



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

December 15, 2016

PIAC FILE # 6608

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

VIA E-Mail
14 pages

Dear Ms. Walli:

Re: Board File No. EB-2016-0089 – Lakefront Utilities Inc.
Cost Claim of Vulnerable Energy Consumers Coalition (VECC)

We have attached the cost claim of the Vulnerable Energy Consumers Coalition (VECC) associated with its participation in the above noted proceeding. We have also directed a copy to Applicant via email.

Please note that time spent not within the specific categories was put in the other categories classification.

Thank you.

Michael Janigan
Counsel for VECC

cc: Lakefront – Dereck Paul – regulatory@lusi.on.ca
- Adam Giddings – agiddings@lusi.on.ca

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-	EB-2016-0089	Process:	Lakefront Utilities Inc.
Party:	VECC	Affiant's Name:	Donna Brady
HST Number:	13059 2405	HST Rate Ontario:	3.94%
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, 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 of Affiant

Sworn or affirmed before me at the City/Town of Ottawa
in the Province/State of Ontario, on Dec. 15, 2016,
(date)


Commissioner for taking Affidavits

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



File # EB- EB-2016-0089

Process: Lakefront Utilities Inc.

Party: VECC

Summary of Fees and Disbursements Being Claimed

Legal/consultant/other fees	\$	22,048.50
Disbursements	\$	26.55
HST	\$	828.13
Total Cost Claim	\$	22,903.18

Payment Information

Make cheque payable to: Public Interest Advocacy Centre

Send payment to this address: 1204-ONE Nicholas Street
Ottawa, ON
K1N 7B7

Ontario Energy Board

COST CLAIM FOR HEARINGS



Detail of Fees and Disbursements Being Claimed

File # EB- <u>EB-2016-0089</u>	Process: <u>Lakefront Utilities Inc.</u>
Party: <u>VECC</u>	Service Provider Name: <u>Michael Janigan</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"/>	Year Called to Bar <div style="border: 1px solid black; padding: 2px; text-align: center;">1980</div>	Completed Years Practising/Years of Relevant Experience <div style="border: 1px solid black; padding: 2px; text-align: center;">35</div>	Hourly Rate: <div style="border: 1px solid black; padding: 2px; text-align: center;">\$330</div>
For Consultant/Analyst: <input type="checkbox"/> CV attached <input type="checkbox"/> CV provided within previous 24 months		HST Rate Charged (enter %): <div style="border: 1px solid black; padding: 2px; text-align: center;">3.9%</div>	

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	5.4	\$ 330.00	\$ 1,782.00	\$ 70.21	\$ 1,852.21
Attendance	11.5	\$ 330.00	\$ 3,795.00	\$ 149.52	\$ 3,944.52
Proposal Preparation	2.1	\$ 330.00	\$ 693.00	\$ 27.30	\$ 720.30
Argument					
Preparation	12.0	\$ 330.00	\$ 3,960.00	\$ 156.02	\$ 4,116.02
Oral Hearing					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
Other Conferences					
Preparation	0.7	\$ 330.00	\$ 231.00	\$ 9.10	\$ 240.10
Attendance		\$ 330.00	\$ -	\$ -	\$ -
Case Management		\$ 170.00	\$ -	\$ -	\$ -
TOTAL SERVICE PROVIDER FEES			\$ 10,461.00	\$ 412.16	\$ 10,873.16

PIAC FILE # 6608

Michael Janigan
Janigan Professional Corporation
c/o Public Interest Advocacy Centre
1204-ONE Nicholas Street
Ottawa, ON
KIN 7B7

STATEMENT OF ACCOUNT

December 15, 2016

TO: VULNERABLE ENERGY CONSUMERS COALITION

c/o Public Interest Advocacy Centre
Suite 1204
ONE Nicholas Street
Ottawa, ON
KIN 7B7

**Re: EB – 2016-0089 Lakefront Utilities 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, and attending on behalf of VECC in the above-noted proceeding.

August 2016 to December 2016

TO: Hours

31.7 Hours @ \$330.00 per hour	10,461.00
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HST @ 13%	<u>1,359.93</u>
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TOTAL AMOUNT DUE AND OWING:	\$11,820.93
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Michael Janigan
Janigan Professional Corporation - 831059738

TraxTime report for Michael Janigan created 12/15/2016 01:19 PM

Saturday, August 20, 2016 - Total 1.3

in: 9:44a out: 11:02a 1.3 6608LakefrontCOS2017Rates
read evidence and interogs

Sunday, August 21, 2016 - Total 2.8

in: 6:12p out: 8:58p 2.8 6608LakefrontCOS2017Rates
review Harper and Garner notes prep for ADR

Monday, August 22, 2016 - Total 8.6

in: 7:20a out: 8:13a 0.9 6608LakefrontCOS2017Rates
review notes prep for ADR
in: 9:30a out: 5:10p 7.7 6608LakefrontCOS2017Rates
attend at ADR

Tuesday, August 23, 2016 - Total 4.2

in: 7:48a out: 8:10a 0.4 6608LakefrontCOS2017Rates
revciew file
in: 9:30a out: 1:20p 3.8 6608LakefrontCOS2017Rates
attend ADR and consult with intervenors

Thursday, September 01, 2016 - Total 0.6

in: 4:28p out: 5:03p 0.6 6608LakefrontCOS2017Rates
emails with R Aitken re debt issue.

Friday, September 02, 2016 - Total 0.3

in: 8:01a out: 8:17a 0.3 6608LakefrontCOS2017Rates
review email from R.A. and email re debt issue

Saturday, September 10, 2016 - Total 2.1

in: 11:11a out: 12:33p 1.4 6608LakefrontCOS2017Rates
review settlement agreement
in: 4:12p out: 4:53p 0.7 6608LakefrontCOS2017Rates
review settlement agreement

Thursday, October 13, 2016 - Total 1.7

in: 11:17a out: 12:58p 1.7 6608LakefrontCOS2017Rates
review emails and EP draft and prep argument

Saturday, October 15, 2016 - Total 2.6

in: 1:11p out: 3:47p 2.6 6608LakefrontCOS2017Rates
research re argument issues

Sunday, October 16, 2016 - Total 5.2

in: 9:05a out: 11:12a 2.1 6608LakefrontCOS2017Rates
draft submissions
in: 12:34p out: 3:37p 3.1 6608LakefrontCOS2017Rates

MJdockets (3).txt

draft argument and circulate to intervenors

Monday, October 17, 2016 - Total 1.6

in: 8:15a out: 9:50a 1.6 6608LakefrontCOS2017Rates
edit submissions

Thursday, December 08, 2016 - Total 0.7

in: 7:33p out: 8:14p 0.7 6608LakefrontCOS2017Rates
review decision and emails

=====

Totals From Friday, January 01, 2016 To Thursday, December 15, 2016

31.7	6608LakefrontCOS2017Rates
31.7	Total

Ontario Energy Board
COST CLAIM FOR HEARINGS



Detail of Fees and Disbursements Being Claimed

File # EB- EB-2016-0089

Process: Lakefront Utilities Inc.

Party: VECC

Service Provider Name: Michael Janigan

Statement of Disbursements Being Claimed

		Net Cost	HST	Total
Scanning/Photocopy		\$ 26.55		\$ 26.55
Printing				\$ -
Courier				\$ -
Telephone/Fax				\$ -
Transcripts				\$ -
Travel: Air				\$ -
Travel: Car				\$ -
Travel: Rail				\$ -
Travel (Other):				\$ -
Parking				\$ -
Taxi				\$ -
Accommodation				\$ -
Meals				\$ -
Other:				\$ -
Other:				\$ -
Other:				\$ -
TOTAL DISBURSEMENTS:		\$ 26.55	\$ -	\$ 26.55

Donna Brady

Subject: FW: Lakefront cost claim
Attachments: MJdockets.txt; Labelled dockets.pdf

From: Michael Janigan [<mailto:mjanigan@piac.ca>]

Sent: Thursday, December 15, 2016 1:25 PM

To: Donna Brady

Subject: Lakefront cost claim

Here it is. Add 177 photocopies.

$$177 \times 0.15 = 26.55$$

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

Ontario Energy Board

COST CLAIM FOR HEARINGS



Detail of Fees and Disbursements Being Claimed

File # EB- EB-2016-0089

Process: Lakefront Utilities Inc.

Party: VECC

Service Provider Name: Ben Segel-Brown

SERVICE PROVIDER TYPE (check one)

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

Year Called to
Bar

2016

Completed Years
Practising/Years of Relevant
Experience

Hourly Rate: \$100

For Consultant/Analyst: ☐ CV attached

☐ CV provided within previous 24 months

HST Rate Charged (enter %):

Statement of Fees Being Claimed

	Hours	Hourly Rate	Subtotal	HST	Total
Pre-hearing Conference					
Preparation		\$ 100.00	\$ -	\$ -	\$ -
Attendance		\$ 100.00	\$ -	\$ -	\$ -
Technical Conference					
Preparation		\$ 100.00	\$ -	\$ -	\$ -
Attendance		\$ 100.00	\$ -	\$ -	\$ -
Interrogatories					
Preparation		\$ 100.00	\$ -	\$ -	\$ -
Responses		\$ 100.00	\$ -	\$ -	\$ -
Issues Conference					
Preparation		\$ 100.00	\$ -	\$ -	\$ -
Attendance		\$ 100.00	\$ -	\$ -	\$ -
ADR - Settlement Conference					
Preparation		\$ 100.00	\$ -	\$ -	\$ -
Attendance		\$ 100.00	\$ -	\$ -	\$ -
Proposal Preparation		\$ 100.00	\$ -	\$ -	\$ -
Argument					
Preparation		\$ 100.00	\$ -	\$ -	\$ -
Oral Hearing					
Preparation		\$ 100.00	\$ -	\$ -	\$ -
Attendance		\$ 100.00	\$ -	\$ -	\$ -
Other Conferences					
Preparation	10.30	\$ 100.00	\$ 1,030.00	\$ -	\$ 1,030.00
Attendance		\$ 100.00	\$ -	\$ -	\$ -
Case Management		\$ 170.00	\$ -	\$ -	\$ -
TOTAL SERVICE PROVIDER FEES			\$ 1,030.00	\$ -	\$ 1,030.00

Public Interest Advocacy Centre

User: 7

Client Summary

Date of Report: Dec 15, 2016 **Report by:** Responsible Lawyer
Include Transactions: Jan 01, 1980 to Dec 15, 2016 **For Lawyer(s):** Firm
Sort by: Alphabetic **Client Range:** 6608 to 6608
Area of Law Range: 1 to 199

Non-billable Time Excluded

Client #	Mat Code	Client Name	Matter Description		Resp	-----Work in Progress-----			-----Billed-----		
Date	N/B	Description	Indiv	Hours	Fees	Disb.	Hours	Fees	Disb.		
6608		EB 2016-0089	OEB		BS						
08/25/16		Research: The meaning of callable in relation to promissory notes issued by related affiliated parties to utilities and their treatment in OEB rate setting jurisprudence.	BS	4.00							
09/02/16		Research: Redemption/prepayment of promissory notes with no term	BS	6.30							
Total Client:				10.30							
Grand Total:				10.30							

Ontario Energy Board

COST CLAIM FOR HEARINGS



Detail of Fees and Disbursements Being Claimed

File # EB- 2016-0089

Process: Lakefront COS

Party: VECC

Service Provider Name: Bill Harper

SERVICE PROVIDER TYPE (check one)

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

Year Called to
Bar

Completed Years
Practising/Years of Relevant
Experience

Hourly Rate:

For Consultant/Analyst: ☐ CV attached

☒ CV provided within previous 24 months

HST Rate Charged (enter %):

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	6.25	\$ 330.00	\$ 2,227.50	\$ 87.76	\$ 2,315.26
Responses	6.8	\$ 330.00	\$ -	\$ -	\$ -
Issues Conference					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
ADR - Settlement Conference					
Preparation	7.5	\$ 330.00	\$ 2,475.00	\$ 97.52	\$ 2,572.52
Attendance		\$ 330.00	\$ -	\$ -	\$ -
Proposal Preparation	1.0	\$ 330.00	\$ 330.00	\$ 13.00	\$ 343.00
Argument					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Oral Hearing					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
Other Conferences					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
Case Management		\$ 170.00	\$ -	\$ -	\$ -
TOTAL SERVICE PROVIDER FEES			\$ 5,032.50	\$ 198.28	\$ 5,230.78

Ontario Energy Board

COST CLAIM FOR HEARINGS



Detail of Fees and Disbursements Being Claimed

File # EB- <u>2016-0089</u>	Process: <u>Lakefront COS</u>
Party: <u>VECC</u>	Service Provider Name: <u>Mark Garner</u>

SERVICE PROVIDER TYPE (check one)	Year Called to Bar	Completed Years Practising/Years of Relevant Experience
Legal Counsel <input type="checkbox"/>	<input type="text"/>	<input type="text" value="28"/>
Articling Student/Paralegal <input type="checkbox"/>		
Consultant <input checked="" type="checkbox"/>		Hourly Rate: <input type="text" value="\$325"/>
Analyst <input type="checkbox"/>		
For Consultant/Analyst: <input type="checkbox"/> CV attached		HST Rate Charged (enter %): <input type="text" value="3.9%"/>
<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		\$ 325.00	\$ -	\$ -	\$ -
Attendance		\$ 325.00	\$ -	\$ -	\$ -
Technical Conference					
Preparation		\$ 325.00	\$ -	\$ -	\$ -
Attendance		\$ 325.00	\$ -	\$ -	\$ -
Interrogatories					
Preparation	7.0	\$ 325.00	\$ 2,275.00	\$ 89.64	\$ 2,364.64
Responses	7.5	\$ 325.00	\$ 2,437.50	\$ 96.04	\$ 2,533.54
Issues Conference					
Preparation		\$ 325.00	\$ -	\$ -	\$ -
Attendance		\$ 325.00	\$ -	\$ -	\$ -
ADR - Settlement Conference					
Preparation	2.5	\$ 325.00	\$ 812.50	\$ 32.01	\$ 844.51
Attendance		\$ 325.00	\$ -	\$ -	\$ -
Proposal Preparation		\$ 325.00	\$ -	\$ -	\$ -
Argument					
Preparation		\$ 325.00	\$ -	\$ -	\$ -
Oral Hearing					
Preparation		\$ 325.00	\$ -	\$ -	\$ -
Attendance		\$ 325.00	\$ -	\$ -	\$ -
Other Conferences					
Preparation		\$ 325.00	\$ -	\$ -	\$ -
Attendance		\$ 325.00	\$ -	\$ -	\$ -
Case Management		\$ 170.00	\$ -	\$ -	\$ -
TOTAL SERVICE PROVIDER FEES			\$ 5,525.00	\$ 217.69	\$ 5,742.69

Econalysis Consulting Services

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

Statement of Costs

Date	File #
12/12/2016	2016076

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

Terms	Docket No.
Net 30	EB-2016-0089

Project					
Lakefront COS					
Serviced	Item	Description	Hours	Rate	Amount
29/06/2016	Interrogatories Preparation		1.5	330.00	495.00
30/06/2016	Interrogatories Preparation		3	330.00	990.00
01/07/2016	Interrogatories Preparation		1.5	330.00	495.00
12/07/2016	Interrogatories Preparation		0.75	330.00	247.50
15/07/2016	Interrogatories Preparation	Prepare interrogatories/notes/review past decision	7	325.00	2,275.00
09/08/2016	ADR Preparation		2.5	330.00	825.00
10/08/2016	ADR Preparation		2	330.00	660.00
11/08/2016	ADR Preparation		1	330.00	330.00
19/08/2016	ADR Preparation		1.5	330.00	495.00
20/08/2016	ADR Preparation		0.5	330.00	165.00
20/08/2016	Interrogatories Responses	Review interrogatory response/begin notes for ADR/develop follow-up questions Complete settlement notes/email brief with MJ	6.5	325.00	2,112.50
21/08/2016	ADR Preparation	Assist with LF/CDM issues	2.5	325.00	812.50
22/08/2016	ADR Proposal Preparation	Follow-up on interrogatories at settlement conference	0.5	330.00	165.00
22/08/2016	Interrogatories Responses		1	325.00	325.00
11/09/2016	ADR Proposal Preparation		0.5	330.00	165.00
		Subtotal			10,557.50
		HST on Sales		13.00%	1,372.48
HST #10160 6028					\$1,372.48
Total					\$11,929.98