



WEILER, MALONEY, NELSON

Celebrating Over 65 Years of Service

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G. Bernard Weiler Q.C., LSM,
K.C.S.G. (1910-1996)

July 12, 2013

Ross B. Judge (Counsel)
Certified Specialist (Real Estate Law)

File #57695

Frederick J. W. Bickford
Certified Specialist (Labour Law)

VIA MAIL AND EMAIL BoardSec@ontarioenergyboard.ca

B. Paul Jasiura

Ontario Energy Board
2300 Yonge Street, 27th Floor
Toronto ON M4P 1E4

John A. Cyr
Certified Specialist
(Corporate and Commercial Law)

Attention: Ms. Kirsten Walli, Board Secretary

Brian A. Babcock

Dear Ms. Walli

Garth A. O'Neill
Certified Specialist (Labour Law)

Re: Renewed Regulatory Framework for Electricity Cost Claim
EB-2010-0377, EB-2010-0378, EB-2010-0379, EB-2011-0004,
EB-2011-0043

Deborah A. Humphreys

We are solicitors representing the Northwestern Ontario Associated Chamber of Commerce (NOACC), The Corporation of the City of Thunder Bay (the "City"), the Northwestern Ontario Municipal Association ("NOMA"), and Common Voice Northwest (CVNW) (hereinafter referred to as the "NOACC Coalition"), in the above noted co-ordinated consultation process. Pursuant to the Board's Notice of Hearing for Cost Awards dated June 26, 2013 we are pleased to file with the Ontario Energy Board NOACC's cost claim. Attached please find a Cost Claim for Hearing Form prepared according to section 10 of the Board's Practice Directions on Cost Awards.

Bradley A. Smith

Nick Melchiorre

Fhara Pottinger

Jennifer M. Lohuis

Sarah B. Marilla

AnnMarie Stilla

Mark P. Mikulasik

The Board's Notice of Hearing for Cost Awards dated June 26, 2013 provides NOACC the opportunity to seek costs in relation to the Board's consultation process to develop a Renewed Regulatory Framework for Electricity. The NOACC Coalition's time and disbursement for the this cost claim relates to Comments on the Planning Process Working Group's Draft Report to the Board.

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In determining the amount of costs awarded to NOACC we ask the Board to consider:

1. The NOACC Coalition has, and will continue to collaborate, represented by Weiler, Maloney, Nelson, to provide their collective questions, submissions and argument in relation to not only issues related to energy but also to environmental and other social imperatives, including but not limited to social imperatives that are peculiar to the geographical, economic and commercial needs of the Northwest Region. NOACC, The City, CVNW and NOMA have been and will continue to be proponents of coordinated, comprehensive planning in the development of electricity infrastructure in the Northwest as a Region.
2. NOACC was careful to keep attendances by additional counsel and consultants at a minimum.
3. NOACC as the lead member of the NOACC Coalition represented the direct interest of ratepayers, in their capacity as small commercial and business consumers, throughout the Northwest Region. Those ratepayers are often dependent on a single large industrial employer in a town. The viability of those industrial plants is essential to their livelihood.
4. NOACC represents the member businesses of the individual Chambers of Commerce throughout the Northwest Region and as such, understands and can speak to the direct commercial and business interests of the business and commercial ratepayers in the Northwest Region (population approximately 250,000).
5. NOACC has access to the information about, and the analysis of, power system needs in the Northwest Region that has been developed by the Energy Task Force (ETF). The ETF is an informal regional research committee of interested and experienced individuals who by living and working in the northwest are keenly aware of the geographical and technical issues relating to electricity generation, transmission and distribution in the Northwest Region.
6. NOACC is keenly aware, therefore, of the geographical and technical issues relating to electricity generation, transmission and distribution in the Northwest Region, and as such is well suited to provide important and unique perspectives in the development of a Renewed Regulatory Framework for Electricity Distributors and Transmitters.
7. There has been continual co-operation by NOACC with the Energy Task Force, NOMA, CVNW as well as the City to collect and consult with relevant



stakeholders in the Northwest Region, including First Nations, and large industry and municipalities.

8. Many issues the Renewed Regulatory Framework for Electricity presents to the northwest are technical in nature and therefore review of literature and research on complex topics such as power adequacy, reliability and quality was necessary.

Please contact the undersigned or Mr. Mark Mikulasik should further information or clarification regarding this cost claim be required.

Respectfully submitted,

Yours very truly,

WEILER, MALONEY, NELSON

Per:

John A. Cyr,
Counsel in this instance for
NOACC

JAC/mm
Encls.

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: N/A Country: Canada
- 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.

File # EB- 2010-0377,0378,0379; 2011-0004, 0043 Process: Renewed Regulatory Framework for Electricity
Party: NOACC Affiant's Name: John A. Cyr
HST Number: 122004658RT HST Rate Ontario: 13.00%
Full Registrant Unregistered Other
Qualifying Non-Profit Tax Exempt

Affidavit

I, John A. Cyr, of the City/Town of Thunder Bay
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.

Signature of Affiant

Sworn or affirmed before me at the City/Town of Thunder Bay,
in the Province/State of Ontario, on July 12 2013
(date)

Commissioner for taking Affidavits

MARK MIKULASIK

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



File # EB- 2010-0377,0378,0379; 2011-0004, 0043 Process: Renewed Regulatory Framework for Electricity

Party: NOACC

Summary of Fees and Disbursements Being Claimed

Legal/consultant fees	\$1,650.00
Disbursements	\$39.14
HST	\$219.59
Total Cost Claim	\$1,908.73

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.

Ontario Energy Board

COST CLAIM FOR CONSULTATIONS

Affidavit and Summary of Fees and Disbursements



Individual Whose Costs are Being Claimed

Name: John A. Cyr

Counsel/Articling Student/Paralegal: Completed Years Practicing/Years of relevant experience: 33

Consultant:

CV attached: CV not required:

Name: _____

Counsel/Articling Student/Paralegal: Completed Years Practicing/Years of relevant experience: _____

Consultant:

CV attached: CV not required:

Name: _____

Counsel/Articling Student/Paralegal: Completed Years Practicing/Years of relevant experience: _____

Consultant:

CV attached: CV not required:

Name: _____

Counsel/Articling Student/Paralegal: Completed Years Practicing/Years of relevant experience: _____

Consultant:

CV attached: CV not required:

Name: _____

Counsel/Articling Student/Paralegal: Completed Years Practicing/Years of relevant experience: _____

Consultant:

CV attached: CV not required:

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



File # EB- 2010-0377,0378,0379; 2011-0004, 0043

Process Renewed Regulatory Framework for Electricit

Eligible Participant NOACC

HST Rate: 13%

Eligible Activity --->

EB-2010-0377

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

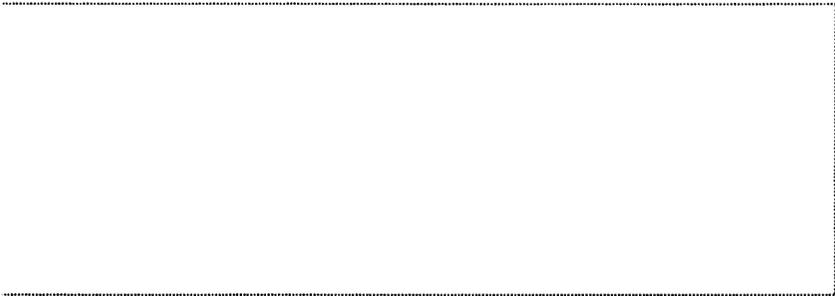
Individual Whose Fees are Being	Hourly rate	06-Dec-12	13-Dec-12	14-Jan-13	24-Jan-13	07-Feb-13	12-Feb-13
Mr. John A. Cyr	\$330.00						
Totals:		0.00	0.00	0.00	0.00	0.00	0.00

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



EB-2011-0004 only			EB-2011-0043					
Preparation for, attendance at and reporting on the smart grid working group meetings (working group members only - up to 10 hours per meeting)			Preparation for, attendance at and reporting on the asset redefinition working group meetings (working group members only - up to 10 hours per meeting)			Preparation for, attendance at and reporting on the planning p group members only - up to 10 hour		
<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>	<i>14-Nov-12</i>	<i>21-Nov-12</i>	<i>28-Nov-12</i>
					0.00		0.00	0.00

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



					EB-2010-0379			
Process working group meetings (working s per meeting)		Comments on Planning Process Working Group's 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 (up to 2 hours for non Performance, Benchmarking, and Rate Adjustment Indices working group members only)	Participation on Performance, Benchmarking, and Rate Adjustment Indices worl			
<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>	<i>21-Jan-13</i>	<i>22-Jan-13</i>	<i>04-Feb-13</i>
		5.00						
0.00	0.00	5.00	0.00	0.00	0.00	0.00	0.00	0.00

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



EB-2010-0379

ing group covering preparation, attendance, and reporting time (working group members only - up to 10 hours per meeting)

<i>05-Feb-13</i>	<i>14-Feb-13</i>	<i>21-Feb-13</i>	<i>22-Feb-13</i>	<i>01-Mar-13</i>	<i>08-Apr-13</i>	Subtotal	HST	Total	
						\$1,650.00	\$214.50	\$1,864.50	
						\$0.00	\$0.00	\$0.00	
						\$0.00	\$0.00	\$0.00	
						\$0.00	\$0.00	\$0.00	
						\$0.00	\$0.00	\$0.00	
0.00	0.00	0.00	0.00	0.00	0.00	\$1,650.00	\$214.50		
							Total legal/consultant fees:		\$1,864.50

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



File # EB-	<u>2010-0377,0378,0379; 2011-0004, 0043</u>	Process: <u>Renewed Regulatory Framework for Electricity</u>
Party:	<u>NOACC</u>	

Name of individual whose disbursements are being claimed: John A. Cyr

HST Rate Ontario: 13.00%

	Net Cost	HST	Total
Photocopies	\$35.60	\$4.63	\$40.23
Printing		\$0.00	\$0.00
Fax		\$0.00	\$0.00
Courier		\$0.00	\$0.00
Telephone		\$0.00	\$0.00
Postage	\$3.54	\$0.46	\$4.00
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
TOTAL DISBURSEMENTS:	\$39.14	\$5.09	\$44.23



WEILER, MALONEY, NEI

Comments on Planning Process Working Group's Draft Report to the Board

The Corporation of the City of
Thunder Bay
500 Donald Street East
Thunder Bay ON P7E 5V3

28 February 2013

Our file #: 57695
Re: Long Term Energy Plan

Account #: 19756

TO PROFESSIONAL SERVICES RENDERED with respect to the above matter during the period from 23 January 2013 to 28 February 2013:

01 Feb 13	Review EB-2013-0004 letter from Board re Development of a standby rate policy for load displacement generation	MPM	.3	45.00	RRFE
05 Feb 13	Review email from Mr. Rahimtoola at OEB; review email from Mr. Cyr to Ms. Koltun Re: Regional Infrastructure Planning - Working Draft Report to Board - Board File Nos. EB-2011-0004 and EB-2011-0043	NM	.2	48.00	RRFE
	Review email from Mr. Rahimtoola at OEB; review email from Mr. Cyr to Ms. Koltun re: Regional Infrastructure Planning - Working Draft Report to Board - Board File Nos. EB-2011-0004 and EB-2011-0043	MPM	.2	30.00	RRFE
07 Feb 13	Review email from OEB re Regional Planning Working	MPM	.5	75.00	RRFE

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	Paper, diarize dates for submission; review previous Order re cost awards				
	Continue review of Regional Planning working paper	MPM	1.2	180.00	RRFE
08 Feb 13	Instructions on file; email from colleague on work to date with review of Board Report on Regional Planning	JAC	.2	66.00	RRFE
	Further review of Regional Planning Working Paper; review RRFE Report of the Board; further draft analysis email to Mr. Cyr	MPM	4.3	645.00	RRFE
11 Feb 13	Review email from Mr. Mikulasik to Mr. Cyr; review email from Ms. Vogt at OEB re: Supplemental Report on Smart Grid	NM	.2	48.00	RRFE
	Review email from Ms. Vogt at OEB re: Supplemental Decision on Cost Eligibility for EB-2010-0377, EB-2010-0379, EB-2011-0004, EB-2011-0043	NM	.1	24.00	RRFE
	Email to Mr. Cyr and Mr. Melchiorre; review email from Ms. Vogt at OEB re: Supplemental Report on Smart Grid	MPM	.2	30.00	RRFE
	Review email from Ms. Vogt at OEB re: Supplemental Decision on Cost Eligibility for EB-2010-0377, EB-2010-0379, EB-2011-0004, EB-2011-0043	MPM	.1	15.00	RRFE
	Preliminary review of Supplemental Report on Smart Grid issued by Board; draft email to Mr. Cyr re same	MPM	.8	120.00	RRFE
12 Feb 13	Review email from Mr. Mikulasik to Mr. Cyr; review email from Mr. Cyr to Mr. Mikulasik; review further	NM	.4	96.00	RRFE

	email from Mr. Mikulasik to Mr. Melchiorre and email to Mr. Mikulasik re: EB-2011-0004 - Smart Grid				
	Email to Mr. Melchiorre and Mr. Cyr; review email from Mr. Cyr; further email to Mr. Melchiorre and Mr. Cyr and review email from Mr. Melchiorre re: EB-2011-0004 - Smart Grid	MPM	.4	60.00	RRFE
	Review letter from Board re RRFE Issuance of Board Report and Next Steps dated Oct 18-12; diarize accordingly; draft email to Mr. Cyr re same; review Supplementary Decision on Cost Eligibility re RRFE dated February 11-12; draft email to Mr. Cyr re same; review OPA Issue sheet 3A	MPM	1.1	165.00	RRFE
	Review and collate accounts; prepare spreadsheet re Billing and Cost Recovered; separate accounts per OEB initiative; draft email to Mr. Cyr re same	MPM	3.1	465.00	RRFE
13 Feb 13	Further review of RRFE Report of the Board re Regional Planning; draft email to Mr. Cyr re same	MPM	2.6	390.00	RRFE
14 Feb 13	Review RRFE filings and report in preparation for meeting with Mr. Nick Melchiorre	MPM	1.8	270.00	RRFE
15 Feb 13	Review email from Mr. Angus to Mr. Cyr; review email from Mr. Cyr to Mr. Angus and Mr. Hebert; review lengthy email from Mr. Mikulasik re: Regional Planning by the OEB	NM	.3	72.00	RRFE
	Review recent email and instructions on file to colleague	JAC	.6	198.00	RRFE

	Review email from Mr. Angus to Mr. Cyr; review email from Mr. Cyr to Mr. Angus and Mr. Hebert; lengthy email to Mr. Cyr and Mr. Melchiorre re: Regional Planning by the OEB	MPM	.3	45.00	RRFE
	Review Draft Comment re RRFE Regional Planning; review transmission systems code; draft email to Mr. Cyr and Mr. Melchiorre re same	MPM	1.2	180.00	RRFE
	Review RRFE Working Group Report new Appendix 1; compare with previously drafted analysis to Working Group Report; draft email to Mr. Cyr re same	MPM	1.1	165.00	RRFE
	Attend meeting with Mr. Mikulasik re Working Group Comment (one-rate rule)	NM	.3	44.31	RRFE
	Attend meeting with Mr. Melchiorre re Working Group Comment (one-rate rule)	MPM	.3	27.69	RRFE
16 Feb 13	Review email from Mr. Mikulasik to Mr. Cyr re: Regional Planning by the OEB	NM	.1	24.00	RRFE
	Email to Mr. Cyr and Mr. Melchiorre re: Regional Planning by the OEB	MPM	.1	15.00	RRFE
17 Feb 13	Begin specific review of Regional Planning Working Group Report	JAC	.6	198.00	RRFE
18 Feb 13	Further analysis of Regional Planning Draft Working Group Report	JAC	4.1	1353.00	RRFE
19 Feb 13	Review email from Mr. Cyr to Mr. Mikulasik; email to Mr. Cyr and Mr. Mikulasik; review email from Mr. Mikulasik to Mr. Cyr re: Regional Planning by the OEB	NM	.3	72.00	RRFE

	Review email from OEB Board Secretary re: Confirmation of Supporting Document Submission for Northwestern Ontario Associated Chambers of Commerce, Thunder Bay	NM	.1	24.00	RRFE
	Further analysis of Regional Planning Board Report and Draft Regional Planning Working Group Report and drafting of comment on Draft Working Group Report	JAC	5.6	1848.00	RRFE
	Review email from Mr. Cyr to Mr. Melchiorre; review email from Mr. Melchiorre to Mr. Cyr; email to Mr. Cyr and Mr. Melchiorre re: Regional Planning by the OEB	MPM	.3	45.00	RRFE
	Instructions on file from Mr. Cyr; attending to proofread letter to Ms. Walli at Ontario Energy Board	DL	.5	70.00	RRFE
	Review email analysis of Regional Planning email; begin draft letter and structure to OEB; final review and revision of Regional Planning Comment on Working Group Report to the Board; submit NOACC comment to OEB	MPM	3.7	555.00	RRFE
	Final proofreading and edits – RRFE comment on working group report	JAC	.4	132.00	RRFE
	Review Submission and file online	NM	1.5	360.00	RRFE
	Review email from OEB Board Secretary re: Confirmation of Supporting Document Submission for Northwestern Ontario Associated Chambers of Commerce, Thunder Bay	MPM	.1	15.00	RRFE
20 Feb 13	Review OEB comment on	JAC	.5	165.00	RRFE

Regional Planning Working Group further; draft explanatory transmittal to the Energy Task Force Co-Chairs and City Solicitor - RRFE				
Review email from Mr. Angus to Mr. Cyr; review lengthy email from Mr. Cyr to Mr. Angus, Mr. Hebert and Ms. Koltun; review email from Mr. Angus to Mr. Cyr and review email from Mr. Hebert to Mr. Cyr re: NOACC Comments to Working Group Report	NM	.4	96.00	RRFE
Review email from Mr. Cyr to Mr. Hebert; review email from Mr. Angus to Energy Task Force; review email from Mr. Bosch to Mr. Angus and review email from Mr. Greenway to Mr. Bosch re: Regional Planning by the OEB	NM	.4	96.00	RRFE
Review email from Mr. Bosch to Mr. Greenway; review email from Mr. Greenway to Mr. Bosch; review further email from Mr. Bosch to Mr. Greenway; review further email from Mr. Greenway to Mr. Bosch re: Regional Planning by the OEB	NM	.4	96.00	RRFE
Review further email from Mr. Bosch to Mr. Greenway; review email from Mr. Hebert to Mr. Bosch and review email from Mr. Bosch to Mr. Hebert re: Regional Planning by the OEB	NM	.3	72.00	RRFE
Review various email comments by Energy Task Force members on Regional Planning and role of OPA and Hydro One	JAC	1.2	396.00	RRFE

	Email to Mr. Cyr and Mr. Mikulasik re: Regional Planning by the OEB	NM	.1	24.00	RRFE
	Review email from Mr. Angus to Mr. Cyr; review lengthy email from Mr. Cyr to Mr. Angus, Mr. Hebert and Ms. Koltun; review email from Mr. Angus to Mr. Cyr and review email from Mr. Hebert to Mr. Cyr re: NOACC Comments to Working Group Report	MPM	.4	60.00	RRFE
	Review email from Mr. Cyr to Mr. Hebert; review email from Mr. Angus to Energy Task Force; review email from Mr. Bosch to Mr. Angus and review email from Mr. Greenway to Mr. Bosch re: Regional Planning by the OEB	MPM	.4	60.00	RRFE
	Review email from Mr. Bosch to Mr. Greenway; review email from Mr. Greenway to Mr. Bosch; review further email from Mr. Bosch to Mr. Greenway; review further email from Mr. Greenway to Mr. Bosch re: Regional Planning by the OEB	MPM	.4	60.00	RRFE
	Review further email from Mr. Bosch to Mr. Greenway; review email from Mr. Hebert to Mr. Bosch and review email from Mr. Bosch to Mr. Hebert re: Regional Planning by the OEB	MPM	.3	45.00	RRFE
	Review email from Mr. Melchiorre re: Regional Planning by the OEB	MPM	.1	15.00	RRFE
21 Feb 13	Review email from Mr. Cyr to Mr. Melchiorre re: Regional Plan	MPM	.1	15.00	RRFE

