeting</i> )			Preparation for, attendance at and reporting on the <b>asset redefinition working group</b> meetings ( <i>working group members only - up to 10 hours per meeting</i> )			Preparation for, attei
	<i>12-Feb-13</i>	<i>08-Nov-12</i>	<i>20-Nov-12</i>	<i>29-Nov-12</i>	<i>19-Nov-12</i>	<i>26-Nov-12</i>	<i>10-Dec-12</i>

0.00

**Ontario Energy Board**  
**COST CLAIM FOR CONSULTATIONS**  
**Statement of Fees Being Claimed**



EB-2011-0043							
Attendance at and reporting on the <b>planning process working group</b> meetings ( <i>working group members only - up to 10 hours per meeting</i> )				Comments on <b>Planning Process Working Group's</b> Draft Report to the Board (up to 5 hours)	Preparation for, attendance at and reporting on stakeholder meeting (up to 10 hours)	Participation in Webinar ( <i>up to 2 hours for non Performance, Benchmarking, and Rate Adjustment Indices working group members only</i> )	Participation
<i>21-Nov-12</i>	<i>28-Nov-12</i>	<i>05-Dec-12</i>	<i>12-Dec-12</i>	<i>19-Feb-13</i>	<i>10-Jan-13</i>	<i>01-Mar-13</i>	<i>11-Jan-13</i>
					2.00		
					8.00		
0.00	0.00	0.00	0.00	0.00	10.00	0.00	0.00

# Ontario Energy Board

## COST CLAIM FOR CONSULTATIONS

### Statement of Fees Being Claimed



EB-2010-0379	EB-2010-0379
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on **Performance, Benchmarking, and Rate Adjustment Indices working group** covering preparation, attendance, and reporting time (working group members only - up to 10 hours per

21-Jan-13	22-Jan-13	04-Feb-13	05-Feb-13	14-Feb-13	21-Feb-13	22-Feb-13	01-Mar-13
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00

**Ontario Energy Board**  
**COST CLAIM FOR CONSULTATIONS**  
**Statement of Fees Being Claimed**



er meeting)

<i>08-Apr-13</i>	Subtotal	HST	Total
	\$340.00	\$44.20	\$384.20
	\$1,360.00	\$176.80	\$1,536.80
	\$0.00	\$0.00	\$0.00
	\$0.00	\$0.00	\$0.00
	\$0.00	\$0.00	\$0.00
0.00	<b>\$1,700.00</b>	<b>\$221.00</b>	
	Total legal/consultant fees:		<b>\$1,921.00</b>

**Ontario Energy Board**  
**COST CLAIM FOR CONSULTATIONS**  
**Statement of Disbursements Being Claimed**



<b>File #</b>	<b>EB- 2010-0377,2010-0379,2011-0004,2011-0043</b>	<b>Process:</b> Implementation of the RRFE
<b>Party:</b>	Retail Council of Canada	

**Name of individual whose disbursements are being claimed:** Travis Allan

<b>HST Rate Ontario: 13.00%</b>
---------------------------------

	Net Cost	HST	Total
Photocopies		\$0.00	\$0.00
Printing		\$0.00	\$0.00
Fax		\$0.00	\$0.00
Courier	\$14.15	\$1.84	\$15.99
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		\$0.00	\$0.00
Taxi or Airport Limo		\$0.00	\$0.00
Accommodation (room only)		\$0.00	\$0.00
Meals		\$0.00	\$0.00
Other:		\$0.00	\$0.00
<b>TOTAL DISBURSEMENTS:</b>	\$14.15	\$1.84	<b>\$15.99</b>

**Ontario Energy Board**  
**COST CLAIM FOR CONSULTATIONS**  
**Statement of Disbursements Being Claimed**



<b>File # EB-</b>	<u>2010-0377,2010-0379,2011-0004,2011-0043</u>	<b>Process:</b> <u>Implementation of the RRFE</u>
<b>Party:</b>	<u>Retail Council of Canada</u>	

**Name of individual whose disbursements are being claimed:** Laura Zizzo

<b>HST Rate Ontario: 13.00%</b>
---------------------------------

	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		\$0.00	\$0.00
Taxi or Airport Limo		\$0.00	\$0.00
Accommodation (room only)		\$0.00	\$0.00
Meals		\$0.00	\$0.00
Other:		\$0.00	\$0.00
<b>TOTAL DISBURSEMENTS:</b>	\$0.00	\$0.00	<b>\$0.00</b>

2/

**Ontario Energy Board**  
**COST CLAIM FOR CONSULTATIONS**  
**Statement of Disbursements Being Claimed**



<b>File #</b>	<b>EB- 2010-0377,2010-0379,2011-0004,2011-0043</b>	<b>Process:</b> Implementation of the RRFE
<b>Party:</b>	Retail Council of Canada	

**Name of individual whose disbursements are being claimed:**

<b>HST Rate Ontario: 13.00%</b>
---------------------------------

	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		\$0.00	\$0.00
Taxi or Airport Limo		\$0.00	\$0.00
Accommodation (room only)		\$0.00	\$0.00
Meals		\$0.00	\$0.00
Other:		\$0.00	\$0.00
<b>TOTAL DISBURSEMENTS:</b>	\$0.00	\$0.00	<b>\$0.00</b>

**Ontario Energy Board**  
**COST CLAIM FOR CONSULTATIONS**  
**Statement of Disbursements Being Claimed**



<b>File #</b>	<b>EB- 2010-0377,2010-0379,2011-0004,2011-0043</b>	<b>Process:</b> Implementation of the RRFE
<b>Party:</b>	Retail Council of Canada	

**Name of individual whose disbursements are being claimed:**

<b>HST Rate Ontario: 13.00%</b>
---------------------------------

	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		\$0.00	\$0.00
Taxi or Airport Limo		\$0.00	\$0.00
Accommodation (room only)		\$0.00	\$0.00
Meals		\$0.00	\$0.00
Other:		\$0.00	\$0.00
<b>TOTAL DISBURSEMENTS:</b>	\$0.00	\$0.00	<b>\$0.00</b>



**Ontario Energy Board**  
**COST CLAIM FOR CONSULTATIONS**  
**Statement of Disbursements Being Claimed**



<b>File #</b>	<b>EB- 2010-0377,2010-0379,2011-0004,2011-0043</b>	<b>Process:</b> Implementation of the RRFE
<b>Party:</b>	Retail Council of Canada	

**Name of individual whose disbursements are being claimed:**

<b>HST Rate Ontario: 13.00%</b>
---------------------------------

	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		\$0.00	\$0.00
Taxi or Airport Limo		\$0.00	\$0.00
Accommodation (room only)		\$0.00	\$0.00
Meals		\$0.00	\$0.00
Other:		\$0.00	\$0.00
<b>TOTAL DISBURSEMENTS:</b>	\$0.00	\$0.00	<b>\$0.00</b>

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179 Carlton Street  
Toronto, Ont. M5A 2K3

## INVOICE

No. 50031  
Date November 05, 2012  
Terms Net due, 30 days  
Due December 05, 2012  
Page 1

Sold to: ZIZ001

**Zizzo Allan Climate Law LLP**  
**201-156 Front St West**  
**Toronto, ON**  
**M5J 2L6**

Item	Details	Amount	Fuel Surcharge	Sub Total	Tax	Total
Charges	for the period: 2012-10-16 - 2012-10-31					
290474	2012-10-30 Basic service	12.75	1.40	14.15	1.84	15.99
	201-156 Front St West Toro - Ontario Energy Board P.O. B					

[11-46] RCC - Participation  
in OEB Consultation

Please reference your Account and Invoice numbers with payment. Payments received after the date of this invoice will be reflected on your next invoice.

Business no.: R103012563

Subtotal	12.75
Fuel surcharge	1.40
HST	1.84
Current charges	15.99
Previous balance	15.99
Payments received	0.00
Amount due	31.98

14.15