

December 16, 2015

VIA EMAIL AND PUROLATOR COURIER

Ms. Kirsten Walli
Board Secretary
Ontario Energy Board
P.O Box 2319
2300 Yonge Street, 27th Floor
Toronto, ON M4P 1E4

Dear: Ms. Walli

Re: Board File No.: EB 2015-0051
Algoma Power Inc.
Our File No.: 12524-8

Please find enclosed an Affidavit and Summary of Fees and Disbursements of Cost Claim for Hearings from Wishart Law Firm LLP dated December 16, 2015, for our client, the Algoma Coalition, which documents are listed as follows:

- 1) Affidavit of Timothy J. Harmar and Summary of Fees and Disbursements;
- 2) Details of Fees and Disbursements of Timothy J. Harmar;
- 3) Supporting documentation;
- 4) Affidavit of Robert William Reid and Summary of Fees and Disbursements ;
- 5) Details of Fees and Disbursements of Robert William Reid.

Yours very truly,
WISHART LAW FIRM LLP



TIM J. HARMAR
Telephone Ext.: 233
Email: tharmar@wishartlaw.com
Assistant: Miranda Medve
Telephone Ext.: 251
Email: mmedve@wishartlaw.com

TJH: mm

Encl.

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>2015-0051</u> | Process: <u>Algoma Power Inc. CoS Rate Application</u> |
| Party: <u>ALGOMA COALITION</u> | Affiant's Name: <u>Timothy J. Harmar</u> |
| HST Number: <u>12-5442673</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, Timothy J. Harmar, of the City/Town of Sault Ste. Marie
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 of Affiant

Sworn or affirmed before me at the City/Town of Sault Ste. Marie,
in the Province/State of Ontario, on December-16-15.
(date)

Commissioner for taking Affidavits

Ontario Energy Board
COST CLAIM FOR HEARINGS



Affidavit and Summary of Fees and Disbursements

File # EB- 2015-0051

Process: Algoma Power Inc. CoS Rate Application

Party: ALGOMA COALITION

Summary of Fees and Disbursements Being Claimed

| | | |
|-----------------------------|-----------|-----------------|
| Legal/consultant/other fees | \$ | 5,447.00 |
| Disbursements | \$ | 114.00 |
| HST | \$ | 708.11 |
| Total Cost Claim | \$ | 6,269.11 |

Payment Information

Make cheque payable to: Wishart Law Firm LLP in Trust

Send payment to this address: 390 Bay Street, Suite 500
Sault Ste. Marie, ON
P6A 1X2

Ontario Energy Board

COST CLAIM FOR HEARINGS



Detail of Fees and Disbursements Being Claimed

| | |
|---|--|
| File # EB- <u>2015-0051</u> | Process: <u>Algoma Power Inc. CoS Rate Application</u> |
| Party: <u>ALGOMA COALITION</u> | Service Provider Name: <u>J. Paul R. Cassan</u> |
| SERVICE PROVIDER TYPE (check one) | Year Called to Bar |
| Legal Counsel <input checked="" type="checkbox"/> | <input type="text" value="1997"/> |
| Articling Student/Paralegal <input type="checkbox"/> | |
| Consultant <input type="checkbox"/> | |
| Analyst <input type="checkbox"/> | |
| Completed Years Practising/Years of Relevant Experience | <input type="text" value="19"/> |
| Hourly Rate: | <input type="text" value="\$290"/> |
| For Consultant/Analyst: <input type="checkbox"/> CV attached | HST Rate Charged (enter %): <input type="text" value="13.0%"/> |
| <input checked="" type="checkbox"/> CV provided within previous 24 months | |

| 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 | | \$ 290.00 | \$ - | \$ - | \$ - |
| 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 | 10.40 | \$ 290.00 | \$ 3,016.00 | \$ 392.08 | \$ 3,408.08 |
| Oral Hearing | | | | | |
| Preparation | | \$ 290.00 | \$ - | \$ - | \$ - |
| Attendance | | \$ 290.00 | \$ - | \$ - | \$ - |
| Other Conferences | | | | | |
| Preparation | | \$ 290.00 | \$ - | \$ - | \$ - |
| Attendance | | \$ 290.00 | \$ - | \$ - | \$ - |
| Case Management | | | | | |
| | | \$ 170.00 | \$ - | \$ - | \$ - |
| TOTAL SERVICE PROVIDER FEES | | | \$ 3,016.00 | \$ 392.08 | \$ 3,408.08 |

Ontario Energy Board
COST CLAIM FOR HEARINGS
Detail of Fees and Disbursements Being Claimed



File # EB- 2015-0051

Process: Algoma Power Inc. CoS Rate Application

Party: ALGOMA COALITION

Service Provider Name: J. Paul R. Cassan

Statement of Disbursements Being Claimed

| | | Net Cost | HST | Total |
|-----------------------------|--|-----------|------|-----------|
| Scanning/Photocopy | | | | \$ - |
| Printing | | | | \$ - |
| Courier | | \$ 114.00 | | \$ 114.00 |
| Telephone/Fax | | | | \$ - |
| Transcripts | | | | \$ - |
| Travel: Air | | | | \$ - |
| Travel: Car | | | | \$ - |
| Travel: Rail | | | | \$ - |
| Travel (Other): | | | | \$ - |
| Parking | | | | \$ - |
| Taxi | | | | \$ - |
| Accommodation | | | | \$ - |
| Meals | | | | \$ - |
| Other: | | | | \$ - |
| Other: | | | | \$ - |
| Other: | | | | \$ - |
| TOTAL DISBURSEMENTS: | | \$ 114.00 | \$ - | \$ 114.00 |

Ontario Energy Board COST CLAIM FOR HEARINGS



Detail of Fees and Disbursements Being Claimed

| | |
|--|---|
| File # EB- <u>2015-0051</u> | Process: <u>Algoma Power Inc. CoS Rate Application</u> |
| Party: <u>ALGOMA COALITION</u> | Service Provider Name: <u>Timothy J. Harmar</u> |
| SERVICE PROVIDER TYPE (check one) | Year Called to Bar |
| Legal Counsel <input checked="" type="checkbox"/> Articling Student/Paralegal <input type="checkbox"/> Consultant <input type="checkbox"/> Analyst <input type="checkbox"/> | <input type="text" value="2014"/> |
| For Consultant/Analyst: <input type="checkbox"/> CV attached <input checked="" type="checkbox"/> CV provided within previous 24 months | Completed Years Practising/Years of Relevant Experience <input type="text" value="1.5"/> Hourly Rate: <input type="text" value="\$170"/> 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 | | \$ 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 | 14.30 | \$ 170.00 | \$ 2,431.00 | \$ 316.03 | \$ 2,747.03 |
| Oral Hearing | | | | | |
| Preparation | | \$ 170.00 | \$ - | \$ - | \$ - |
| Attendance | | \$ 170.00 | \$ - | \$ - | \$ - |
| Other Conferences | | | | | |
| Preparation | | \$ 170.00 | \$ - | \$ - | \$ - |
| Attendance | | \$ 170.00 | \$ - | \$ - | \$ - |
| Case Management | | \$ 170.00 | \$ - | \$ - | \$ - |
| TOTAL SERVICE PROVIDER FEES | | | \$ 2,431.00 | \$ 316.03 | \$ 2,747.03 |

Ontario Energy Board
COST CLAIM FOR HEARINGS
Detail of Fees and Disbursements Being Claimed



File # EB- 2015-0051

Process: Algoma Power Inc. CoS Rate Application

Party: ALGOMA COALITION

Service Provider Name: Timothy J. Harmar

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: | | \$ - | \$ - | \$ - |

| Date | Entry # | Received From/Paid To Explanation | Chq# Rec# | General | | Fees | Bld Inv# | Trust Activity | | |
|-------------|---------|--|--------------|---------|-------|--------|-------------|----------------|-------|-------|
| | | | | Rcpts | Disbs | | | Acc | Rcpts | Disbs |
| Oct 28/2015 | 1008770 | External Courier - To Toronto PUROLATOR | 29183 | | 26.00 | | 132990 | | | |
| Nov 3/2015 | 1009847 | External Courier - To Fort Erie | 29183 | | 27.00 | | 132990 | | | |
| Nov 10/2015 | 1010429 | Lawyer: 0023 0.30 Hrs X 325.00 To receipt and review of correspondence from Algoma Power objecting to costs entitlement for Coalition | | | | 97.50 | 132990 | | | |
| Nov 10/2015 | 1010437 | Lawyer: 0023 2.00 Hrs X 325.00 Receipt and review of decision of board denying Coalition eligibility for costs - no reasons given apart from a reference to rule not previously applied - discussion with Tim and Chris regarding requesting a reconsideration on the basis that the coalition represents direct customers and that as a representative of northern Ontario municipalities and residents it is denied a voice and denied natural justice if denied costs - failure to provide voice to customers in the process. | | | | 650.00 | 132990 | | | |
| Nov 10/2015 | 1010448 | Lawyer: 0023 0.60 Hrs X 325.00 To receipt and review of third procedural order. emails to and from Chris Wray regarding same | | | | 195.00 | 132990 | | | |
| Nov 13/2015 | 1008779 | Lawyer: 0043 4.00 Hrs X 200.00 To review of API application and intervenor and Board interrogatories; meeting with R. Reid to discuss submissions; beginning to draft submissions and sending same to R. Reid for review and to add those parts that he is to draft | | | | 800.00 | 132990 | | | |
| Nov 16/2015 | 1009097 | Lawyer: 0043 0.30 Hrs X 200.00 To to review of R. Reid additions to submissions and correspondence with P. Cassan and M. Medve regarding finalization | | | | 60.00 | 132990 | | | |
| Nov 16/2015 | 1010808 | Lawyer: 0023 2.00 Hrs X 325.00 Review and finalize submissions. Receipt and review of Board submissions. Receipt and review of VECC submissions | | | | 650.00 | 132990 | | | |
| Nov 30/2015 | 1010820 | Billing on Invoice 132990 FEES 4337.50 DISBS 114.00 TAXES 578.70 | | | 0.00 | | 132990 | | | |
| Nov 30/2015 | 1010821 | Taxes on Invoice 132990 Taxes on Fees | | | | 563.88 | 132990 | | | |
| Nov 30/2015 | 1010822 | Taxes on Disbursements 132990 Taxes on Disbursements | 132990 | | 14.82 | | 132990 | | | |

| TOTALS | UNBILLED | | | | = TOTAL | BILLED | | | | BALANCES | |
|----------|----------|---------|--------|------|---------|--------|---------|--------|------------|----------|-------|
| | CHE | + RECOV | + FEES | | | DISBS | + FEES | + TAX | - RECEIPTS | = A/R | TRUST |
| PERIOD | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 114.00 | 6197.00 | 826.03 | 2106.83 | 5030.20 | 0.00 |
| END DATE | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 114.00 | 6197.00 | 826.03 | 2106.83 | 5030.20 | 0.00 |

| FIRM TOTAL | UNBILLED | | | | = TOTAL | BILLED | | | | BALANCES | |
|------------|----------|---------|--------|------|---------|--------|---------|--------|------------|----------|-------|
| | CHE | + RECOV | + FEES | | | DISBS | + FEES | + TAX | - RECEIPTS | = A/R | TRUST |
| PERIOD | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 114.00 | 6197.00 | 826.03 | 2106.83 | 5030.20 | 0.00 |
| END DATE | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 114.00 | 6197.00 | 826.03 | 2106.83 | 5030.20 | 0.00 |

REPORT SELECTIONS - Client Ledger
 Layout Template Default
 Advanced Search Filter None
 Requested by staff
 Finished Friday, December 11, 2015 at 04:45:44 PM
 Ver 12.0 SP3 (12.0.20130212)
 Matters 12524-8
 Clients All
 Major Clients All
 Client Intro Lawyer All
 Matter Intro Lawyer All
 Responsible Lawyer All
 Assigned Lawyer All
 Type of Law All
 Select From Active, Inactive, Archived Matters
 Matters Sort by Default

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: 1 Country: Canada
- 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- <u>2015-0051</u> | Process: <u>Algoma Power Inc. CoS Rate Application</u> |
| Party: <u>Algoma Coalition</u> | Affiant's Name: <u>Robert W. Reid P.Eng. MBA</u> |
| HST Number: <u>877433201RT0001</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, Robert William Reid, of the City/Town of Sault Ste. Marie
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 of Affiant

Sworn or affirmed before me at the City/Town of Sault Ste. Marie,
in the Province/State of Ontario, on 16/12/2015,
(date)

Commissioner for taking Affidavits

Ontario Energy Board
COST CLAIM FOR HEARINGS
Affidavit and Summary of Fees and Disbursements



File # EB- 2015-0051 Process: Algoma Power Inc. CoS Rate Application

Party: Algoma Coalition

| Summary of Fees and Disbursements Being Claimed | |
|---|-------------------|
| Legal/consultant fees | \$1,239.30 |
| Disbursements | \$0.00 |
| HST | \$161.11 |
| Total Cost Claim | \$1,400.41 |

**Ontario Energy Board
COST CLAIM FOR HEARINGS**



Detail of Fees and Disbursements Being Claimed

| | |
|--|---|
| File # EB- <u>2015-0051</u> | Process: <u>Algoma Power Inc. CoS Rate Application</u> |
| Party: <u>Algoma Coalition</u> | Name: <u>Robert W. Reid P.Eng. MBA</u> |
| | Completed Years Practising/Years of relevant experience <hr/> 25 <hr/> |
| Counsel/Articling Student/Paralegal: <input type="checkbox"/> | |
| 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 | 2.50 | \$214.20 | \$535.50 | \$69.62 | \$605.12 |
| Attendance - Technical Conference | | | \$0.00 | \$0.00 | \$0.00 |
| Attendance - Settlement Conference | | | \$0.00 | \$0.00 | \$0.00 |
| Attendance - Oral Hearing | | | \$0.00 | \$0.00 | \$0.00 |
| Argument | 1.50 | \$214.20 | \$321.30 | \$41.77 | \$363.07 |
| Case Management | 2.25 | \$170.00 | \$382.50 | \$49.73 | \$432.23 |
| TOTAL LEGAL/CONSULTANT FEES | | | \$1,239.30 | \$161.11 | \$1,400.41 |

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 | | 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: | | \$0.00 | \$0.00 |