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Columnist, The Globe and Mail

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July 10, 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-2012-0162**  
**PUC Distribution Inc. – 2013 Cost of Service Application**  
**Energy Probe – Costs Submission**

Pursuant to the Decision and Order, issued by the Board on July 4, 2013, please find the Costs Submission of Energy Probe Research Foundation (Energy Probe) in respect of PUC Distribution in the EB-2012-0162 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: Jennifer Uchmanowicz, PUC Distribution (By email)  
James Sidlofsky, 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>2012-0162</u>	Process: <u>PUC Distribution Inc. 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"/>	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- 2012-0162

Process: PUC Distribution Inc. 2013 COS Rates App.

Party: Energy Probe Research Foundation

**Summary of Fees and Disbursements Being Claimed**

Legal/consultant fees	\$14,002.50
Disbursements	\$550.78
HST	\$941.18
<b>Total Cost Claim</b>	<b>\$15,494.46</b>

**Ontario Energy Board  
COST CLAIM FOR HEARINGS**



**Detail of Fees and Disbursements Being Claimed**

File # EB- <u>2012-0162</u>	Process: <u>PUC Distribution Inc. 2013 COS Rates App.</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	21.00	\$330.00	\$6,930.00	\$450.45	\$7,380.45
Attendance - Technical Conference		\$330.00	\$0.00	\$0.00	\$0.00
Attendance - Settlement Conference	12.00	\$330.00	\$3,960.00	\$257.40	\$4,217.40
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>			\$10,890.00	\$707.85	\$11,597.85

**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	\$121.20	\$7.88	\$129.08
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	\$311.90	\$20.27	\$332.17
Meals	\$45.68	\$2.97	\$48.65
Other:		\$0.00	\$0.00
<b>TOTAL DISBURSEMENTS:</b>	\$514.78	\$31.12	\$545.90

# INVOICE

## AIKEN & ASSOCIATES

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

INVOICE NO. 021-2013  
DATE July 4, 2013  
HST REGISTRATION NO. 130417983

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

PROJECT	
EB-2012-0162 - PUC Distribution Inc. - 2013 COS Rates Application	
Page 1 of 2	

DATE	HOURS	DESCRIPTION	RATE	TOTAL
Jan. 30	1.10	Review of evidence & preparation of interrogatories		
Jan. 31	6.20	Review of evidence & preparation of interrogatories		
Apr. 5	6.40	Review of interrogatory responses & preparation of supplemental interrogatories		
May 19	4.60	Review of supplemental interrogatory responses & preparation for ADR		
May 20	1.50	Review of supplemental interrogatory responses & preparation for ADR		
May 21	7.00	Attendance at settlement conference		
May 22	5.00	Attendance at settlement conference		
June 1	0.60	Review of draft settlement agreement & preparation of comments		
June 6	0.40	Review of revised draft settlement agreement & preparation of comments		
June 13	0.20	Review of revised draft settlement agreement		
	33.00	Sub-total - Consulting Costs	330.00	10,890.00

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

DATE	HOURS	DESCRIPTION	RATE	TOTAL
<b>EXPENSES</b>				
<b>Travel - Car</b>				
May 20		Chatham to Toronto (303 kms @ \$0.40/km)	121.20	
		<b>Sub-Total - Travel - Car</b>		<b>121.20</b>
<b>Travel - Other</b>				
May 21		Parking at OEB	15.93	
May 22		Parking at OEB	15.93	
		<b>Sub-Total - Travel - Other</b>		<b>31.86</b>
<b>Accommodation</b>				
May 20		Hotel, including parking	150.95	
May 21		Hotel, including parking	160.95	
		<b>Sub-Total - Accommodation</b>		<b>311.90</b>
<b>Meals</b>				
May 20		Dinner	17.70	
May 21		Lunch	5.29	
May 21		Dinner	17.70	
May 22		Lunch	4.99	
		<b>Sub-Total - Meals</b>		<b>45.68</b>
<b>SUMMARY</b>				
		<b>TOTAL FEES AND EXPENSES</b>		<b>11,400.64</b>
<b>HST DETAIL</b>				
		Consulting Fees (@ 13.0%)		1,415.70
		Travel - Car (@ 13.0%)		15.76
		Travel - Other (@ 13.0%)		4.14
		Accommodation (@ 13.0%)		40.55
		Meals (@ 13.0%)		5.94
		<b>TOTAL HST</b>		<b>1,482.09</b>
SUBTOTAL				11,400.64
H.S.T.				1,482.09
TOTAL				<b>\$12,882.73</b>

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



TORONTO DON VALLEY HOTEL & SUITES

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

A/R Number  
Group Code  
Invoice No.  
Reference #

Room No. 335 Page No. 1 of 2  
Arrival 05-20-13 Cashier No. 108  
Departure 05-23-13 User ID THAO

Date	Description	Charges	Credits
05-20-13	In Room Dining-Food Room# 335 : CHECK# 745292	33.01	
05-20-13	*Accommodation	139.00	<i>EB-2012-0112 PUC</i>
05-20-13	Room HST 13%	18.07	
05-20-13	Parking 4	11.95	
05-20-13	Other HST 13%	1.55	
05-21-13	In Room Dining-Food Room# 335 : CHECK# 745364	43.41	
05-21-13	*Accommodation	149.00	<i>UNION GAS IKM</i>
05-21-13	Room HST 13%	19.37	
05-21-13	Parking 4	11.95	
05-21-13	Other HST 13%	1.55	
05-22-13	*Accommodation	159.00	
05-22-13	Room HST 13%	20.67	
05-22-13	Parking 4	11.95	
05-22-13	Other HST 13%	1.55	

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



TORONTO DON VALLEY HOTEL & SUITES

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

A/R Number  
 Group Code  
 Invoice No.  
 Reference #

Room No.                   **335**                   Page No.                   2 of 2  
 Arrival                    05-20-13                   Cashier No.               108  
 Departure                05-23-13                   User ID                   THAO

Date	Description	Charges	Credits
<b>Total</b>		<b>622.03</b>	<b>0.00</b>
<b>Balance</b>		<b>622.03</b>	

					Room HST 13		Other HST 13		
0.00	0.00	0.00	0.00	0.00	58.11	0.00	4.65	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



R/S

R/S

IN ROOM DINING  
1250 EGLINTON AVENUE EAST  
TORONTO, ONTARIO  
M3C 1J3

IN ROOM DINING  
1250 EGLINTON AVENUE EAST  
TORONTO, ONTARIO  
M3C 1J3

GST # R - 870011962  
SRV 123 TABLE 1335/1 TIME 19:23  
ROOM SERVE

GST # R - 870011962  
SRV 123 TABLE 1335/1 TIME 19:24  
ROOM SERVE

1 DV BURGER 16.00  
1 SPRITE 2.95  
1 DELIVERY CHARGE 3.00  
HST 3.22  
GRATUITY 15% 2.84

1 BEEF STIR FRY 18.00  
1 SPRITE 2.95  
1 TRIO OF ICE CREA 6.00  
1 DELIVERY CHARGE 3.00  
HST 4.42  
GRATUITY 15% 4.04

NET SALES 21.95 GRAND TOTAL 28.01

NET SALES 29.95 GRAND TOTAL 38.41

ROOM NO. 335 TIPS 5.00

ROOM NO. 335 TIPS 5.00

TOTAL 33.01

TOTAL 43.41

PRINT NAME

PRINT NAME

SIGNATURES  
\*\*\* GRATUITY INCLUDED IN BILL \*\*\*  
5/20/13 GUEST 1 NUMBER 745292 REPRINT

SIGNATURES  
\*\*\* GRATUITY INCLUDED IN BILL \*\*\*  
5/21/13 GUEST 1 NUMBER 745364 REPRINT

**metro**

**metro**

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

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

5/21/13 12:54 PM 0752 53 0101 305

5/22/13 1:06 PM 0752 33 0066 308

F2 TURKEY 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

F2G0 EGGSLO SNOW 3.99 RF  
F2G BEVERAGE 1.00 RF  
R-HST 5% .25  
F-PREP FOOD TX 8% .40  
TAX .65 BAL 5.64  
ROUNDING 0.01  
ROUNDED TOTAL 5.65  
Cash 7.00  
CHANGE 1.35

TOTAL NUMBER OF ITEMS SOLD = 2

TOTAL NUMBER OF ITEMS SOLD = 2

WIN \$1,000 IN GROCERY GIFT CARDS  
Visit: [metrosurvey.ca](http://metrosurvey.ca)

WIN \$1,000 IN GROCERY GIFT CARDS  
Visit: [metrosurvey.ca](http://metrosurvey.ca)

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

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

\*CUSTOMER CARE NUMBER 1-877-763-7374 \*  
\*\*\*\* [metro.ca](http://metro.ca) \*\*\*\*  
5/21/13 12:54 0752 53 0101 305

\*CUSTOMER CARE NUMBER 1-877-763-7374 \*  
\*\*\*\* [metro.ca](http://metro.ca) \*\*\*\*  
5/22/13 13:06 0752 33 0066 308

RECEIPT  
CAR PARK: Yonge & Eglinton Ctr  
DEVICE: Paystation 3  
PAID: 21/05/13 05:42P  
SHORT TERM 069047  
ENTRY: 21/05/13 07:06A  
EXIT: 21/05/13 05:46P  
PARKING DURATION: 000 10:36  
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: 22/05/13 03:34P  
SHORT TERM 069304  
ENTRY: 22/05/13 07:04A  
EXIT: 22/05/13 03:34P  
PARKING DURATION: 000 08:30  
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



**Ontario Energy Board  
COST CLAIM FOR HEARINGS**



**Detail of Fees and Disbursements Being Claimed**

File # EB- <u>2012-0162</u>	Process: <u>PUC Distribution Inc. 2013 COS Rates App.</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"/>	_____
	14
CV attached: <input type="checkbox"/>	CV not required: <input checked="" type="checkbox"/>

**Statement of Fees Being Claimed**

	Hours	Hourly rate	Subtotal	HST	Total
Preparation	8.50	\$290.00	\$2,465.00	\$160.23	\$2,625.23
Attendance - Technical Conference		\$290.00	\$0.00	\$0.00	\$0.00
Attendance - Settlement Conference	1.50	\$290.00	\$435.00	\$28.28	\$463.28
Attendance - Oral Hearing		\$290.00	\$0.00	\$0.00	\$0.00
Argument		\$290.00	\$0.00	\$0.00	\$0.00
Case Management	1.25	\$170.00	\$212.50	\$13.81	\$226.31
<b>TOTAL LEGAL/CONSULTANT FEES</b>			\$3,112.50	\$202.31	\$3,314.81

**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	\$18.00

**Time Sheet for D. MacIntosh**  
**Board File: EB-2012-0162 PUC Distribution Inc. 2013 COS Rates**

**Summary: Hours**

Preparation	<b>8.50</b>
Attend. Tech.	<b>0.00</b>
Attend. ADR	<b>1.50</b>
Attend. Hearing	<b>0.00</b>
Argument Prep.	<b>0.00</b>
Case Mngt. (CM)	<b>1.25</b>
<b>Total</b>	<b>11.25</b>

**Date Hours Note**

28-Dec-12	2.25	prep - Preliminary Review of Prefiled Evidence
28-Dec-12	0.50	prep - Draft Notice of Intervention
01-Feb-13	1.50	prep - Draft Interrogatories
16-Apr-13	1.00	prep - Draft Supplemental Interrogatories
25-Apr-13	0.25	prep - Respond to Question from Applicant, Supplemental Interrogatories
19-May-13	1.50	prep - Review Evidence, IRs & Supplemental IRs Prior to ADR
22-May-13	0.25	prep - Consultant Communication re Settlement Conference
04-Jun-13	0.75	prep - Review Settlement Proposal & Emails
05-Jul-13	0.50	prep - Review Decision and Order
<b>Total</b>	<b>8.50</b>	<b>Preparation</b>

**Date Hours Note**

21-May-13	1.50	Attend ADR, Day 1
<b>Total</b>	<b>1.50</b>	<b>Attendance - ADR</b>

**Date Hours Note**

28-Dec-12	0.50	CM - File Intervention ltr & Notice.
06-Feb-13	0.25	CM - Check & File Interrogatoriess
16-Apr-13	0.25	CM - Circulate Draft Supplemental Interrogatories to Intervenors
19-Apr-13	0.25	CM - Check & File Supplemental Interrogatories
<b>Total</b>	<b>1.25</b>	<b>Case Management</b>

-----  
RECEIPT  
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CAR PARK: Yonge & Eglinton Ctr  
DEVICE: Paystation 4  
PAID: 21/05/13 01:22P

SHORT TERM 009290  
ENTRY: 21/05/13 09:22A  
EXIT: 21/05/13 01:22P  
PARKING DURATION: 000 03:59  
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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