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February 6, 2016

BY EMAIL & BY COURIER

Ms. Kirsten Walli
Board Secretary
Ontario Energy Board
2300 Yonge St, Suite 2701
Toronto ON M4P 1E4

Dear Ms. Walli:

**Board File No. EB-2014-0369 --- Ontario Power Generation Inc.
Motion to Review and Vary the EB-2013-0321 Decision with Reasons
Energy Probe – Costs Submission**

Pursuant to the Decision and Order, issued January 28, 2016, attached please find the Costs Submission of Energy Probe Research Foundation (Energy Probe) in respect of the Motion to Review and Vary in the EB-2014-0369 proceeding for consideration of the Board.

Should you require additional information, please do not hesitate to contact me.

Yours truly,

David S. MacIntosh
Case Manager

cc. Colin Anderson, Ontario Power Generation Inc. (By email)
Carlton D. Mathias, Ontario Power Generation Inc. (By email)
Crawford Smith, Torys LLP (By email)
Charles Keizer, Torys LLP (By email)
Lawrence Schwartz, Economic Consultant to Energy Probe (By email)
Interested Parties (By email)

Energy Probe Research Foundation 225 BRUNSWICK AVE., TORONTO, ONTARIO M5S 2M6

Phone: (416) 964-9223 Fax: (416) 964-8239 E-mail: EnergyProbe@nextcity.com Internet: www.EnergyProbe.org

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>2014-0369</u>	Process: <u>Ontario Power Generation - Motion to Review</u>
Party: <u>Energy Probe Research Foundation</u>	Affiant's Name: <u>Elizabeth Brubaker</u>
HST Number: <u>10730 5146 RT0001</u>	HST Rate Ontario: <u>6.50%</u>
Full Registrant <input type="checkbox"/>	Qualifying Non-Profit <input checked="" type="checkbox"/>
Unregistered <input type="checkbox"/>	Tax Exempt <input type="checkbox"/>
Other <input type="checkbox"/>	

Affidavit

I, Elizabeth Brubaker, of the City/Town of Toronto
in the Province/State of Ontario, Canada, 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 _____,
in the Province/State of _____, **on** _____

(date)

Commissioner for taking Affidavits

Ontario Energy Board
COST CLAIM FOR HEARINGS



Affidavit and Summary of Fees and Disbursements

File # EB- 2014-0369 Process: Ontario Power Generation - Motion to Review

Party: Energy Probe Research Foundation

Summary of Fees and Disbursements Being Claimed

Legal/consultant/other fees	\$	9,532.50
Disbursements	\$	-
HST	\$	619.61
Total Cost Claim	\$	10,152.11

Payment Information

Make cheque payable to: Energy Probe Research Foundation

Send payment to this address: 225 Brunswick Avenue
Toronto, Canada M5S 2M6
Attention: David MacIntosh

Ontario Energy Board COST CLAIM FOR HEARINGS



Detail of Fees and Disbursements Being Claimed

File # EB- <u>2014-0369</u>	Process: <u>Ontario Power Generation - Motion to Review</u>
Party: <u>Energy Probe Research Foundation</u>	Service Provider Name: <u>Larry Schwartz</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> <p>For Consultant/Analyst: <input type="checkbox"/> CV attached <input checked="" type="checkbox"/> CV provided within previous 24 months</p>	<p>Year Called to Bar: <input style="width: 100px;" type="text"/></p> <p>Completed Years Practising/Years of Relevant Experience: <input style="width: 100px; text-align: center; border: 1px solid black;" type="text" value="30"/></p> <p>Hourly Rate: <input style="width: 100px; text-align: center; border: 1px solid black;" type="text" value="\$330"/></p> <p>HST Rate Charged (enter %): <input style="width: 100px; text-align: center; border: 1px solid black;" type="text" value="6.5%"/></p>

Statement of Fees Being Claimed					
	Hours	Hourly Rate	Subtotal	HST	Total
Pre-hearing Conference					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
Technical Conference					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
Interrogatories					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Responses		\$ 330.00	\$ -	\$ -	\$ -
Issues Conference					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
ADR - Settlement Conference					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
Proposal Preparation		\$ 330.00	\$ -	\$ -	\$ -
Argument					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Oral Hearing					
Preparation	14.25	\$ 330.00	\$ 4,702.50	\$ 305.66	\$ 5,008.16
Attendance	6.25	\$ 330.00	\$ 2,062.50	\$ 134.06	\$ 2,196.56
Other Conferences					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
Case Management					
		\$ 170.00	\$ -	\$ -	\$ -
TOTAL SERVICE PROVIDER FEES			\$ 6,765.00	\$ 439.73	\$ 7,204.73

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



File # EB- 2014-0369

Process: Ontario Power Generation - Motion to Review

Party: Energy Probe Research Found

Service Provider Name: Larry Schwartz

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:		\$ -	\$ -	\$ -

Time Sheet for Lawrence Schwartz

Board File: EB-2014-0369 OPG Motion to Review Decision EB-2013-0321

Summary:	Hours
Preparation	14.25
Attend. ADR	0.00
Attend. Hearing	6.25
Argument Prep.	0.00
Case Mngt. (CM)	0.00
Total	20.50

Date	Hours	Note
02-Feb	2.00	Review OEB Rules of Practice and Procedure
23-Feb	0.50	Review OPG's submissions re: 2013 tax loss
23-Feb	0.25	Draft explanatory memo to case manager
26-Feb	0.50	Review AMPCO final submissions on NTP costs
26-Feb	0.50	Review Board Staff submission
27-Feb	5.00	Research and drafting of submission re: oral hearing
28-Feb	1.00	Drafting and discussion with case manager
01-Mar	4.00	Drafting and revision of submission
23-Mar	0.50	Preparation of notes for oral submissions
Total	14.25	Preparation

Date	Hours	Note
Total	0.00	Attendance - Technical Conference

Date	Hours	Note
24-Mar	6.00	attend Board hearing on the application excl. 0.5 hr for lunch
24-Mar	0.25	review transcript, identify errors and submit
Total	6.25	Attendance - Hearing

Ontario Energy Board

COST CLAIM FOR HEARINGS



Detail of Fees and Disbursements Being Claimed

File # EB- <u>2014-0369</u>	Process: <u>Ontario Power Generation - Motion to Review</u>
Party: <u>Energy Probe Research Foundation</u>	Service Provider Name: <u>David MacIntosh</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 style="width: 50px;" type="text"/> Completed Years Practising/Years of Relevant Experience: <input style="width: 100px; text-align: center; value: 16;" type="text"/> Hourly Rate: <input style="width: 80px; text-align: center; value: \$290;" type="text"/> For Consultant/Analyst: <input type="checkbox"/> CV attached <input checked="" type="checkbox"/> CV provided within previous 24 months HST Rate Charged (enter %): <input style="width: 80px; text-align: center; value: 6.5%;" type="text"/>

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		\$ 290.00	\$ -	\$ -	\$ -
Oral Hearing					
Preparation	9.25	\$ 290.00	\$ 2,682.50	\$ 174.36	\$ 2,856.86
Attendance		\$ 290.00	\$ -	\$ -	\$ -
Other Conferences					
Preparation		\$ 290.00	\$ -	\$ -	\$ -
Attendance		\$ 290.00	\$ -	\$ -	\$ -
Case Management					
	0.50	\$ 170.00	\$ 85.00	\$ 5.53	\$ 90.53
TOTAL SERVICE PROVIDER FEES			\$ 2,767.50	\$ 179.89	\$ 2,947.39

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



File # EB- 2014-0369

Process: Ontario Power Generation - Motion to Review

Party: Energy Probe Research Founc

Service Provider Name: David MacIntosh

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:		\$ -	\$ -	\$ -

Time Sheet for D. MacIntosh

Board File: EB-2014-0369 OPG Motion to Review Decision EB-2013-0321

Summary: Hours

Preparation	9.25
Attend. ADR	0.00
Attend. Advance	0.00
Argument Prep.	0.00
Case Mngt. (CM)	0.50

Total 9.75

Date Hours Note

14-Jan-15	0.50	Review OEB Notice of Hearing & Procedural Order # 1
26-Jan-15	1.25	Review OPG Submissions on its Motion for Review and Variance
02-Feb-15	0.75	Emails and Discussions with Dr. Schwartz, Economic Consultant
27-Feb-15	0.50	Emails and Discussions with Dr. Schwartz re Tax Issue
02-Mar-15	1.25	Draft Energy Probe Submissions
23-Mar-15	3.50	Review Additional Authorities Filed by OPG, Others, Prepare for Hearing
24-Mar-15	0.75	Review Hearing Transcript, Notify ASAP Services of Corrections
28-Jan-16	0.75	Review The Decision and Order

Total 9.25 Preparation

Date Hours Note

02-Mar-15	0.50	CM - File Energy Probe Submissions
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Total 0.50 Case Management