



Direct Dial: 416.862.4825  
File: 6427

Sent by Electronic Mail and RESS Filing

May 11, 2015

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 Cost Claim**  
**Board File No. EB-2012-0410 - OEB Rate Design for Electricity Distributors**

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As per the Ontario Energy Board's Notice of Hearing for Cost Awards dated April 30, 2015, enclosed please find LIEN's Cost Claim for the above noted proceeding.

Yours truly,

Matt Gardner

Encl.

Document #: 850127

**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.

<b>File # EB-</b> <u>2012-0410</u>	<b>Process:</b> <u>Rate Design for Residential Electricity Customers</u>
<b>Party:</b> <u>Low Income Energy Network</u>	<b>Affiant's Name:</b> <u>Matthew Gardner (Willms &amp; Shier)</u>
<b>HST Number:</b> <u>113627988RT0001</u>	<b>HST Rate Ontario:</b> <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 11, 2015  
(date)

**Ontario Energy Board**  
**COST CLAIM FOR CONSULTATIONS**



**Affidavit and Summary of Fees and Disbursements**

  
**Commissioner for taking Affidavits**

Joseph King Yue Ng, a Commissioner, etc.,  
Province of Ontario, for Willms & Shier  
Environmental Lawyers, LLP.  
Expires October 29, 2016.

**File #** EB- 2012-0410 **Process:** Rate Design for Residential Electricity Customers

**Party:** Low Income Energy Network

**Summary of Fees and Disbursements Being Claimed**

Legal/consultant/other fees	\$	7,290.00
Disbursements	\$	62.87
HST	\$	947.70
<b>Total Cost Claim</b>	<b>\$</b>	<b>8,300.57</b>

**Payment Information**

Make cheque payable to: Willms & Shier Environmental Lawyers LLP

Send payment to this address: 4 King Street West  
Suite 900  
Toronto, ON M5H 1B6

# Ontario Energy Board



## COST CLAIM FOR CONSULTATIONS

### Affidavit and Summary of Fees and Disbursements

#### Individual Whose Costs are Being Claimed

Name:	Matthew Gardner		
	Year Called to Bar	Completed Years Practicing/Years of Relevant Experience	
Counsel/Articling Student/Paralegal:	<input checked="" type="checkbox"/>	<input type="text" value="2010"/>	<input type="text" value="4 years"/>
Analyst/Consultant:	<input type="checkbox"/>		
CV attached:	<input type="checkbox"/>	CV not required:	<input checked="" type="checkbox"/>

Name:	Judy Simon		
	Year Called to Bar	Completed Years Practicing/Years of relevant experience	
Counsel/Articling Student/Paralegal:	<input type="checkbox"/>	<input type="text"/>	<input type="text" value="30 years"/>
Analyst/Consultant:	<input checked="" type="checkbox"/>		
CV attached:	<input type="checkbox"/>	CV not required:	<input checked="" type="checkbox"/>

Name:			
	Year Called to Bar	Completed Years Practicing/Years of relevant experience	
Counsel/Articling Student/Paralegal:	<input type="checkbox"/>	<input type="text"/>	<input type="text"/>
Analyst/Consultant:	<input type="checkbox"/>		<input type="text"/>
CV attached:	<input type="checkbox"/>	CV not required:	<input type="checkbox"/>

Name:			
	Year Called to Bar	Completed Years Practicing/Years of relevant experience	
Counsel/Articling Student/Paralegal:	<input type="checkbox"/>	<input type="text"/>	<input type="text"/>
Analyst/Consultant:	<input type="checkbox"/>		<input type="text"/>
CV attached:	<input type="checkbox"/>	CV not required:	<input type="checkbox"/>

Name:			
	Year Called to Bar	Completed Years Practicing/Years of relevant experience	
Counsel/Articling Student/Paralegal:	<input type="checkbox"/>	<input type="text"/>	<input type="text"/>
Analyst/Consultant:	<input type="checkbox"/>		<input type="text"/>
CV attached:	<input type="checkbox"/>	CV not required:	<input type="checkbox"/>

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



File # EB- 2012-0410  
 Process Rate Design for Residential Electricity Customers  
 Party Low Income Energy Network  
 HST Rate: 13.00%

Meeting with Board  
 Written Comments on Staff May 16 or May  
 Board's Draft Policy 26, 2014  
 Eligible Participant

Individual Whose Fees are Being Claimed	Hourly rate	Up to 25 hours	Up to 7 hours	Subtotal	HST	Total
Matthew Gardner	170	6		1020	132.6	1152.6
Judy Simon	330	19		6270	815.1	7085.1
				0	0	0
				0	0	0
				0	0	0
<b>Totals</b>				7290	947.7	
<b>Total legal/consultant fees:</b>						8237.7

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



<b>File #</b>	<b>EB- 2012-0410</b>	<b>Process:</b>	Rate Design for Residential Electricity Customer
<b>Party:</b>	Low Income Energy Network		

**Name of individual whose disbursements are being claimed:** Matthew Gardner

**HST Rate Ontario: 13.00%**

	Net Cost	HST	Total
Scanning/Photocopy	\$35.75	\$4.65	\$40.40
Printing		\$0.00	\$0.00
Courier	\$27.12	\$3.53	\$30.65
Telephone/Fax		\$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		\$0.00	\$0.00
Taxi		\$0.00	\$0.00
Accommodation		\$0.00	\$0.00
Meals		\$0.00	\$0.00
Other:		\$0.00	\$0.00
Other:		\$0.00	\$0.00
Other:		\$0.00	\$0.00
<b>TOTAL DISBURSEMENTS:</b>	<b>\$62.87</b>	<b>\$8.17</b>	<b>\$71.04</b>

1/ 1.00

Client Fees Listing				ALL DATES			
Working Lawyer				Hours	Amount	Inv#	Billing Status
Date	Fee / Time	Explanation					
Entry #							
1052		Low Income Energy Network					
6427		Re: EB-2012-0410-OEB Rate Design for Elec					
Apr 8/2014	Lawyer: 53 1.60 Hrs X 170.00	53	- MATTHEW GARDNER	1.60	272.00		Unbilled
1464398	review Letter on Consultation on Rate Design and Draft Report of the Board on Rate Design for Electricity Distrib						
Apr 11/2014	Lawyer: 53 0.20 Hrs X 170.00	53	- MATTHEW GARDNER	0.20	34.00		Unbilled
1464520	report to LIEN legal committee re filing of intervention letter for EB-2012-0410;						
Apr 23/2014	Lawyer: 53 1.00 Hrs X 170.00	53	- MATTHEW GARDNER	1.00	170.00		Unbilled
1468922	review Board Staff's draft report re rate design for electricity distributors in preparation for phone call with						
Apr 27/2014	Lawyer: 53 1.30 Hrs X 170.00	53	- MATTHEW GARDNER	1.30	221.00		Unbilled
1470627	prepare for and attend teleconference call with LIEN Legal Subcommittee to discuss the strategy for LIEN's writte						
May 3/2014	Lawyer: 53 0.70 Hrs X 170.00	53	- MATTHEW GARDNER	0.70	119.00		Unbilled
1471437	prepare outline for written submission to Board re rate design for distributors based on phone call with LIEN leg						
Jun 2/2014	Lawyer: 53 1.30 Hrs X 170.00	53	- MATTHEW GARDNER	1.30	221.00		Unbilled
1482875	receipt and review of draft written submission from J. Simon and revise same; email to J. Simon; receipt of revis						
Jun 3/2014	Lawyer: 53 0.40 Hrs X 170.00	53	- MATTHEW GARDNER	0.40	68.00		Unbilled
1483142	receipt of comments from LIEN legal subcommittee and review J. Simon's revisions to submission; review Board Staf						
Jun 4/2014	Lawyer: 53 0.50 Hrs X 170.00	53	- MATTHEW GARDNER	0.50	85.00		Unbilled
1483463	receipt and review of comments from M. Todorow (LIEN legal sucommittee) re learnings from FAWG's involvement in E						
Jun 6/2014	Lawyer: 53 0.80 Hrs X 170.00	53	- MATTHEW GARDNER	0.80	136.00		Unbilled
1483693	finalize submission and email to LIEN legal subcommittee confirming incorporated M. Todorow's comments and that w						
				Unbilled:	7.80	1326.00	
				Billed:	0.00	0.00	
				Total:	7.80	1326.00	
				Percent Billed:	0.00	0.00	

7.8 hours - 1.8 hours to accommodate limit  
= 6.0 hours

## Client Costs Journal

To May/11/2015

Date	Entry#	Paid To Explanation	Source	Matter	Client Name	Ref#	G/L Acct	Amount
Apr/10/2014	1467111	Photocopies	CER	6427	Low Income Energy	5170	- RECOVERY	4.50
Apr/10/2014	1467113	Photocopies	CER	6427	Low Income Energy	5170	- RECOVERY	11.25
Apr/10/2014	1467114	Photocopies	CER	6427	Low Income Energy	5170	- RECOVERY	8.50
Apr/10/2014		<b>Total for Apr/10/2014 :</b>	<b>24.25</b>					
Apr/11/2014	1467233	Photocopies	CER	6427	Low Income Energy	5170	- RECOVERY	3.00
Apr/11/2014		<b>Total for Apr/11/2014 :</b>	<b>3.00</b>					
May/30/2014	1485933	A & B COURIER Deliveries	AP	6427	Low Income Energy N	43248 5065	- DELIVERY	13.56
May/30/2014		<b>Total for May/30/2014 :</b>	<b>13.56</b>					
Jun/10/2014	1486728	Photocopies	CER	6427	Low Income Energy	5170	- RECOVERY	5.00
Jun/10/2014		<b>Total for Jun/10/2014 :</b>	<b>5.00</b>					
Jun/16/2014	1492162	A & B COURIER Deliveries	AP	6427	Low Income Energy N	44168 5065	- DELIVERY	13.56
Jun/16/2014		<b>Total for Jun/16/2014 :</b>	<b>13.56</b>					
Aug/ 1/2014	1503352	Photocopies	CER	6427	Low Income Energy	5170	- RECOVERY	1.00
Aug/ 1/2014	1503353	Photocopies	CER	6427	Low Income Energy	5170	- RECOVERY	2.00
Aug/ 1/2014	1503380	Photocopies	CER	6427	Low Income Energy	5170	- RECOVERY	0.50
Aug/ 1/2014		<b>Total for Aug/ 1/2014 :</b>	<b>3.50</b>					



**Order Details**

Logged in as LIBA KOCIAN

[New Order](#)[Order Tracking](#)[Search](#)[Addressbook](#)[Invoices](#)[Admin](#)[Logout](#)**Order #4705223**

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

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

**Order Information**

<b>Pick Up Date:</b>	6/2/2014	<b>Ready Time:</b>	10:05	<b>Service:</b>	4 HOUR	<b>Vehicle:</b>	CAR
<b>Delivery Date:</b>	6/2/2014	<b>Deliver By:</b>	14:05	<b>Insurance:</b>	NO	<b>Declared Value:</b>	\$0.00
<b>Status:</b>	<b>Finalized</b>	<b>Picked Up:</b>	6/2/2014 11:03	<b>Delivered:</b>	6/2/2014 12:37	<b>Waiting Time:</b>	0 min.
<b>Total Weight of Shipments:</b>	1 Lbs	<b>Reference:</b>	6267/ts	<b>Waybill #:</b>	0	<b>COD:</b>	\$0.00
<b>Ordered By:</b>	LIBA KOCIAN	<b>Department:</b>					
<b>POD:</b>	<b>Nicole</b>						

**Packages Details**

LETTER(S)

1

**Comments:****POD Signature:**

OK

Duplicate

Reprint Waybill

**Charges**

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

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**Order Details**

Logged in as LIBA KOCIAN

[New Order](#)[Order Tracking](#)[Search](#)[Addressbook](#)[Invoices](#)[Admin](#)[Logout](#)**Order #4715246**

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

<b>DELIVER TO</b>	<b>ONTARIO ENERGY BOARD</b>
	2300 YONGE STREET, Unit 27TH FLOOR
	Toronto, ON M4P1E4
	CANADA
	<b>No Contact Specified</b>
	P:
	F:

**Order Information**

<b>Pick Up Date:</b>	6/10/2014	<b>Ready Time:</b>	09:56	<b>Service:</b>	4 HOUR	<b>Vehicle:</b>	CAR
<b>Delivery Date:</b>	6/10/2014	<b>Deliver By:</b>	13:56	<b>Insurance:</b>	NO	<b>Declared Value:</b>	\$0.00
<b>Status:</b>	<b>Finalized</b>	<b>Picked Up:</b>	6/10/2014 11:18	<b>Delivered:</b>	6/10/2014 12:25	<b>Waiting Time:</b>	0 min.
<b>Total Weight of Shipments:</b>	1 Lbs	<b>Reference:</b>	6427/ts	<b>Waybill #:</b>	0	<b>COD:</b>	\$0.00
<b>Ordered By:</b>	LIBA KOCIAN	<b>Department:</b>					
<b>POD:</b>	<b>Nicole</b>						

**Packages Details**

LETTER(S)

1

**Comments:****POD Signature:**

OK

Duplicate

Reprint Waybill

**Charges**

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

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## Time Docket for Judy Simon on behalf of LIEN: EB-2012-0410

Date (2014)	Task Description	Time (hrs)
<b>Prepare submission</b>	<b>Address options and general questions</b>	
April 10, 2014	Research and review draft Board report and prepare preliminary approach	5.00
April 11, 2014	Prepare for and attend client meeting	1.25
April 27, 2014	Prepare for and attend follow up client meeting	2.75
May 31, 2014	Prepare draft submission for review by counsel	7.0
June 3, 2014	Review OEB stakeholder notes, review client comments and revise submission for counsel review	3.0
<b>Total</b>		<b>19.0 hours</b>