



PUBLIC INTEREST ADVOCACY CENTRE
LE CENTRE POUR LA DÉFENSE DE L'INTÉRÊT PUBLIC

June 5, 2015

PIAC FILE # 6433

Ms. Kirsten Walli
Board Secretary
Ontario Energy Board
Suite 2700
2300 Yonge Street
27th floor
Toronto, ON
M4P 1E4

VIA E-Mail
12 pages

Dear Ms. Walli:

**Re: EB 2014-0073 – Festival Hydro Inc.
Cost Claim of Vulnerable Energy Consumers Coalition (VECC)**

On behalf of the Vulnerable Energy Consumers Coalition (VECC) we have attached their cost claim with respect to the above-noted proceeding. We have also forward a copy to the applicant via email.

Thank you.

Yours truly,

A handwritten signature in black ink, appearing to be 'Michael Janigan', written in a cursive style.

Michael Janigan
Counsel for VECC

Cc: Festival – Debbie Reese - dreece@festivalhydro.com

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.

File # EB- 2014-0073 Process: FESTIVAL HYDRO
 Party: VECC Affiant's Name: Donna Brady
 HST Number: 13059 2405 HST Rate Ontario: 3.94%

Full Registrant
 Unregistered
 Other

Qualifying Non-Profit
 Tax Exempt

Affidavit

I, Donna Brady, of the City/Town of Ottawa
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.

[Signature]
Signature of Affiant

Sworn or affirmed before me at the City/Town of Ottawa
in the Province/State of Ontario, on JUNE 4, 2015
(date)

[Signature]
Commissioner for taking Affidavits

Ontario Energy Board
COST CLAIM FOR HEARINGS



Affidavit and Summary of Fees and Disbursements

File # EB- 2014-0073 Process: FESTIVAL
Party: VECC

Summary of Fees and Disbursements Being Claimed

Legal/consultant fees	31,129.00
Disbursements	177.30
HST	1,233.47
Total Cost Claim	32,539.77

**Ontario Energy Board
COST CLAIM FOR HEARINGS**



Detail of Fees and Disbursements Being Claimed

File # EB- <u>2014-0073</u>		Process: <u>Festival Hydro</u>	
Party: <u>VECC</u>		Name: <u>Michael Janigan</u>	
		Completed Years Practising/Years of relevant experience	
Counsel/Articling Student/Paralegal:	<input checked="" type="checkbox"/>	<u>31</u>	
Consultant:	<input type="checkbox"/>		
CV attached:	<input type="checkbox"/>	CV not required:	<input checked="" type="checkbox"/>

Statement of Fees Being Claimed

	Hours	Hourly rate	Subtotal	HST	Total
Preparation	10.25	\$330.00	\$3,382.50	\$133.27	\$3,515.77
Attendance - Technical Conference			\$0.00	\$0.00	\$0.00
Attendance - Settlement Conference			\$0.00	\$0.00	\$0.00
Attendance - Oral Hearing	3.00	\$330.00	\$990.00	\$39.01	\$1,029.01
Argument	1.05	\$330.00	\$346.50	\$13.65	\$360.15
Case Management		\$170.00	\$0.00	\$0.00	\$0.00
TOTAL LEGAL/CONSULTANT FEES			\$4,719.00	\$185.93	\$4,904.93

Statement of Disbursements Being Claimed

	Net Cost	HST	Total
Photocopies	\$27.30	\$1.08	\$28.38
Printing	\$150.00	\$5.91	\$155.91
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		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:	\$177.30	\$6.99	\$184.29

MJDockets Festival.txt

TraxTime report for Michael Janigan created 5/18/2015 06:40 PM

Sunday, September 28, 2014 - Total 1:05
in: 4:10p out: 5:16p 1:05 6433FestivalEB2014-0073
review Garner notes

Tuesday, September 30, 2014 - Total 0:30
in: 9:15a out: 9:28a 0:15 6433FestivalEB2014-0073
update on ADR progress
in: 10:45a out: 11:01a 0:15 6433FestivalEB2014-0073
update on ADR progress

Tuesday, November 11, 2014 - Total 2:05
in: 4:30p out: 6:37p 2:05 6433FestivalEB2014-0073
receipt and review of notes and compendium and review of ADR
notes

Thursday, November 13, 2014 - Total 2:20
in: 9:10p out: 11:30p 2:20 6433FestivalEB2014-0073
review file and prep for hearing

Friday, November 14, 2014 - Total 5:55
in: 5:05a out: 8:01a 2:55 6433FestivalEB2014-0073
review file and cross examination notes and prep
in: 9:30a out: 12:30p 3:00 6433FestivalEB2014-0073
attend at hearing

Wednesday, November 26, 2014 - Total 1:05
in: 9:22a out: 10:26a 1:05 6433FestivalEB2014-0073
edit argument

Thursday, April 30, 2015 - Total 0:50
in: 10:03p out: 10:55p 0:50 6433FestivalEB2014-0073
review of decision and emails

Monday, May 11, 2015 - Total 0:40
in: 8:31p out: 9:11p 0:40 6433FestivalEB2014-0073
review of DRO comments

=====
Totals From wednesday, January 01, 2014 To Monday, May 18, 2015
14:30 6433FestivalEB2014-0073
14:30 Total

Michael Janigan
Janigan Professional Corporation
31 Hillsdale Avenue, East
Toronto, ON
M4S 1T4

STATEMENT OF ACCOUNT

June 4, 2015

TO: VULNERABLE ENERGY CONSUMERS COALITION
c/o Public Interest Advocacy Centre
Suite 1204
ONE Nicholas Street
Ottawa, ON
KIN 7B7

Re: EB 2014-0073 – Festival Hydro Inc.
Vulnerable Energy Consumers Coalition (VECC)
Cost Claim

For Services Rendered as Counsel in the above-noted matter. RATE: \$330.00 per hour

To receipt, review, attend on behalf of VECC in the above-noted proceeding.

September 2014 to May 2015

TO: Hours

14.30 Hours @ \$330.00 per hour **4,719.00**

HST @ 13% 613.47

TOTAL AMOUNT DUE AND OWING: 5,332.47

Michael Janigan
Janigan Professional Corporation - 831059738

Donna Brady

Subject: FW: Festival Hydro Cost Claim
Attachments: MJDockets Festival.txt; 2015_05_18_18_46_28.pdf

From: Michael Janigan [mailto:mjanigan@piac.ca]
Sent: Monday, May 18, 2015 6:52 PM
To: 'Donna Brady'
Subject: Festival Hydro Cost Claim

Here are my dockets and disbursements .

No disbursements except for the compendium and printing and 182 photocopies.

$$182 \times 0.15 = 27.30$$

Michael Janigan
Special Counsel
Regulatory and Consumer Affairs
Public Interest Advocacy Centre
31 Hillside Ave. E.
Toronto, ON
M4S1T4
Office Tele: 416-840-3907

6433

PRINT THREE
PO BOX 2428 2300 M4P1E4
TORONTO ON
22062372

|||| PURCHASE ||||
11-14-2014 08:36:09
Acct #6639 C
Exp Date ' / ' Card Type VI
Name: MICHAEL JANIGAN
A000000031010 VISA

Trace # 910002
FS2206237201
Auth # 083152 RRN 001978002

Total \$169.50

(00) APPROVED-THANK YOU

Retain this copy for your
records
Customer copy

PRINT THREE
2300 YONGE ST
416 481 5159
CALL AGAIN

REG 11-14-2014 00:00 0002

NON-TAX	T1	\$40.50
40 X		00.50
NON-TAX	T1	\$20.00
NON-TAX	T1	\$59.50
NON-TAX	T1	\$30.00
TAX-AMT 1		\$150.00
TAX 1		\$19.50
CHARGE		\$169.50

**Ontario Energy Board
COST CLAIM FOR HEARINGS**



Detail of Fees and Disbursements Being Claimed

File # EB- <u>2014-0073</u>	Process: <u>Festival 2015 Rates</u>
Party: <u>VECC</u>	Service Provider Name: <u>Mark Garner</u>
SERVICE PROVIDER TYPE (check one) <input type="checkbox"/> Legal Counsel <input type="checkbox"/> Articling Student/Paralegal <input checked="" type="checkbox"/> Consultant <input type="checkbox"/> Analyst	Year Called to Bar: <input type="text" value=""/> Completed Years Practising/Years of Relevant Experience: <input type="text" value="27"/> Hourly Rate: <input type="text" value="\$325"/> For Consultant/Analyst: <input type="checkbox"/> CV attached <input checked="" type="checkbox"/> CV provided within previous 24 months HST Rate Charged (enter %): <input type="text" value="13.0%"/>

Statement of Fees Being Claimed					
	Hours	Hourly Rate	Subtotal	HST	Total
Pre-hearing Conference					
Preparation		\$ 325.00	\$ -	\$ -	\$ -
Attendance		\$ 325.00	\$ -	\$ -	\$ -
Technical Conference					
Preparation	5.5	\$ 325.00	\$ 1,787.50	\$ 232.38	\$ 2,019.88
Attendance	5.0	\$ 325.00	\$ 1,625.00	\$ 211.25	\$ 1,836.25
Interrogatories					
Preparation	11.25 11.3	\$ 325.00	\$ 3,656.25	\$ 475.31	\$ 4,131.56
Responses		\$ 325.00	\$ -	\$ -	\$ -
Issues Conference					
Preparation		\$ 325.00	\$ -	\$ -	\$ -
Attendance		\$ 325.00	\$ -	\$ -	\$ -
ADR - Settlement Conference					
Preparation	7.0	\$ 325.00	\$ 2,275.00	\$ 295.75	\$ 2,570.75
Attendance	9.0	\$ 325.00	\$ 2,925.00	\$ 380.25	\$ 3,305.25
Proposal Preparation	1.25 1.3	\$ 325.00	\$ 406.25	\$ 52.81	\$ 459.06
Argument					
Preparation	16.5	\$ 325.00	\$ 5,362.50	\$ 697.13	\$ 6,059.63
Oral Hearing					
Preparation	8.5	\$ 325.00	\$ 2,762.50	\$ 359.13	\$ 3,121.63
Attendance		\$ 325.00	\$ -	\$ -	\$ -
Other Conferences					
Preparation		\$ 325.00	\$ -	\$ -	\$ -
Attendance		\$ 325.00	\$ -	\$ -	\$ -
Case Management		\$ 170.00	\$ -	\$ -	\$ -
TOTAL SERVICE PROVIDER FEES			\$ 20,800.00	\$ 2,704.00	\$ 23,504.00

Ontario Energy Board COST CLAIM FOR HEARINGS



Detail of Fees and Disbursements Being Claimed

File # EB- <u>2014-0073</u>	Process: <u>Festival 2015 Rates</u>
Party: <u>VECC</u>	Service Provider Name: <u>Bill Harper</u>
<p>SERVICE PROVIDER TYPE (check one)</p> <p>Legal Counsel <input type="checkbox"/></p> <p>Articling Student/Paralegal <input type="checkbox"/></p> <p>Consultant <input checked="" type="checkbox"/></p> <p>Analyst <input type="checkbox"/></p>	
Year Called to Bar	Completed Years Practising/Years of Relevant Experience
<input type="checkbox"/> Bar	<input type="text" value="35"/>
For Consultant/Analyst: <input type="checkbox"/> CV attached	Hourly Rate: <input type="text" value="\$330"/>
<input checked="" type="checkbox"/> CV provided within previous 24 months	HST Rate Charged (enter %): <input type="text" value="13.0%"/>

Statement of Fees Being Claimed					
	Hours	Hourly Rate	Subtotal	HST	Total
Pre-hearing Conference					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
Technical Conference					
Preparation	3.5	\$ 330.00	\$ 1,155.00	\$ 150.15	\$ 1,305.15
Attendance	1.5	\$ 330.00	\$ 495.00	\$ 64.35	\$ 559.35
Interrogatories					
Preparation	4.25 4.3	\$ 330.00	\$ 1,402.50	\$ 182.33	\$ 1,584.83
Responses		\$ 330.00	\$ -	\$ -	\$ -
Issues Conference					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
ADR - Settlement Conference					
Preparation	6.5	\$ 330.00	\$ 2,145.00	\$ 278.85	\$ 2,423.85
Attendance		\$ 330.00	\$ -	\$ -	\$ -
Proposal Preparation	0.75 0.8	\$ 330.00	\$ 247.50	\$ 32.18	\$ 279.68
Argument					
Preparation	0.5	\$ 330.00	\$ 165.00	\$ 21.45	\$ 186.45
Oral Hearing					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
Other Conferences					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
Case Management					
		\$ 170.00	\$ -	\$ -	\$ -
TOTAL SERVICE PROVIDER FEES			\$ 5,610.00	\$ 729.30	\$ 6,339.30

Econalysis Consulting Services

34 King St East
 Suite 630
 Toronto, Ontario
 M5C 2X8

Statement of Costs

Date	File #
15/05/2015	2015027

Bill To
Public Interest Advocacy Centre Suite 1204 1 Nicholas Street Ottawa, ON K1N 7B7

Terms	Docket No.
Net 30	EB-2014-0073

Project					
Festival 2015 Rates					
Serviced	Item	Description	Hours	Rate	Amount
05/08/2014	Interrogatories Preparation		0.75	330.00	247.50
06/08/2014	Interrogatories Preparation		3.5	330.00	1,155.00
07/08/2014	Interrogatories Preparation	Draft interrogatories/notes	7.25	325.00	2,356.25
08/08/2014	Interrogatories Preparation	Finalize Interrogatories/notes	4	325.00	1,300.00
05/09/2014	Technical Conf. Preparation	Review IRRs	2.75	330.00	907.50
09/09/2014	Technical Conf. Preparation	Review interrogatory responses/prepare for Technical Conference	5.5	325.00	1,787.50
10/09/2014	Technical Conf. Preparation		0.75	330.00	247.50
11/09/2014	Technical Conf. Attendance		1.5	330.00	495.00
11/09/2014	Technical Conf. Attendance	Attend Technical Conference	5	325.00	1,625.00
25/09/2014	ADR Preparation		6	330.00	1,980.00
26/09/2014	ADR Preparation		0.5	330.00	165.00
28/09/2014	ADR Preparation	Prepare notes for Settlement Conference/Confer with MJ	7	325.00	2,275.00
29/09/2014	ADR Attendance	Attend Settlement Conference 9:30-6:30 (1.5hr lunch)	7.5	325.00	2,437.50
30/09/2014	ADR Attendance	Settlement Conference Attendance (9-10:30)	1.5	325.00	487.50
18/10/2014	ADR Proposal Preparation	Review 1st Draft of Settlement Agreement	1	325.00	325.00
20/10/2014	ADR Proposal Preparation		0.75	330.00	247.50
22/10/2014	ADR Proposal Preparation	Review 2nd Draft of Settlement Agreement	0.25	325.00	81.25
				HST #10160 6028	
				Total	

Econalysis Consulting Services

34 King St East
 Suite 630
 Toronto, Ontario
 M5C 2X8

Statement of Costs

Date	File #
15/05/2015	2015027

Bill To
Public Interest Advocacy Centre Suite 1204 1 Nicholas Street Ottawa, ON K1N 7B7

Terms	Docket No.
Net 30	EB-2014-0073

Project					
Festival 2015 Rates					
Serviced	Item	Description	Hours	Rate	Amount
12/11/2014	Oral Hearing Preparation	Prepare Cross-examination notes and compendium/review with MJ. Draft Argument/review draft argument of EP/review Board Staff submission/notes review	8.5	325.00	2,762.50
24/11/2014	Argument Preparation		6	325.00	1,950.00
25/11/2014	Argument Preparation	Draft Argument/review with MJ Finalize and integrate BH section of argument	0.5	330.00	165.00
25/11/2014	Argument Preparation		8	325.00	2,600.00
26/11/2014	Argument Preparation		2	325.00	650.00
11/05/2015	Argument Preparation	Review draft rate order/draft comments	0.5	325.00	162.50
		Subtotal			26,410.00
		HST on Sales		13.00%	3,433.30
HST #10160 6028					\$3,433.30
Total					\$29,843.30