

By Electronic Mail, Courier and RESS Filing

October 28, 2013

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

Attention: Kirsten Walli, Board Secretary

Dear Ms. Walli:

Re: Northwatch Application for Cost Award
Board File No. EB-2013-0192 – Amendments to Ontario Power Authority Licence

In accordance with the Board's Practice Direction on Cost Awards, Northwatch hereby applies for a cost award for its contribution in this proceeding. As a not-for-profit organization, Northwatch depends on cost awards to remunerate counsel and Northwatch's consultant, Ms. Brennain Lloyd, for their participation in this proceeding.

VALUE TO THE PROCEEDING

As a public interest organization concerned with environmental protection and social development in northeastern Ontario, Northwatch has a long-term and consistent interest in electricity planning in Ontario. In particular, Northwatch's interests are with respect to electricity generation and transmission in northeastern Ontario, conservation and efficiency measures, and rates and rate structures.

Northwatch serves as an invaluable representative of the residents and regions of northeastern Ontario. The residents and regions of northeastern Ontario will or may be affected by the Proposal to Amend the Ontario Power Authority's (OPA) Licence in as far as it relates to:

- how the proposed amendments may affect regional planning in northeastern Ontario, in support of and/or counter Northwatch's interests and objectives, and
- whether and/or how the balance of demand and supply of electricity at a regional level will be affected.

Northwatch demonstrated its value throughout this proceeding, through Northwatch's: (1) review of all documents relating to this proceeding, including the OPA's submission dated July 4, 2013, and (2) preparation of written submissions on the OPA's submission and the Board's Proposed Amendments to the OPA's licence. Throughout the above, Northwatch represented the residents and regions of northeastern Ontario by devoting significant attention to the issues necessary to ensure that the Board, in amending the OPA's licence, considers and focuses on the need for electricity planning to be done on a regional basis, with regional balance of demand and supply.

Northwatch submits that its costs claimed in this proceeding are representative of Northwatch's value to this proceeding. Northwatch was an integral part of the process and provided helpful and comprehensive written submissions.

Northwatch avoided incurring costs wherever possible. Northwatch's costs as submitted to the Board are minimal and reasonable.

DELEGATION OF TASKS

Northwatch co-ordinated roles and responsibilities between and among Northwatch's consultant and legal counsel, in order to avoid duplication and minimize costs.

Northwatch minimized legal costs by having junior associate counsel prepare correspondence, review correspondence from the Board and the parties, review documents provided by the parties, and prepare Northwatch's written submissions.

Northwatch minimized administrative costs by employing legal counsel's assistant to perform filing and formatting of correspondence and submissions to the Board, and all other administrative tasks whenever possible, free of charge.

Northwatch's consultant, Ms. Lloyd, assisted in preparing Northwatch's written submissions. Ms. Lloyd has not submitted her costs (which are minimal) for this proceeding. She reserves the right to do so at a later date.

We enclose the Cost Claim of Northwatch and respectfully request that its contribution be acknowledged in this proceeding.

Yours truly,

A handwritten signature in blue ink, appearing to read "Matt F. Gardner".

Matt Gardner

Encl.

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>2013-0192</u>	Process: <u>Proposal to Amend the Licence of the OPA-RIP</u>
Party: <u>Northwatch</u>	Affiant's Name: <u>Matthew Gardner</u>
HST Number: <u>113627988RT0001</u>	HST Rate Ontario: <u>13.00%</u>
Full Registrant <input checked="" type="checkbox"/>	Qualifying Non-Profit <input type="checkbox"/>
Unregistered <input type="checkbox"/>	Tax Exempt <input type="checkbox"/>
Other <input type="checkbox"/>	

Affidavit

I, Matthew Gardner, of the City/Town of Burlington
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(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.

Matthew Gardner

Signature of Affiant

Sworn or affirmed before me at the City/Town of Toronto,
in the Province/State of Ontario, on October 28, 2013.
(date)

J. Vance

Ontario Energy Board
COST CLAIM FOR HEARINGS



Affidavit and Summary of Fees and Disbursements

Commissioner for taking Affidavits

File # EB- 2013-0192

Process: Proposal to Amend the Licence of the OPA-RIP

Party: Northwatch

Summary of Fees and Disbursements Being Claimed

Legal/consultant fees	\$1,326.00
Disbursements	\$6.75
HST	\$173.26
Total Cost Claim	\$1,506.01

Ontario Energy Board

COST CLAIM FOR HEARINGS



Detail of Fees and Disbursements Being Claimed

File # EB- <u>2013-0192</u>	Process: <u>Proposal to Amend the Licence of the OPA-RIP</u>
Party: <u>Northwatch</u>	Name: <u>Matthew Gardner (Willms & Shier Environmental</u>
Completed Years Practising/Years of relevant experience <hr/> 3 years <hr/>	
Counsel/Articling Student/Paralegal: <input checked="" type="checkbox"/>	
Consultant: <input type="checkbox"/>	
CV attached: <input type="checkbox"/>	CV not required: <input checked="" type="checkbox"/>

Statement of Fees Being Claimed

	Hours	Hourly rate	Subtotal	HST	Total
Preparation	7.30	\$170.00	\$1,241.00	\$161.33	\$1,402.33
Attendance - Technical Conference			\$0.00	\$0.00	\$0.00
Attendance - Settlement Conference			\$0.00	\$0.00	\$0.00
Attendance - Oral Hearing			\$0.00	\$0.00	\$0.00
Argument			\$0.00	\$0.00	\$0.00
Case Management	0.50	\$170.00	\$85.00	\$11.05	\$96.05
TOTAL LEGAL/CONSULTANT FEES			\$1,326.00	\$172.38	\$1,498.38

Statement of Disbursements Being Claimed

	Net Cost	HST	Total
Photocopies	\$6.75	\$0.88	\$7.63
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		included	\$0.00
Taxi or Airport Limo		\$0.00	\$0.00
Accommodation		\$0.00	\$0.00
Meals		\$0.00	\$0.00
Other:		\$0.00	\$0.00
TOTAL DISBURSEMENTS:	\$6.75	\$0.88	\$7.63

Date	Fee / Time	Working Lawyer	Hours	Amount	Inv#	Billing Status
Entry #	Explanation					
1202	Northwatch					
6215	Re: EB-2013-0192 Proposal to Amend the Li					
Jun 6/2013	Lawyer: 53 1.00 Hrs X 170.00	53 - MATTHEW GARDNER	1.00	170.00		Unbilled
1367631	review Board's Notice of Proposal to Amend OPA's Licence re regional planning obligations; prepare Northwatch int					
Jun 12/2013	Lawyer: 53 0.20 Hrs X 170.00	53 - MATTHEW GARDNER	0.20	34.00		Unbilled prep
1368465	finalize intervention and cost eligibility request letter;					
Jun 20/2013	Lawyer: 53 0.40 Hrs X 170.00	53 - MATTHEW GARDNER	0.40	68.00		Unbilled prep
1370798	receipt and review of Procedural Order 1 and deadlines for submissions; report same to B. Lloyd;					
Jul 4/2013	Lawyer: 53 0.20 Hrs X 170.00	53 - MATTHEW GARDNER	0.20	34.00		Unbilled prep
1376350	receipt of OPA submission and email B. Lloyd re timing and strategy for response submission;					
Jul 5/2013	Lawyer: 53 0.40 Hrs X 170.00	53 - MATTHEW GARDNER	0.40	68.00		Unbilled prep
1376671	review OPA submission and provide comments to B. Lloyd;					
Jul 9/2013	Lawyer: 53 0.80 Hrs X 170.00	53 - MATTHEW GARDNER	0.80	136.00		Unbilled prep
1377241	prepare written submission re proposed amendments to OPA licence re regional planning;					
Jul 12/2013	Lawyer: 53 0.30 Hrs X 170.00	53 - MATTHEW GARDNER	0.30	51.00		Unbilled prep
1377434	prepare written submission;					
Jul 16/2013	Lawyer: 53 0.60 Hrs X 170.00	53 - MATTHEW GARDNER	0.60	102.00		Unbilled prep
1380098	prepare written submission;					
Jul 17/2013	Lawyer: 53 2.40 Hrs X 170.00	53 - MATTHEW GARDNER	2.40	408.00		Unbilled prep
1380175	prepare written submission;					
Jul 18/2013	Lawyer: 53 1.00 Hrs X 170.00	53 - MATTHEW GARDNER	1.00	170.00		Unbilled prep
1381020	finalize written submission;					
Jul 25/2013	Lawyer: 53 0.50 Hrs X 170.00	53 - MATTHEW GARDNER	0.50	85.00		Unbilled case mgmt
1382193	receipt and review of OPA's Reply Submission to submissions of intervenors and Board Staff; email B. Lloyd re sam					
			Unbilled:	7.80	1326.00	
			Billed:	0.00	0.00	
			Total:	7.80	1326.00	
			Percent Billed:	0.00	0.00	

*** Summary by Working Lawyer ***

Working Lawyer	Hours				Fees			
	Unbilled Firm %	Billed Firm %	Total	% Bld	Unbilled Firm %	Billed Firm %	Total	% Bld
53 - MATTHEW GAR	7.80 100.00	0.00 100.00	7.80	0.00	1326.00 100.00	0.00 100.00	1326.00	0.00
Firm Total	7.80 100.00	0.00 100.00	7.80	0.00	1326.00 100.00	0.00 100.00	1326.00	0.00

*** Summary by Responsible Lawyer ***

Responsible Lawyer	Hours				Fees			
	Unbilled Firm %	Billed Firm %	Total	% Bld	Unbilled Firm %	Billed Firm %	Total	% Bld
31 - JULIE ABOUC	7.80 100.00	0.00 100.00	7.80	0.00	1326.00 100.00	0.00 100.00	1326.00	0.00
Firm Total	7.80 100.00	0.00 100.00	7.80	0.00	1326.00 100.00	0.00 100.00	1326.00	0.00

Date	Entry#	Paid To Explanation	Source	Matter	Client Name	Ref#	G/L Acct	Amount
Jun/12/2013	1369327	Photocopies	CER	6215	Northwatch	5170	- RECOVERY	2.50
Jun/12/2013	1369330	Photocopies	CER	6215	Northwatch	5170	- RECOVERY	2.50
		Total for Jun/12/2013 :	5.00					
Jul/ 9/2013	1378909	Photocopies	CER	6215	Northwatch	5170	- RECOVERY	1.25
Jul/ 9/2013	1378910	Photocopies	CER	6215	Northwatch	5170	- RECOVERY	0.50
		Total for Jul/ 9/2013 :	1.75					

*** Client Costs Journal - G/L Account Summary ***

G/L Account	Debit	Credit
1210 - CLIENT DISB.-RECOV.	6.75	
5170 - RECOVERY - LASER CO		6.75
Total:	6.75	6.75