

## THE BOARD OF DIRECTORS

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*Professor of Political Science, University of Toronto*

March 4, 2014

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-2012-0109**  
**Brantford Power Inc. – 2013 Cost of Service Application**  
**Energy Probe – Costs Submission**

Pursuant to the Decision and Rate Order, issued by the Board on February 27, 2014, please find attached the Costs Submission of Energy Probe Research Foundation (Energy Probe) with respect to Brantford Power in the EB-2012-0109 proceeding.

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

Yours truly,

David S. MacIntosh  
Case Manager

cc: Paul Kwasnik, Brantford Power (By email)  
Heather Wyatt, Brantford Power (By email)  
James C. Sidlofsky, Borden Ladner Gervais LLP (By email)  
Randy Aiken, Consultant to Energy Probe (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 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.

<b>File # EB-</b> <u>2012-0109</u>	<b>Process:</b> <u>Brantford Power Inc. 2013 COS Rates Application</u>
<b>Party:</b> <u>Energy Probe Research Foundation</u>	<b>Affiant's Name:</b> <u>Annetta Turner</u>
<b>HST Number:</b> <u>10730 5146 RT0001</u>	<b>HST Rate Ontario:</b> <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- 2012-0109

Process: Brantford Power Inc. 2013 COS Rates Applicatio

Party: Energy Probe Research Foundation

Summary of Fees and Disbursements Being Claimed	
Legal/consultant fees	\$14,241.50
Disbursements	241.35
HST	941.39
<b>Total Cost Claim</b>	<b>\$15,424.24</b>

# Ontario Energy Board

## COST CLAIM FOR HEARINGS



### Detail of Fees and Disbursements Being Claimed

File # EB- <b>2012-0109</b>	Process: <b>Brantford Power Inc. 2013 COS Rates App.</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"/>	<b>28+</b>
CV attached: <input type="checkbox"/>	CV not required: <input checked="" type="checkbox"/>

#### Statement of Fees Being Claimed

	Hours	Hourly rate	Subtotal	HST	Total
Preparation	30.30	\$330.00	\$9,999.00	\$649.94	\$10,648.94
Attendance - Technical Conference		\$330.00	\$0.00	\$0.00	\$0.00
Attendance - Settlement Conference	6.50	\$330.00	\$2,145.00	\$139.43	\$2,284.43
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>			<b>\$12,144.00</b>	<b>\$789.36</b>	<b>\$12,933.36</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	\$40.00	included	\$40.00
Taxi or Airport Limo		\$0.00	\$0.00
Accommodation	\$140.95	\$9.16	\$150.11
Meals	\$40.40	\$2.63	\$43.03
Other:		\$0.00	\$0.00
<b>TOTAL DISBURSEMENTS:</b>	<b>\$221.35</b>	<b>\$11.79</b>	<b>\$233.14</b>

**AIKEN & ASSOCIATES**

INVOICE NO. 005-2014  
DATE February 28, 2014  
HST REGISTRATION NO. 130417983

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

PROJECT
EB-2012-0109 - Brantford Power Inc. - 2013 COS Rates Application
Page 1 of 2

[illegible]

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

PROJECT				
EB-2012-0109 - Brantford Power Inc. - 2013 COS Rates Application				
Page 2 of 2				

DATE	HOURS	DESCRIPTION	RATE	TOTAL
<u>EXPENSES</u>				
<u>Travel - Car</u>				
		Sub-Total - Travel - Car		0.00
<u>Travel - Other</u>				
Jan. 28		Parking at Ontario Energy Board	17.70	
Jan. 29		Parking at Ontario Energy Board	17.70	
		Sub-Total - Travel - Other		35.40
<u>Accommodation</u>				
Jan. 27		Hotel, including parking	140.95	
		Sub-Total - Accommodation		140.95
<u>Meals</u>				
Jan. 27		Lunch	5.00	
Jan. 27		Dinner	17.70	
Jan. 28		Dinner	17.70	
		Sub-Total - Meals		40.40
<u>SUMMARY</u>				
		TOTAL FEES AND EXPENSES		12,360.75
<u>HST DETAIL</u>				
		Consulting Fees (@ 13.0%)		1,578.72
		Travel - Car (@ 13.0%)		0.00
		Travel - Other (@ 13.0%)		4.60
		Accommodation (@ 13.0%)		18.31
		Meals (@ 13.0%)		5.25
		TOTAL HST		1,606.88
			SUBTOTAL	12,360.75
			H.S.T.	1,606.88
			TOTAL	\$13,967.63

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. 219  
Arrival 01-26-14  
Departure 01-31-14

Page No. 1 of 2  
Cashier No. 114  
User ID CA

Date	Description	Charges	Credits
01-26-14	*Accommodation	129.00	EGD
01-26-14	Room HST 13%	16.77	EB-2012
01-26-14	Parking 4	11.95	-0459
01-26-14	Other HST 13%	1.55	
01-27-14	In Room Dining-Food Room# 219 : CHECK# 769182	36.91	Burntford
01-27-14	*Accommodation	129.00	EB-2012
01-27-14	Room HST 13%	16.77	-0109
01-27-14	Parking 4	11.95	
01-27-14	Other HST 13%	1.55	
01-28-14	In Room Dining-Food Room# 219 : CHECK# 769254	33.01	
01-28-14	*Accommodation	129.00	EGD
01-28-14	Room HST 13%	16.77	EB-2012
01-28-14	Parking 4	11.95	-0459
01-28-14	Other HST 13%	1.55	
01-29-14	In Room Dining-Food Room# 219 : CHECK# 769330	40.76	
01-29-14	*Accommodation	129.00	
01-29-14	Facilities Fee	3.87	
01-29-14	Room HST 13%	16.77	
01-29-14	Parking 4	11.95	
01-29-14	Other HST 13%	1.55	
01-30-14	In Room Dining-Food Room# 219 : CHECK# 769406	36.91	

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



TEL: (416) 449-4111 FAX: (416) 449-4946

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

A/R Number  
Group Code  
Invoice No.  
Reference #

Room No. 219  
Arrival 01-26-14  
Departure 01-31-14

Page No. 2 of 2  
Cashier No. 114  
User ID CA

Date	Description	Charges	Credits
01-30-14	*Accommodation	129.00	
01-30-14	Facilities Fee	3.87	
01-30-14	Room HST 13%	16.77	
01-30-14	Parking 4	11.95	
01-30-14	Other HST 13%	1.55	
Total		951.68	0.00
Balance		951.68	

					Room HST 13		Other HST 13		
0.00	0.00	0.00	0.00	0.00	83.85	0.00	7.75	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



26

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

GST # R - 870011962

SRV 123 TABLE 1219/1 TIME 18:27  
ROOM SERVE

1 FISH & CHIPS	19.00
1 SPRITE	2.95
1 DELIVERY CHARGE	3.00
HST	3.67
GRATUITY 15%	3.29

NET SALES 24.95 GRAND TOTAL 31.91

ROOM NO. 219 TIPS 5.00

TOTAL 36.91

PRINT NAME

SIGNATURES

\*\*\* GRATUITY INCLUDED IN BILL \*\*\*  
1/27/14 GUEST 1 NUMBER 769182

26

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

GST # R - 870011962

SRV 123 TABLE 1219/1 TIME 18:17  
ROOM SERVE

1 BUTTERMILK CHICN	16.00
1 DELIVERY CHARGE	3.00
1 MILK	2.95
HST	3.22
GRATUITY 15%	2.84

NET SALES 21.95 GRAND TOTAL 28.01

ROOM NO. 219 TIPS 5.00

TOTAL 33.01

PRINT NAME

SIGNATURES

\*\*\* GRATUITY INCLUDED IN BILL \*\*\*  
1/28/14 GUEST 1 NUMBER 769254

RECEIPT

CAR PARK: Yonge & Eglinton Ctr  
DEVICE: Paystation 3  
PAID: 28/01/14 05:08P  
SHORT TERM 151637  
ENTRY: 28/01/14 07:08A  
EXIT: 28/01/14 05:08P  
PARKING DURATION: 000 18:00  
CHARGED DURATION: 000 02:40  
PAID: CAD20.00  
TAX FREE CAD17.70  
V.A.T. 13% CAD2.30  
CASH PAYMENTS: CAD20.00

RECEIPT

CAR PARK: Yonge & Eglinton Ctr  
DEVICE: Paystation 3  
PAID: 29/01/14 04:44P  
SHORT TERM 152827  
ENTRY: 29/01/14 07:08A  
EXIT: 29/01/14 04:44P  
PARKING DURATION: 000 09:41  
CHARGED DURATION: 000 02:40  
PAID: CAD20.30  
TAX FREE CAD17.70  
V.A.T. 13% CAD2.30  
CASH PAYMENTS: CAD20.00

**metro**

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

1/29/14 1:09 PM 0752 33 0045 311

F2 HAN FLATBREAD	4.00	RF
F26 BEVERAGE	1.00	RF
R-HST 5%	.25	
F-PREP FOOD TX 8%	.40	
TAX .65	5.65	
Cash	6.00	
CHANGE	.35	

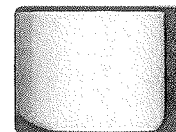
TOTAL NUMBER OF ITEMS SOLD = 2

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.

\*CUSTOMER CARE NUMBER 1-877-763-7374 \*  
\*\*\* [metro.ca](http://metro.ca) \*\*\*

1/29/14 13:10 0752 33 0045 311



# Ontario Energy Board

## COST CLAIM FOR HEARINGS



### Detail of Fees and Disbursements Being Claimed

File # EB- <b>2012-0109</b>	Process: <b>Brantford Power Inc. 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	5.00	\$290.00	\$1,450.00	\$94.25	\$1,544.25
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			\$0.00	\$0.00	\$0.00
Case Management	1.25	\$170.00	\$212.50	\$13.81	\$226.31
<b>TOTAL LEGAL/CONSULTANT FEES</b>			<b>\$2,097.50</b>	<b>\$136.34</b>	<b>\$2,233.84</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	\$20.00	included	\$20.00
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>	<b>\$20.00</b>	<b>\$0.00</b>	<b>\$20.00</b>

# Time Sheet for D. MacIntosh

Board File: EB-2012-0109 Brantford Power 2013 COS Rates

## Summary: Hours

Preparation	5.00
Attend. Tech.	0.00
Attend. ADR	1.50
Attend. Hearing	0.00
Argument Prep.	0.00
Case Mngt. (CM)	1.25

**Total 7.75**

----- RECEIPT -----  
 CAR PARK: Yonge & Eglinton Ctr  
 DEVICE: Paystation 5  
 PAID: 28/01/14 05:03P  
 SHORT TERM 038370  
 ENTRY: 28/01/14 09:30A  
 EXIT: 28/01/14 05:05P  
 PARKING DURATION: 000 07:33  
 CHARGED DURATION: 000 02:40  
 PAID: CAD20.00  
 TAX FREE CAD17.70  
 V.A.T. 13% : CAD2.30  
 CASH PAYMENTS: CAD20.00  
 -----

## Date Hours Note

25-Aug-13	0.75	prep - Review Prefiled Evidence
26-Aug-13	0.25	prep - Draft Notice of Intervention Ltr
24-Sep-13	0.50	prep - Draft Interrogatories
01-Nov-13	0.25	prep - Draft Submission on Confidentiality
10-Dec-13	0.50	prep - Draft Supplemental Interrogatories
26-Jan-14	0.75	prep - Review Interrogatory Responses, Prepare for ADR
11-Feb-14	0.50	prep - Review Draft Settlement Proposal, Emails
19-Feb-14	0.25	prep - Review Decision and Order
20-Feb-14	0.50	prep - Many Emails Revise Settlement Agreement
20-Feb-14	0.50	prep - Consultant Report Revise Settlement Agreement, Sign Off
27-Feb-14	0.25	prep - Review Decision and Rate Order

**Total 5.00 Preparation**

## Date Hours Note

28-Jan-14	1.50	Attend Settlement Conference
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**Total 1.50 Attendance - Settlement Conference**

## Date Hours Note

26-Aug-13	0.50	CM - File Notice of Intervention
28-Sep-13	0.25	CM - Check & File Interrogatoriess
01-Nov-13	0.25	CM - File Submission on Confidentiality
12-Dec-13	0.25	CM - Check & File Supplemental Interrogatoriess

**Total 1.25 Case Management**