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## THE BOARD OF DIRECTORS

<i>Chair</i> , GAIL REGAN President, Cara Holdings Ltd.	<i>Secretary Treasurer</i> , ANNETTA TURNER ANDREW ROMAN Barrister & Solicitor, Miller Thomson ANDREW STARK Rotman School of Management, University of Toronto GEORGE TOMKO Resident Expert, PSI Initiative, University of Toronto MICHAEL TREBILCOCK Chair, Law & Economics, University of Toronto MARGARET WENTE Columnist, The Globe and Mail
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August 28, 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-2012-0160**  
**Peterborough Distribution Inc. – 2013 Cost of Service Application**  
**Energy Probe – Costs Submission**

Pursuant to the Decision and Order, issued by the Board on August 22, 2013, please find attached the Costs Submission of Energy Probe Research Foundation (Energy Probe) in respect of Peterborough Distribution Inc. in the EB-2012-0160 proceeding for the consideration of the Board.

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

Yours truly,

David S. MacIntosh  
Case Manager

cc: Byron Thompson, Peterborough Utilities (By email)  
J.C. 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>2012-0160</u>	Process: <u>Peterborough 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- 2012-0160

Process: Peterborough Distribution 2013 COS Rates App.

Party: Energy Probe Research Foundation

**Summary of Fees and Disbursements Being Claimed**

Legal/consultant fees	\$12,442.50
Disbursements	\$695.56
HST	\$850.47
<b>Total Cost Claim</b>	<b>\$13,988.53</b>

# Ontario Energy Board

## COST CLAIM FOR HEARINGS



### Detail of Fees and Disbursements Being Claimed

File # EB- <b>2012-0160</b>	Process: <b>Peterborough Distribution Inc. 2013 COS Rates</b>
Party: <b>Energy Probe Research Foundation</b>	Name: <b>Randy Aiken</b>
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	18.50	\$330.00	\$6,105.00	\$396.83	\$6,501.83
Attendance - Technical Conference		\$330.00	\$0.00	\$0.00	\$0.00
Attendance - Settlement Conference	11.00	\$330.00	\$3,630.00	\$235.95	\$3,865.95
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>					
			\$9,735.00	\$632.78	<b>\$10,367.78</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	\$242.00	\$15.73	\$257.73
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	\$371.90	\$24.17	\$396.07
Meals	\$27.66	\$1.80	\$29.46
Other:		\$0.00	\$0.00
<b>TOTAL DISBURSEMENTS:</b>			
	\$677.56	\$41.70	<b>\$719.26</b>



PROJECT				
EB-2012-0160 - Peterborough Distribution Inc. - 2013 COS Rates Application				
Page 2 of 2				

DATE	HOURS	DESCRIPTION	RATE	TOTAL
<u>EXPENSES</u>				
<u>Travel - Car</u>				
July 8		Chatham to Toronto (303 kms @ \$0.40/km)	121.20	
July 10		Toronto to Chatham (303 kms @ \$0.40/km)	121.20	
		Sub-Total - Travel - Car		242.40
<u>Travel - Other</u>				
July 9		Parking at OEB	15.93	
July 10		Parking at OEB	15.93	
		Sub-Total - Travel - Other		31.86
<u>Accommodation</u>				
July 8		Hotel, including parking	180.95	
July 9		Hotel, including parking	190.95	
		Sub-Total - Accommodation		371.90
<u>Meals</u>				
July 9		Lunch	9.96	
July 9		Dinner	17.70	
		Sub-Total - Meals		27.66
<u>SUMMARY</u>		<u>TOTAL FEES AND EXPENSES</u>		10,408.82
<u>HST DETAIL</u>				
		Consulting Fees (@ 13.0%)		1,265.55
		Travel - Car (@ 13.0%)		31.51
		Travel - Other (@ 13.0%)		4.14
		Accommodation (@ 13.0%)		48.35
		Meals (@ 13.0%)		3.60
		<u>TOTAL HST</u>		1,353.15
			SUBTOTAL	10,408.82
			H.S.T.	1,353.15
			TOTAL	\$11,761.97

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

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

A/R Number  
Group Code  
Invoice No.  
Reference #

Room No. 206  
Arrival 07-08-13  
Departure 07-10-13

Page No. 1 of 1  
Cashier No. 114  
User ID CA

Date	Description	Charges	Credits
07-08-13	*Accommodation	169.00	
07-08-13	Room HST 13%	21.97	
07-08-13	Parking 4	11.95	
07-08-13	Other HST 13%	1.55	
07-09-13	In Room Dining-Food Room# 206 : CHECK# 750519	35.11	
07-09-13	*Accommodation	179.00	
07-09-13	Room HST 13%	23.27	
07-09-13	Parking 4	11.95	
07-09-13	Other HST 13%	1.55	
Total		455.35	0.00
Balance		455.35	

					Room HST 13		Other HST 13		
0.00	0.00	0.00	0.00	0.00	45.24	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

P.B. Yonge/Eglinton  
2300 Yonge Street  
Toronto, Ontario  
Tel: (416) 485-1244  
Check #: 877712

Duplicate

Server: Joe Date: 07/09/2013  
Table: 72 -1 Time: 13:22  
Client: 4

1 Pop 2.59  
1 Jumbo ClubHse 11.99  
SUB-TOTAL: 14.58  
HST: 1.90

TOTAL: 16.48

TIP 3.52  
PLEASE PAY YOUR SERVER 20.00

Pickle Barrel Yonge & Eglinton  
Offers DELIVERY  
Please call (416)485-1244

COME AND ENJOY OUR  
BREAKFAST SPECIAL FOR  
ONLY \$5.99 Mon-Sun (9-1030AM)

HST #869149484

R/S

IN ROOM DINING  
175 WYNFORD DRIVE  
TORONTO, ONTARIO  
M3C 1J3

GST # R - 870011962

SRV 123 TABLE 1206/1 TIME 19:44  
ROOM SERVE

1 BEEF STIR FRY 18.00  
1 SPRITE 2.95  
1 DELIVERY CHARGE 3.00  
HST 3.52  
GRATUITY 15% 3.14

NET SALES 23.95 GRAND TOTAL 30.61

ROOM NO. 206 TIPS 4.50

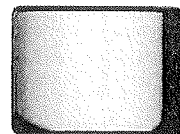
TOTAL 35.11

PRINT NAME.....

SIGNATURES.....  
\*\*\* GRATUITY INCLUDED IN BILL \*\*\*  
7/9/13 GUEST 1 NUMBER 750519

RECEIPT  
CAR PARK: Yonge & Eglinton Ctr  
DEVICE: Paystation 3  
PAID: 09/07/13 05:47P  
SHORT TERM 065179  
ENTRY: 09/07/13 07:07P  
EXIT: 09/07/13 05:47P  
PARKING DURATION: 000 10:40  
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: 10/07/13 01:12P  
SHORT TERM 065567  
ENTRY: 10/07/13 07:01A  
EXIT: 10/07/13 01:16P  
PARKING DURATION: 000 06:11  
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- <b>2012-0160</b>	Process: <b>Peterborough Distribution 2013 COS Rates App.</b>
Party: <b>Energy Probe Research Foundation</b>	Name: <b>David MacIntosh</b>
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	7.75	\$290.00	\$2,247.50	\$146.09	\$2,393.59
Attendance - Technical Conference		\$290.00	\$0.00	\$0.00	\$0.00
Attendance - Settlement Conference	1.00	\$290.00	\$290.00	\$18.85	\$308.85
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>					
			\$2,707.50	\$175.99	<b>\$2,883.49</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-2012-0160 Peterborough 2013 Rates**

**Summary: Hours**

Preparation	<b>7.75</b>
Attend. Tech.	<b>0.00</b>
Attend. ADR	<b>1.00</b>
Attend. Hearing	<b>0.00</b>
Argument Prep.	<b>0.00</b>
Case Mngt. (CM)	<b>1.00</b>
<b>Total</b>	<b>9.75</b>

**Date Hours Note**

28-Mar-13	1.25	prep - Preliminary Review of Prefiled Evidence
28-Mar-13	0.50	prep - Draft Notice of Intervention
24-Apr-13	0.50	prep - Many Emails Among Parties
26-Apr-13	1.25	prep - Draft Interrogatories
26-Apr-13	0.75	prep - Participate in Interrogatory Teleconference
15-Jun-13	1.00	prep - Review Interrogatory Responses, Draft Supplementals
08-Jul-13	1.50	prep - Review Supplemental Interrogatory Responses
23-Jul-13	0.75	prep - Review Settlement Proposal
15-Aug-13	0.25	prep - Review Decision
<b>Total</b>	<b>7.75</b>	<b>Preparation</b>

**Date Hours Note**

09-Jul-13	1.00	Attend ADR, Day 1
<b>Total</b>	<b>1.00</b>	<b>Attendance - ADR</b>

**Date Hours Note**

28-Mar-13	0.50	CM - File Notice of Intervention
26-Apr-13	0.25	CM - Check & File Interrogatories
17-Jun-13	0.25	CM - Check & File Supplemental Interrogatories
<b>Total</b>	<b>1.00</b>	<b>Case Management</b>

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RECEIPT  
-----  
CAR PARK: Yonge & Eglinton Ctr  
DEVICE: Paystation 4  
PAID: 09/07/13 02:39P  
SHORT TERM 015445  
ENTRY: 09/07/13 12:20P  
EXIT: 09/07/13 02:40P  
PARKING DURATION: 000 02:19  
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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