

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 (yellow-shaded) 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 embedded in the form to assist with calculations.
- 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 lawyer, analyst/consultant and 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/analyst must be attached unless provided to the Board as prescribed on the Cost Award Tariff.

Except as provided in section 7.03 of the Practice Direction on Cost Awards, itemized receipts must be provided.

File # EB- <u>2013-0339</u>	Process: <u>wpd White Pines Inc. Application for Leave to Constr</u>
Party: <u>Alliance to Protect Prince Edward County</u>	Affiant's Name: <u>Graham Andrews</u>
HST Number: <u>826244220RT001</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, Graham Andrews, 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(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.

Graham Andrews
Signature of Affiant

Sworn or affirmed before me at the City/Town of Toronto,
in the Province/State of Ontario, on March-26-15,
(date)

Anna Maciel
Commissioner for taking Affidavits

Ontario Energy Board
COST CLAIM FOR HEARINGS



Affidavit and Summary of Fees and Disbursements

File # EB- 2013-0339

Process: wpd White Pines Inc. Application for Leave to Constr

Party: Alliance to Protect Prince Edward County

Summary of Fees and Disbursements Being Claimed

Legal/consultant/other fees	\$	14,666.00
Disbursements	\$	-
HST	\$	1,906.58
Total Cost Claim	\$	16,572.58

Payment Information

Make cheque payable to: Eric K. Gillespie Professional Corporation, In Trust

Send payment to this address: Eric K. Gillespie Professional Corporation
10 King Street East, Suite 600
Toronto, Ontario
M5C 1C3

Ontario Energy Board

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Detail of Fees and Disbursements Being Claimed

File # EB- <u>2013-0339</u>	Process: <u>wpd White Pines Inc. Application for Leave to Constr</u>
Party: <u>Alliance to Protect Prince Edward County</u>	Service Provider Name: <u>Eric K. Gillespie</u>

SERVICE PROVIDER TYPE (check one) Legal Counsel <input checked="" type="checkbox"/> Articling Student/Paralegal <input type="checkbox"/> Consultant <input type="checkbox"/> Analyst <input type="checkbox"/> For Consultant/Analyst: <input type="checkbox"/> CV attached <input type="checkbox"/> CV provided within previous 24 months	Year Called to Bar <div style="border: 1px solid black; padding: 2px; text-align: center;">1996</div>	Completed Years Practising/Years of Relevant Experience <div style="border: 1px solid black; padding: 2px; text-align: center;">19</div>	Hourly Rate: <div style="border: 1px solid black; padding: 2px; text-align: center;">\$290</div> HST Rate Charged (enter %): <div style="border: 1px solid black; padding: 2px; text-align: center;">13.0%</div>
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Statement of Fees Being Claimed					
	Hours	Hourly Rate	Subtotal	HST	Total
Pre-hearing Conference					
Preparation		\$ 290.00	\$ -	\$ -	\$ -
Attendance		\$ 290.00	\$ -	\$ -	\$ -
Technical Conference					
Preparation		\$ 290.00	\$ -	\$ -	\$ -
Attendance		\$ 290.00	\$ -	\$ -	\$ -
Interrogatories					
Preparation	0.40	\$ 290.00	\$ 116.00	\$ 15.08	\$ 131.08
Responses		\$ 290.00	\$ -	\$ -	\$ -
Issues Conference					
Preparation		\$ 290.00	\$ -	\$ -	\$ -
Attendance		\$ 290.00	\$ -	\$ -	\$ -
ADR - Settlement Conference					
Preparation		\$ 290.00	\$ -	\$ -	\$ -
Attendance		\$ 290.00	\$ -	\$ -	\$ -
Proposal Preparation		\$ 290.00	\$ -	\$ -	\$ -
Argument					
Preparation	1.40	\$ 290.00	\$ 406.00	\$ 52.78	\$ 458.78
Oral Hearing					
Preparation		\$ 290.00	\$ -	\$ -	\$ -
Attendance		\$ 290.00	\$ -	\$ -	\$ -
Other Conferences					
Preparation		\$ 290.00	\$ -	\$ -	\$ -
Attendance		\$ 290.00	\$ -	\$ -	\$ -
Case Management		\$ 170.00	\$ -	\$ -	\$ -
TOTAL SERVICE PROVIDER FEES			\$ 522.00	\$ 67.86	\$ 589.86

Ontario Energy Board
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Detail of Fees and Disbursements Being Claimed



File # EB- 2013-0339

Process: wpd White Pines Inc. Application for Leave to Constr

Party: Alliance to Protect Prince Edward

Service Provider Name: Eric K. Gillespie

Statement of Disbursements Being Claimed			
	Net Cost	HST	Total
Scanning/Photocopy			\$ -
Printing			\$ -
Courier			\$ -
Telephone/Fax			\$ -
Transcripts			\$ -
Travel: Air			\$ -
Travel: Car			\$ -
Travel: Rail			\$ -
Travel (Other):			\$ -
Parking			\$ -
Taxi			\$ -
Accommodation			\$ -
Meals			\$ -
Other:			\$ -
Other:			\$ -
Other:			\$ -
TOTAL DISBURSEMENTS:	\$ -	\$ -	\$ -

Ontario Energy Board

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Detail of Fees and Disbursements Being Claimed

File # EB- 2013-0339

Process: wpd White Pines Inc. Application for Leave to Constr

Party: Alliance to Protect Prince Edward County

Service Provider Name: Graham Andrews

SERVICE PROVIDER TYPE (check one)

- Legal Counsel ☒
- Articling Student/Paralegal ☐
- Consultant ☐
- Analyst ☐

Year Called to
Bar

2012

Completed Years
Practising/Years of Relevant
Experience

2

Hourly Rate: \$170

For Consultant/Analyst: ☐ CV attached

☐ CV provided within previous 24 months

HST Rate Charged (enter %): 13.0%

Statement of Fees Being Claimed

	Hours	Hourly Rate	Subtotal	HST	Total
Pre-hearing Conference					
Preparation		\$ 170.00	\$ -	\$ -	\$ -
Attendance		\$ 170.00	\$ -	\$ -	\$ -
Technical Conference					
Preparation		\$ 170.00	\$ -	\$ -	\$ -
Attendance		\$ 170.00	\$ -	\$ -	\$ -
Interrogatories					
Preparation	19.40	\$ 170.00	\$ 3,298.00	\$ 428.74	\$ 3,726.74
Responses	1.70	\$ 170.00	\$ 289.00	\$ 37.57	\$ 326.57
Issues Conference					
Preparation		\$ 170.00	\$ -	\$ -	\$ -
Attendance		\$ 170.00	\$ -	\$ -	\$ -
ADR - Settlement Conference					
Preparation		\$ 170.00	\$ -	\$ -	\$ -
Attendance		\$ 170.00	\$ -	\$ -	\$ -
Proposal Preparation		\$ 170.00	\$ -	\$ -	\$ -
Argument					
Preparation	12.00	\$ 170.00	\$ 2,040.00	\$ 265.20	\$ 2,305.20
Oral Hearing					
Preparation		\$ 170.00	\$ -	\$ -	\$ -
Attendance		\$ 170.00	\$ -	\$ -	\$ -
Other Conferences					
Preparation		\$ 170.00	\$ -	\$ -	\$ -
Attendance		\$ 170.00	\$ -	\$ -	\$ -
Case Management	45.60	\$ 170.00	\$ 7,752.00	\$ 1,007.76	\$ 8,759.76
TOTAL SERVICE PROVIDER FEES			\$ 13,379.00	\$ 1,739.27	\$ 15,118.27

Ontario Energy Board
COST CLAIM FOR HEARINGS



Detail of Fees and Disbursements Being Claimed

File # EB- 2013-0339

Process: wpd White Pines Inc. Application for Leave to Constr

Party: Alliance to Protect Prince Edwar

Service Provider Name: Graham Andrews

Statement of Disbursements Being Claimed			
	Net Cost	HST	Total
Scanning/Photocopy			\$ -
Printing			\$ -
Courier			\$ -
Telephone/Fax			\$ -
Transcripts			\$ -
Travel: Air			\$ -
Travel: Car			\$ -
Travel: Rail			\$ -
Travel (Other):			\$ -
Parking			\$ -
Taxi			\$ -
Accommodation			\$ -
Meals			\$ -
Other:			\$ -
Other:			\$ -
Other:			\$ -
TOTAL DISBURSEMENTS:	\$ -	\$ -	\$ -

Ontario Energy Board

COST CLAIM FOR HEARINGS



Detail of Fees and Disbursements Being Claimed

File # EB- <u>2013-0339</u>	Process: <u>wpd White Pines Inc. Application for Leave to Constr</u>
Party: <u>Alliance to Protect Prince Edward County</u>	Service Provider Name: <u>David Hwang</u>

SERVICE PROVIDER TYPE (check one)	Year Called to Bar	Completed Years Practising/Years of Relevant Experience
Legal Counsel <input checked="" type="checkbox"/>	<div style="border: 1px solid black; padding: 2px; display: inline-block;">2013</div>	<div style="border: 1px solid black; padding: 2px; display: inline-block;">1</div>
Articling Student/Paralegal <input type="checkbox"/>		
Consultant <input type="checkbox"/>		
Analyst <input type="checkbox"/>		
For Consultant/Analyst: <input type="checkbox"/> CV attached		Hourly Rate: <div style="border: 1px solid black; padding: 2px; display: inline-block;">\$170</div>
<input type="checkbox"/> CV provided within previous 24 months		HST Rate Charged (enter %): <div style="border: 1px solid black; padding: 2px; display: inline-block;">13.0%</div>

Statement of Fees Being Claimed					
	Hours	Hourly Rate	Subtotal	HST	Total
Pre-hearing Conference					
Preparation		\$ 170.00	\$ -	\$ -	\$ -
Attendance		\$ 170.00	\$ -	\$ -	\$ -
Technical Conference					
Preparation		\$ 170.00	\$ -	\$ -	\$ -
Attendance		\$ 170.00	\$ -	\$ -	\$ -
Interrogatories					
Preparation		\$ 170.00	\$ -	\$ -	\$ -
Responses		\$ 170.00	\$ -	\$ -	\$ -
Issues Conference					
Preparation		\$ 170.00	\$ -	\$ -	\$ -
Attendance		\$ 170.00	\$ -	\$ -	\$ -
ADR - Settlement Conference					
Preparation		\$ 170.00	\$ -	\$ -	\$ -
Attendance		\$ 170.00	\$ -	\$ -	\$ -
Proposal Preparation		\$ 170.00	\$ -	\$ -	\$ -
Argument					
Preparation	4.50	\$ 170.00	\$ 765.00	\$ 99.45	\$ 864.45
Oral Hearing					
Preparation		\$ 170.00	\$ -	\$ -	\$ -
Attendance		\$ 170.00	\$ -	\$ -	\$ -
Other Conferences					
Preparation		\$ 170.00	\$ -	\$ -	\$ -
Attendance		\$ 170.00	\$ -	\$ -	\$ -
Case Management		\$ 170.00	\$ -	\$ -	\$ -
TOTAL SERVICE PROVIDER FEES			\$ 765.00	\$ 99.45	\$ 864.45

Ontario Energy Board
COST CLAIM FOR HEARINGS



Detail of Fees and Disbursements Being Claimed

File # EB- 2013-0339

Process: wpd White Pines Inc. Application for Leave to Constr

Party: Alliance to Protect Prince Edwar

Service Provider Name: David Hwang

Statement of Disbursements Being Claimed			
	Net Cost	HST	Total
Scanning/Photocopy			\$ -
Printing			\$ -
Courier			\$ -
Telephone/Fax			\$ -
Transcripts			\$ -
Travel: Air			\$ -
Travel: Car			\$ -
Travel: Rail			\$ -
Travel (Other):			\$ -
Parking			\$ -
Taxi			\$ -
Accommodation			\$ -
Meals			\$ -
Other:			\$ -
Other:			\$ -
Other:			\$ -
TOTAL DISBURSEMENTS:	\$ -	\$ -	\$ -

ERIC K. GILLESPIE PROFESSIONAL CORPORATION

Barristers & Solicitors
Suite 600, 10 King Street East
Toronto, ON M5C 1C3 Canada

Ph: (416) 703-5400

Fax: (416) 703-9111

APPEC
c/o 1078 Royal Road
Milford, ON
K0K 2P0 Canada

File #: 00845

**RE: EB-2013-0339 - wpd White Pines Wind Incorporated Application for
Leave to Construct**

DATE	DESCRIPTION	HOURS	LAWYER
Dec-05-13	Telephone call with client re WPD White Pines OEB application notice; instructions to apply for intervenor status on behalf of APPEC, etc; review of application documents	1.90	GA
Dec-11-13	Review documents from clients re issues for OEB; drafting letter requesting status	3.10	GA
Dec-17-13	Correspondence from client re G. Spinosa letter; telephone call with OEB re documents; telephone call with client re submissions; email from same re same; email from Client re same; reply to same	0.20	GA
Dec-20-13	Correspondence from client re OEB application; review of same; review of other requests made to date	0.70	GA
Jan-02-14	Correspondence from APPEC re letter from WPD; correspondence to same re response; drafting response; serving and filing with OEB	2.60	GA
Mar-06-14	Correspondence from OEB re APPEC Intervenor status	0.20	GA
Mar-17-14	Drafting interrogatories for OEB; correspondence from clients re same; correspondence to re same	4.20	GA

Mar-18-14	Discussion with G. Andrews re: OEB submissions	0.10	EKG
	Correspondence from client re OEB submissions; drafting same; review of legislation and caselaw; correspondence to clients re same	3.10	GA
Mar-19-14	Drafting OEB Interrogatories for APPEC; correspondence from clients re same; correspondence to clients re same; review documents including charts and tables sent by clients, etc; serving and filing Interrogatories on wpd, other parties and OEB	4.60	GA
Mar-21-14	Correspondence from clients re OEB submissions; review of submissions on OEB website	1.30	GA
Mar-24-14	Correspondence from clients re submissions; review and reply to same	0.20	GA
Mar-28-14	Correspondence from client re heritage issues for matter; review documents from email	0.40	GA
Apr-02-14	Correspondence from W. Fairbrother re County interrogatories to OEB; review of same	0.50	GA
Apr-03-14	Correspondence from I. Minott re OEB Responses to APPEC Interrogatories; review of same; emailing same to client	1.20	GA
Apr-08-14	Drafting letter to OEB re contraventions of O Regs by wpd; discussion of same with client; emailing same for approval	1.30	GA
Apr-10-14	Correspondence from clients re OEB submissions; review documents re same; review documents from wpd	2.10	GA
Apr-11-14	Correspondence from client re OEB submissions re Hydro One issues; reply to same re same	0.40	GA
Apr-14-14	Drafting revisions to letter to OEB, et al.; correspondence to clients re same	1.20	GA
	Correspondence from client re OEB letter	0.30	GA
Apr-16-14	Correspondence from client re draft letter to	1.40	GA

	OEB re issues with line length; reply to same; review of draft letter and revisions to same; review of wpd response to County Interrogatories; discussion of same with client		
Apr-17-14	Correspondence from APPEC re filing evidence for OEB proceedings; reply to same	0.30	GA
Apr-21-14	Discussions re: status of file	0.20	EKG
	Drafting revisions to letter to OEB re transmission line length; emailing and posting same to recipients; emailing confirmation to clients re same	0.70	GA
Apr-23-14	Correspondence from APPEC re evidence filing; reply to same; drafting letter to OEB re intention to file evidence	0.40	GA
Apr-24-14	Telephone call with client APPEC re filing evidence; review of Application, etc.; correspondence from APPEC re same; replies to same; correspondence from W. Fairbrother re County filings	1.20	GA
Apr-28-14	Correspondence to counsel for PEC re discussion of issues for APPEC; replies to same	0.40	GA
Apr-29-14	Telephone call with W. Fairbrother re OEB issues for County and APPEC	0.50	GA
May-01-14	Legal Research into jurisdictional issues of OEB with APPEC evidence filing	1.40	GA
May-09-14	Correspondence from OEB re Procedural Order; forwarding same to clients;	0.80	GA
May-21-14	Correspondence from clients re evidence submissions review same; reply re direction and focus of evidence	0.80	GA
May-23-14	Correspondence from clients encl. evidence drafts; review of same; telephone call with clients re evidence submissions, etc.	2.30	GA
May-26-14	Correspondence from clients re evidence; drafting same for submission to OEB; telephone calls with clients re same	4.10	GA
May-27-14	Discussion with G. Andrews re: OEB submissions	0.10	EKG

May-28-14	Correspondence from clients re discussion of OEB filings; response to same	0.40	GA
Jun-06-14	Correspondence from OEB re hard copies; correspondence from I. Minott re response to letter	0.30	GA
Jun-09-14	Correspondence from R. Caputo and I. Minott re OEB matters, incl interrogatories	0.80	GA
Jun-11-14	Correspondence from I. Minott re update to OEB evidence for wpd; review same; telephone call with client re same; discussion with client re responding to letter	1.30	GA
Jun-23-14	Correspondence from W. Fairbrother re County responses; review of same; discussion of same with clients	0.70	GA
Jun-27-14	Correspondence from client re response letter to MOE; drafting same; sending same	1.10	GA
Jul-07-14	Correspondence re transmission line letter; forwarding same to client; replies from same re same	0.50	GA
Jul-08-14	Telephone call with G. Andrews re: follow up with OEB etc.	0.20	EKG
Jul-10-14	Legal Research into Electricity Act and associated Regulations; correspondence to clients re same	1.20	GA
Jul-14-14	Correspondence from client re OEB matters; replies to same	0.80	GA
Jul-15-14	Correspondence from OEB re PO3; correspondence from W. Fairbrother re timing; correspondence to clients re same; discussion re same	1.30	GA
Jul-17-14	Correspondence from OEB re PO4; correspondence to clients re same; discussion re same	1.20	GA
Jul-22-14	Correspondence from clients re Final Submissions; correspondence to same re same; review documents prior to discussion with clients	1.10	GA
Jul-23-14	Discussion with G. Andrews re: TCC	0.10	EKG

	Telephone call with clients re final submissions; correspondence to same re same	1.80	GA
Aug-08-14	Discussion with clients re: review and re-draft submissions	4.50	DH
Aug-12-14	Discussion with client re: final submissions.	1.10	EKG
Aug-18-14	Review documents incl. submissions; correspondence from clients re same; telephone call with clients re same; correspondence to OEB and counsel re erroneous version of submissions	1.10	GA
Aug-22-14	Correspondence from W. Fairbrother re new cases, etc; correspondence from P. Duffy re same; review documents and legal research re same; discussion with clients re same; correspondence from OEB re same	2.10	GA
Aug-25-14	Correspondence from client re timeline; reply to same; correspondence from I. Lee re White Pines submissions; review of same	0.60	GA
Oct-23-14	Correspondence from I. Minott re updates to pre-filed evidence; review of same	0.40	GA
Oct-29-14	Drafting revisions to letter re transmission/distribution line issues; legal research into same; discussion re same with E. Gillespie; correspondence to client re same	2.10	GA
Oct-30-14	Telephone call with client re letter to OEB; revisions to same; sending same to OEB	2.10	GA
Nov-05-14	Correspondence from I. Minott re letter to OEB; responses to same from clients; reply to same re responding letter	0.40	GA
Nov-14-14	Correspondence from OEB re PO6; correspondence to APPEC re same; review same and noting dates for submissions; correspondence from client and Client re time for discussion re same	0.40	GA
Nov-24-14	Telephone call with client and correspondence from same re draft interrogatories; review of same; revisions to same; correspondence to Client re same	1.80	GA

Nov-25-14	Correspondence from client re draft Interrogatories; revisions to same;	0.90	GA
Nov-26-14	Drafting APPEC Interrogatories re new documents from wpd; review of draft from client; correspondence to OEB and parties incl. same	2.10	GA
Dec-03-14	Correspondence from I. Minott re submissions of wpd re OEB Interrogatories; review documents incl. same; discussion with clients	0.60	GA
Dec-08-14	Correspondence from client re OEB submissions re evidence; correspondence to same re same; review documents incl. evidence submission	0.20	GA
Dec-10-14	Preparation of submissions re evidence; service of same on OEB and wpd; correspondence from client and Client re same; correspondence from OEB re Board letter	2.30	GA
Dec-18-14	Correspondence from client re response to wpd response; reply to same re same	0.30	GA
Jan-05-15	Correspondence from client re letter to OEB; review documents incl draft; revisions to same; replies to client re same; sending letter to OEB and parties	2.30	GA
Jan-07-15	Correspondence from client re letter on OEB website; telephone call with OEB case coordinator re same; correspondence from OEB re letter; correspondence to client re same	0.60	GA
Jan-30-15	Correspondence from OEB re letter to wpd; correspondence to clients re same; replies from same	0.30	GA
Feb-02-15	Correspondence from APPEC re OEB letter re Hydro One	0.20	GA
Feb-06-15	Correspondence from APPEC Board re letter to OEB	0.30	GA
Mar-19-15	Correspondence from OEB incl. decision; review documents incl. decision; correspondence to client re same; response	0.40	GA

from same re same

Mar-25-15

Preparation of cost submissions

1.20

GA