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December 23, 2013

BY EMAIL & BY 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-2010-0379**  
**RRFE - Defining & Measuring Performance of Electricity Distributors**  
**Energy Probe - Costs Submission**

Pursuant to Notice of Hearing for Cost Awards, dated December 12, 2013, attached please find the Costs Submission of Energy Probe Research Foundation (Energy Probe) in respect of the Renewed Regulatory Framework consultations for the Board's consideration.

Should you have any questions or require additional information, please contact me.

Yours truly,

David S. MacIntosh  
Case Manager

cc. Peter Fraser, Ontario Energy Board (By email)  
Lisa Brickenden, Ontario Energy Board (By email)  
Larry Schwartz, Consultant to Energy Probe (By email)  
Interested Parties (By email)

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 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.

File # EB- <b>2010-0379</b>	Process: <b>Defining &amp; Measuring Performance of LDCs in Or</b>
Party: <b>Energy Probe Research Foundation</b>	Affiant's Name: <b>Annetta Turner</b>
HST Number: <b>10730 5146 RT0001</b>	HST Rate Ontario: <b>6.50%</b>
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**, 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 \_\_\_\_\_,  
in the Province/State of \_\_\_\_\_, on \_\_\_\_\_  
(date)

\_\_\_\_\_  
**Commissioner for taking Affidavits**

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



File # EB- 2010-0379 Process: Defining & Measuring Performance of LDCs in Ont

Party: Energy Probe Research Foundation

**Summary of Fees and Disbursements Being Claimed**

Legal/consultant fees	\$21,590.00
Disbursements	\$38.00
HST	\$1,405.82
<b>Total Cost Claim</b>	<b>\$23,033.82</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.

# Ontario Energy Board

## COST CLAIM FOR CONSULTATIONS

### Affidavit and Summary of Fees and Disbursements



#### Individual Whose Costs are Being Claimed

Name: Dr. Lawrence Schwartz

Counsel/Articling Student/Paralegal: ☐

Consultant: ☒

CV attached: ☐

Completed Years

Practicing/Years of relevant  
experience

30+

CV not required: ☒

Name: David MacIntosh

Counsel/Articling Student/Paralegal: ☐

Consultant: ☒

CV attached: ☐

Completed Years

Practicing/Years of relevant  
experience

14

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- 2010-0379

Process Defining & Measuring Performance of LDCs  
in Ontario

Eligible Participant Energy Probe Research Foundation

HST Rate: 7%

Eligible Activity ---->

EB-2010-0379

Individual Whose Fees are Being	Hourly rate	16-May-13	27-May-13	28-May-13	Review expert reports, including any questions, to a maximum of 20 hours.	Written comments on Experts Reports (up to 20 hours)	Preparation for (including review of the Board's draft report), attendance at, and reporting on stakeholder conference (up to 20 hours)
Dr. Lawrence Schwartz	\$330.00		6.00	3.50	n/a	12.50	11-Sep-13 6.00
David MacIntosh	\$290.00		4.00	3.00		2.50	6.50
					2.00		
Totals:		0.00	10.00	6.50	17.50	15.00	12.50



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

Period		Written comments on Staff Report to the Board on on the Board's draft report and on consultant's report (up to 10 hours)	Preparation for, attendance at, and reporting on the industry workshop on LV Adjustments (up to 10 hours)	Written comments on the Staff Report to the Board on on the Board's Performance Measurement and Continuous Improvement for Electricity Distributors issued on July 4, 2013 (up to 20 hours)	Subtotal	HST	Total
25-Sep-13	07-Oct-13						
5.50					\$13,035.00	\$847.28	\$13,882.28
4.00					\$8,555.00	\$556.08	\$9,111.08
					\$0.00	\$0.00	\$0.00
					\$0.00	\$0.00	\$0.00
					\$0.00	\$0.00	\$0.00
9.50	0.00				\$21,590.00	\$1,403.35	
					Total legal/consultant fees:		
					\$22,993.35		

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



File # EB-	<u>2010-0379</u>	Process:	<u>Defining &amp; Measuring Performance of LDCs in C</u>
Party:	<u>Energy Probe Research Foundation</u>		

Name of individual whose disbursements are being claimed: David MacIntosh

<b>HST Rate Ontario: 6.50%</b>
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	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	\$38.00	\$2.47	\$38.00
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>	<b>\$38.00</b>	<b>\$2.47</b>	<b>\$38.00</b>

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**Time Sheet for L. Schwartz****Board File: EB-2010-0379 RRFE Performance & Benchmarking****Summary: Hours**

Preparation	<b>20.00</b>
Attend. Tech.	<b>14.00</b>
Attend. ADR	<b>0.00</b>
Attend. Hearing	<b>0.00</b>
Argument Prep.	<b>5.50</b>
Case Mngt. (CM)	<b>0.00</b>

<b>Total</b>	<b>39.50</b>
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**Date Hours Note**

17-Jun	2.00	Review updates of expert submissions
18-Jun	4.00	Review updates of expert submissions
19-Jun	4.00	Review of materials and drafting submissions
20-Jun	4.00	Review of materials and drafting submissions
23-Jun	2.00	Review of materials and drafting submissions
24-Jun	1.50	Review of materials and drafting submissions
26-Jun	1.00	Review draft final submissions with case manager
09-Sep	0.75	Review Board Draft Report
10-Sep	0.75	Review Board Draft Report

<b>Total</b>	<b>20.00</b>	<b>Preparation</b>
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**Date Hours Note**

27-May	6.00	Attend Stakeholder Conference
28-May	3.50	Attend Stakeholder Conference
11-Sep	4.50	Attend Stakeholder Conference

<b>Total</b>	<b>14.00</b>	<b>Attendance Conference</b>
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**Date Hours Note**

22-Sep	1.00	Drafting Argument
23-Sep	2.00	Review transcript and expert presentations
23-Sep	2.00	Drafting Argument
24-Sep	0.50	Review draft final with case manager and revise

<b>Total</b>	<b>5.50</b>	<b>Argument prep.</b>
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**Time Sheet for D. MacIntosh****Board File: EB-2010-0379 RRFE Defining & Measuring Performance LDCs****Summary: Hours**

Preparation	<b>12.00</b>
Attend. Tech.	<b>14.50</b>
Attend. ADR	<b>0.00</b>
Attend. Hearing	<b>0.00</b>
Argument Prep.	<b>4.00</b>
Case Mngt. (CM)	<b>0.00</b>

<b>Total</b>	<b>30.50</b>
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**Date Hours Note**

15-Jun-13	3.25	prep - Review Expert Submissions
17-Jun-13	2.75	prep - Review Expert Submissions
18-Jun-13	3.50	prep - Review Expert Submissions
24-Jun-13	1.50	prep - Review Written Comments
26-Jun-13	1.00	prep - Review Written Comments

<b>Total</b>	<b>12.00</b>	<b>Preparation</b>
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**Date Hours Note**

27-May-13	4.00	Stakeholder Conference
28-May-13	3.00	Stakeholder Conference
11-Sep-13	7.50	Stakeholder Conference

<b>Total</b>	<b>14.50</b>	<b>Preparation, Attendance, Reporting Stakeholder Conference</b>
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**Date Hours Note**

21-Sep-13	2.50	Review Expert Material and Transcripts
24-Sep-13	1.50	Review Expert Material and Draft Submission

<b>Total</b>	<b>4.00</b>	<b>Argument prep.</b>
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----- RECEIPT -----	
CAR PARK:	Yonge & Eglinton Ctr
DEVICE:	Paystation 4
PAID:	27/05/13 03:21P
SHORT TERM	009982
ENTRY:	27/05/13 03:25A
EXIT:	27/05/13 03:25P
PARKING DURATION:	000 05:56
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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----- RECEIPT -----	
CAR PARK:	Yonge & Eglinton Ctr
DEVICE:	Paystation 4
PAID:	11/09/13 04:37P
SHORT TERM	021261
ENTRY:	11/09/13 03:19A
EXIT:	11/09/13 04:39P
PARKING DURATION:	000 07:18
CHARGED DURATION:	000 02:40
PAID:	CAD20.00
TAX FREE	CAD17.70
V.A.T. 13% :	CAD2.30
CASH PAYMENTS:	CAD20.00
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