



Direct Dial: 416.862.4825
File: 6267

Sent by Electronic Mail and RESS Filing

June 2, 2014

Ontario Energy Board
2300 Yonge Street
Suite 2700
Toronto, ON M4P 1E4

Attention: Kirsten Walli, Board Secretary

Dear Ms. Walli:

**Re: Low-Income Energy Network Application for Cost Award
Board File No. EB-2013-0301 - Review of Framework Governing the Participation
of Intervenors in Board Proceedings**

We are counsel for the Low-Income Energy Network (LIEN).

Please find attached LIEN's Cost Claim.

Yours truly,

Matt Gardner

Document #: 728921

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- <u>2013-0301</u>	Process: <u>Review of Intervenor Framework</u>
Party: <u>Low-Income Energy Network</u>	Affiant's Name: <u>Matthew Gardner (Willms & Shier E</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 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 Toronto,
in the Province/State of Ontario, on May 29, 2014
(date)

Ontario Energy Board
COST CLAIM FOR CONSULTATIONS



Affidavit and Summary of Fees and Disbursements



Commissioner for taking Affidavits

File # EB- 2013-0301

Process: Review of Intervenor Framework

Party: Low-Income Energy Network

Summary of Fees and Disbursements Being Claimed

Legal/consultant fees	\$10,814.50
Disbursements	\$88.12
HST	\$1,417.34
Total Cost Claim	\$12,319.96

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: Matthew Gardner

Counsel/Articling Student/Paralegal: ☒

Consultant: ☐

CV attached: ☐

Completed Years
Practicing/Years of relevant
experience

3 years

CV not required: ☒

Name: Judy Simon

Counsel/Articling Student/Paralegal: ☐

Consultant: ☒

CV attached: ☐

Completed Years
Practicing/Years of relevant
experience

30+ years

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
Affidavit and Summary of Fees and Disbursements



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



File # EB- 2013-0301

Process Review of Intervenor Framework

Party Low-Income Energy Network

HST Rate: 13%

		Eligible Activities					
		Written comments on questions listed in the cover letter (up to 20 hours)	Preparation, attendance and report on Stakeholder Conference (up to 15 hours)	Written comments on Stakeholder Conference issues (up to 10 hours)			
Individual Whose Fees are Being Claimed	Hourly rate	Hours			Subtotal Fees	HST	Total
Matthew Gardner	\$170.00	13.10	4.80	6.60	\$4,165.00	\$541.45	\$4,706.45
Judy Simon	\$330.00	6.90	10.00	3.25	\$6,649.50	\$864.44	\$7,513.94
					\$0.00	\$0.00	\$0.00
					\$0.00	\$0.00	\$0.00
					\$0.00	\$0.00	\$0.00
					\$0.00	\$0.00	\$0.00
	Total	20.00	14.80	9.85	\$10,814.50	\$1,405.89	
					Total legal/consultant fees		\$12,220.39

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



File # EB- <u>2013-0301</u>	Process: <u>Review of Intervenor Framework</u>
Party: <u>Low-Income Energy Network</u>	

Name of individual whose disbursements are being claimed: Matthew Gardner

HST Rate Ontario: 13.00%

	Net Cost	HST	Total
Photocopies	\$61.00	\$7.93	\$68.93
Printing		\$0.00	\$0.00
Fax		\$0.00	\$0.00
Courier	\$27.12	\$3.53	\$30.65
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:	\$88.12	\$11.46	\$99.58

1/

Client Fees Listing

ALL DATES

ate	Fee / Time	Working Lawyer	Hours	Amount	Inv#	Billing Status
Entry #	Explanation					
052	Low Income Energy Network					
6267	Re: EB-2013-0301 Review of Intervenor's F1					
ep 5/2013	Lawyer: 53 0.40 Hrs X 170.00	53 - MATTHEW GARDNER	0.40	68.00		Unbilled
1397240	emails with M. Todorow, T. McClenaghan, and others at LIEN legal subcommittee requesting and obtaining instructive					Unbilled
ep 6/2013	Lawyer: 53 1.60 Hrs X 170.00	53 - MATTHEW GARDNER	1.60	272.00		Unbilled
1397265	receipt and review of, and reply to emails from T. McClenaghan, M. Todorow, J. Lopinski, J. Simon and K. Hale (me					Unbilled
ep 13/2013	Lawyer: 53 1.10 Hrs X 170.00	53 - MATTHEW GARDNER	1.10	187.00		Unbilled
1399230	phone call with J. Simon and discuss each of questions posed by Board for written submissions due Sept. 27; email					Unbilled
ep 16/2013	Lawyer: 53 3.60 Hrs X 170.00	53 - MATTHEW GARDNER	3.60	612.00		Unbilled
1399887	prepare LIEN's written submission for First Phase;					Unbilled
ep 17/2013	Lawyer: 53 2.00 Hrs X 170.00	53 - MATTHEW GARDNER	2.00	340.00		Unbilled
1400467	continue to prepare LIEN's written submission re First Phase;					Unbilled
ep 18/2013	Lawyer: 53 1.60 Hrs X 170.00	53 - MATTHEW GARDNER	1.60	272.00		Unbilled
1400920	prepare for and attend phone call with J. Simon to discuss first draft of written submission re First Phase; prep					Unbilled
ep 19/2013	Lawyer: 53 0.30 Hrs X 170.00	53 - MATTHEW GARDNER	0.30	51.00		Unbilled
1401066	finalize written submission re First Phase for LIEN legal subcommittee and steering committee's review and poter					Unbilled
ep 23/2013	Lawyer: 53 1.60 Hrs X 170.00	53 - MATTHEW GARDNER	1.60	272.00		Unbilled
1402514	receipt of comments from T. McClenaghan re written submission and revise accordingly; email LIEN legal subcommitt					Unbilled
ep 24/2013	Lawyer: 53 0.40 Hrs X 170.00	53 - MATTHEW GARDNER	0.40	68.00		Unbilled
1403193	email J. Simon considerations after review of inputs from K. Hale and M. Todorow of LIEN legal subcommittee; rece					Unbilled
ep 25/2013	Lawyer: 53 3.00 Hrs X 170.00	53 - MATTHEW GARDNER	3.00	510.00		Unbilled
1403976	revise written submission for First Phase to incorporate comments from M. Todorow and K. Hale (LIEN legal subcomm					Unbilled
ep 26/2013	Lawyer: 53 0.80 Hrs X 170.00	53 - MATTHEW GARDNER	0.80	136.00		Unbilled
1404212	receipt of email from T. McClenaghan and finalize LIEN's submission re First Phase incorporating final comments f					Unbilled
ep 27/2013	Lawyer: 53 0.80 Hrs X 170.00	53 - MATTHEW GARDNER	0.80	136.00		Unbilled
1405006	receipt of final comments from M. Todorow and finalize submission; receipt of executed letter from S. Baker of HS					Unbilled
oct 8/2013	Lawyer: 53 2.60 Hrs X 170.00	53 - MATTHEW GARDNER	2.60	442.00		Unbilled
1408387	attend stakeholder conference via teleconference and web;					Unbilled
oct 10/2013	Lawyer: 53 2.20 Hrs X 170.00	53 - MATTHEW GARDNER	2.20	374.00		Unbilled
1409588	review notes and transcript from stakeholder conference and propose areas to focus on in second written submission					Unbilled
oct 10/2013	Lawyer: 53 1.00 Hrs X 170.00	53 - MATTHEW GARDNER	1.00	170.00		Unbilled
1409596	phone call with LIEN legal subcommittee members M. Todorow, J. Simon, J. Lopinski, and Z. Bhanji re proposed item					Unbilled
oct 13/2013	Lawyer: 53 2.60 Hrs X 170.00	53 - MATTHEW GARDNER	2.60	442.00		Unbilled
1409877	prepare second written submission on issues arising from stakeholder conference and integrating inputs from LIEN					Unbilled
oct 15/2013	Lawyer: 53 3.50 Hrs X 170.00	53 - MATTHEW GARDNER	3.50	595.00		Unbilled
1410085	prepare second written submission on issues arising from stakeholder conference and integrating inputs from LIEN					Unbilled
oct 16/2013	Lawyer: 53 0.80 Hrs X 170.00	53 - MATTHEW GARDNER	0.80	136.00		Unbilled
1410869	prepare second written submission on issues arising from stakeholder conference and integrating inputs from LIEN					Unbilled
may 3/2014	Lawyer: 53 1.20 Hrs X 170.00	53 - MATTHEW GARDNER	1.20	204.00		Unbilled
1471439	email LIEN legal subcommittee (M. Todorow, Z. Bhanji, T. McClenaghan, M. Marrone, K. Hale, J. Lopinski and J. Sin					Unbilled
			Unbilled:	31.10	5287.00	
			Billed:	0.00	0.00	
			Total:	31.10	5287.00	
			Percent Billed:	0.00	0.00	

Activity Eligible for Cost Awards	Maximum Number of Hours
Written comments on questions listed in the cover letter	20
Preparation, attendance and report on Stakeholder Conference	15
Written comments on Stakeholder Conference issues	10

Task 1 = 17.2 hours - 4.1 hours to accommodate limit
= 13.1 hours

Task 2 = 4.8 hours

Task 3 = 8.1 hours - 1.5 hours to accommodate limit
= 6.6 hours

Date	Paid To	Source	Matter	Client Name	Ref#	G/L	Acct	Amount
Entry#	Explanation							
Sep/ 6/2013		CER	6267	Low Income Energy	5170	-	RECOVERY	4.50
1397529	Photocopies							
Sep/ 6/2013		CER	6267	Low Income Energy	5170	-	RECOVERY	2.25
1397672	Photocopies							
Sep/ 6/2013		CER	6267	Low Income Energy	5170	-	RECOVERY	0.75
1397687	Photocopies							
	Total for Sep/ 6/2013 :	7.50						
Sep/ 9/2013		CER	6267	Low Income Energy	5170	-	RECOVERY	0.50
1398272	Photocopies							
	Total for Sep/ 9/2013 :	0.50						
Sep/15/2013	A & B COURIER	AP	6267	Low Income Energy N	40051	5065	- DELIVERY	13.56
1399761	Deliveries							
	Total for Sep/15/2013 :	13.56						
Oct/11/2013		CER	6267	Low Income Energy	5170	-	RECOVERY	1.25
1410529	Photocopies							
	Total for Oct/11/2013 :	1.25						
Oct/16/2013		CER	6267	Low Income Energy	5170	-	RECOVERY	3.50
1412073	Photocopies							
Oct/16/2013		CER	6267	Low Income Energy	5170	-	RECOVERY	0.25
1412074	Photocopies							
Oct/16/2013		CER	6267	Low Income Energy	5170	-	RECOVERY	0.25
1412075	Photocopies							
Oct/16/2013		CER	6267	Low Income Energy	5171	-	RECOVERY	2.00
1412123	Photocopies							
	Total for Oct/16/2013 :	6.00						
Oct/17/2013		CER	6267	Low Income Energy	5170	-	RECOVERY	3.50
1412199	Photocopies							
Oct/17/2013		CER	6267	Low Income Energy	5170	-	RECOVERY	0.25
1412200	Photocopies							
Oct/17/2013		CER	6267	Low Income Energy	5170	-	RECOVERY	7.50
1412210	Photocopies							
Oct/17/2013		CER	6267	Low Income Energy	5170	-	RECOVERY	0.50
1412214	Photocopies							
Oct/17/2013		CER	6267	Low Income Energy	5171	-	RECOVERY	2.00
1412368	Photocopies							
	Total for Oct/17/2013 :	13.75						
Oct/21/2013		CER	6267	Low Income Energy	5170	-	RECOVERY	2.00
1412875	Photocopies							
	Total for Oct/21/2013 :	2.00						
Oct/31/2013	A & B COURIER	AP	6267	Low Income Energy N	40762	5065	- DELIVERY	13.56
1416437	Deliveries							
	Total for Oct/31/2013 :	13.56						
Apr/25/2014		CER	6267	Low Income Energy	5170	-	RECOVERY	1.75
1474046	Photocopies							
Apr/25/2014		CER	6267	Low Income Energy	5170	-	RECOVERY	1.00
1474047	Photocopies							
Apr/25/2014		CER	6267	Low Income Energy	5170	-	RECOVERY	9.00
1474048	Photocopies							
Apr/25/2014		CER	6267	Low Income Energy	5170	-	RECOVERY	0.25
1474049	Photocopies							
Apr/25/2014		CER	6267	Low Income Energy	5170	-	RECOVERY	5.25
1474050	Photocopies							
Apr/25/2014		CER	6267	Low Income Energy	5170	-	RECOVERY	5.50
1474051	Photocopies							
Apr/25/2014		CER	6267	Low Income Energy	5170	-	RECOVERY	3.25
1474052	Photocopies							
Apr/25/2014		CER	6267	Low Income Energy	5170	-	RECOVERY	4.00
1474053	Photocopies							
	Total for Apr/25/2014 :	30.00						

**Order Details**

Logged in as LIBA KOCIAN

[New Order](#)[Order Tracking](#)[Search](#)[Addressbook](#)[Reports](#)[Admin](#)[Logout](#)**Order #4396715**

PICK UP	WILLMS & SHIER
	4 KING STREET WEST, Unit 900
	Toronto, ON M5H1B6
	CANADA
	RECEPTION
	P: (416)863-0711
	F:

DELIVER TO	ONTARIO ENERGY BOARD
	2300 YONGE STREET, Unit 27TH FLOOR
	Toronto, ON M4P1E4
	CANADA
	Kirsten Walli
	P:
	F:

Order Information

Pick Up Date:	9/9/2013	Ready Time:	10:17	Service:	4 HOUR	Vehicle:	CAR
Delivery Date:	9/9/2013	Deliver By:	14:17	Insurance:	NO	Declared Value:	\$0.00
Status:	Finalized	Picked Up:	9/9/2013 11:23	Delivered:	9/9/2013 12:11	Waiting Time:	0 min.
Total Weight of Shipments:	1 Lbs	Reference:	6267/ts	Waybill #:	0	COD:	\$0.00
Ordered By:	Liba Kocian	Department:					
POD:	Fatima						

Packages Details

LETTER(S)

1

Comments:

OK

Duplicate

Reprint Waybill

Charges

Base Amount:	\$12.00
Weight Surcharge:	\$0.00
Waiting Time Surcharge:	\$0.00
Package Surcharge:	\$0.00
Vehicle Surcharge:	\$0.00
After Hours Surcharge:	\$0.00
Insurance Surcharge:	\$0.00
Fuel Surcharge:	\$1.56
Extras:	\$0.00
Subtotal:	\$13.56
Discount:	\$0.00
HST - 13% (13.00%)	\$1.76
Total:	\$15.32

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**Order Details**

Logged in as LIBA KOCIAN

New Order

Order Tracking

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Addressbook

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Admin

Logout

Order #4443022

PICK UP	WILLMS & SHIER
	4 KING STREET WEST, Unit 900
	Toronto, ON M5H1B6
	CANADA
	RECEPTION
	P: (416)863-0711
	F:

DELIVER TO	ONTARIO ENERGY BOARD
	2300 YONGE STREET, Unit 27TH FLOOR
	Toronto, ON M4P1E4
	CANADA
	Kirsten Walli
	P:
	F:

Order Information

Pick Up Date:	10/17/2013	Ready Time:	10:40	Service:	4 HOUR	Vehicle:	CAR
Delivery Date:	10/17/2013	Deliver By:	14:40	Insurance:	NO	Declared Value:	\$0.00
Status:	Finalized	Picked Up:	10/17/2013 11:26	Delivered:	10/17/2013 13:14	Waiting Time:	0 min.
Total Weight of Shipments:	1 Lbs	Reference:	6267/ts	Waybill #:	0	COD:	\$0.00
Ordered By:	Liba Kocian	Department:					
POD:	Nicole						

Packages Details

LETTER(S)

1

Comments:

OK

Duplicate

Reprint Waybill

Charges

Base Amount:	\$12.00
Weight Surcharge:	\$0.00
Waiting Time Surcharge:	\$0.00
Package Surcharge:	\$0.00
Vehicle Surcharge:	\$0.00
After Hours Surcharge:	\$0.00
Insurance Surcharge:	\$0.00
Fuel Surcharge:	\$1.56
Extras:	\$0.00
Subtotal:	\$13.56
Discount:	\$0.00
HST - 13% (13.00%)	\$1.76
Total:	\$15.32

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Time Docket for Judy Simon on behalf of LIEN: EB-2013-0301

Date (2013)	Task Description	Time (hrs)
Task 1	Comments on questions in the letter	
Sept. 10, 2013	Investigate and coordinate interest of key LIEN members for additional signatures	1
Sept. 13, 2013	Provide advice on issues to address	.5
Sept. 17, 2013	Provide first draft of comments	7.5
Sept. 18, 2013	Prepare for and discuss draft with counsel	.5
Sept. 19, 2013	Review and revise final draft	2
Sept. 23, 2013	Coordinate signatories to comments	.5
Sept. 24, 2013	Review and address client comments on draft	.5
Sept. 25, 2013	Review penultimate draft	.5
Total		11 hours

6.9 hours to
accommodate limit

Date (2013)	Task Description	Time (hrs)
Task 2	Prepare, attend and report on Stakeholder Conference	
Oct. 8, 2013	Prepare for and attend stakeholder conference	7
Oct. 9, 2013	Prepare notes for counsel on conference. Review conference transcript	2
Oct. 10, 2013	Meeting with client to report on conference and obtain feedback	1
Total		10
Task 3	Written comments on stakeholder conference issues	
Oct. 12, 2013	Prepare written comments	2.0
Oct. 14, 2013	Review and revise written comments	1.5
Oct. 15, 2013	Review and provide additional comments	1.0
Oct. 16, 2013	Review and provide final comments	.25
Total		4.75

3.25 hours to
accommodate
limit