



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

December 16, 2016

PIAC FILE # 6593

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-2016-0025
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. Pursuant to the Decision and Order of December 8, 2016 we have also directed a copy to Applicants 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: Applicants

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-2016-0025	Process: Amalgamate to form LDC Co.
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, '16.**
(date)



Commissioner for taking Affidavits

Ontario Energy Board
COST CLAIM FOR HEARINGS



Affidavit and Summary of Fees and Disbursements

File # EB- EB-2016-0025

Process: Amalgamate to form LDC Co.

Party: VECC

Summary of Fees and Disbursements Being Claimed

Legal/consultant/other fees	\$	37,514.25
Disbursements	\$	120.20
HST	\$	1,481.46
Total Cost Claim	\$	39,115.91

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-2016-0025</u>		Process: <u>Amalgamate to form LDC Co.</u>	
Party: <u>VECC</u>		Service Provider Name: <u>Michael Janigan</u>	
SERVICE PROVIDER TYPE (check one) <div style="display: flex; justify-content: space-between;"> <div> Legal Counsel <input checked="" type="checkbox"/> Articling Student/Paralegal <input type="checkbox"/> Consultant <input type="checkbox"/> Analyst <input type="checkbox"/> </div> <div> Year Called to Bar <div style="border: 1px solid black; padding: 2px; width: 80px; text-align: center;">1980</div> </div> <div> Completed Years Practising/Years of Relevant Experience <div style="border: 1px solid black; padding: 2px; width: 100px; text-align: center;">35</div> </div> </div>		Hourly Rate: <div style="border: 1px solid black; padding: 2px; width: 100px; 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; width: 100px; 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	2.1	\$ 330.00	\$ 693.00	\$ 27.30	\$ 720.30
Attendance		\$ 330.00	\$ -	\$ -	\$ -
ADR - Settlement Conference					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
Proposal Preparation		\$ 330.00	\$ -	\$ -	\$ -
Argument					
Preparation	15.1	\$ 330.00	\$ 4,983.00	\$ 196.33	\$ 5,179.33
Oral Hearing					
Preparation	32.7	\$ 330.00	\$ 10,791.00	\$ 425.17	\$ 11,216.17
Attendance	18.3	\$ 330.00	\$ 6,039.00	\$ 237.94	\$ 6,276.94
Other Conferences					
Preparation	1.9	\$ 330.00	\$ 627.00	\$ 24.70	\$ 651.70
Attendance		\$ 330.00	\$ -	\$ -	\$ -
Case Management		\$ 170.00	\$ -	\$ -	\$ -
TOTAL SERVICE PROVIDER FEES			\$ 23,133.00	\$ 911.44	\$ 24,044.44

PIAC FILE # 6593

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

STATEMENT OF ACCOUNT

December 16, 2016

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

**Re: EB – 2016-0025 -
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.

June 2016 to December 2016

TO: Hours

70.1 Hours @ \$330.00 per hour 23,133.00

HST @ 13% 3,007.29

TOTAL AMOUNT DUE AND OWING: \$26,140.29

Michael Janigan
Janigan Professional Corporation - 831059738

TraxTime report for Michael Janigan created 12/16/2016 11:33 AM

Tuesday, June 21, 2016 - Total 1.1

in: 6:07p out: 7:11p 1.1 6593EB2016-0025MAADPwstm
reviw old proceedings and MAAD handbook

Wednesday, June 22, 2016 - Total 2.1

in: 1:01p out: 3:09p 2.1 6593EB2016-0025MAADPwstm
review file and issues list and SEC correspondence and draft
response

Wednesday, August 10, 2016 - Total 0.6

in: 7:44a out: 8:22a 0.6 6593EB2016-0025MAADPwstm
review file for intervenor teleconference

Thursday, August 11, 2016 - Total 2.7

in: 12:43p out: 3:23p 2.7 6593EB2016-0025MAADPwstm
review evidence and teleconference with intervenors

Wednesday, August 31, 2016 - Total 0.6

in: 6:11p out: 6:44p 0.6 6593EB2016-0025MAADPwstm
reviewfile and estimates for hearing plan

Monday, September 05, 2016 - Total 1.3

in: 5:16p out: 5:46p 0.5 6593EB2016-0025MAADPwstm
review emails and to review of hearing plan and emails
in: 8:09p out: 8:57p 0.8 6593EB2016-0025MAADPwstm
to research and review of merger principles and evidence

Tuesday, September 06, 2016 - Total 7.8

in: 1:09p out: 4:28p 3.3 6593EB2016-0025MAADPwstm
review file and evidence
in: 6:01p out: 7:13p 1.2 6593EB2016-0025MAADPwstm
review evidence
in: 8:44p out: 11:59p 3.3 6593EB2016-0025MAADPwstm
review file and prep

Wednesday, September 07, 2016 - Total 4.6

in: 7:03a out: 8:10a 1.1 6593EB2016-0025MAADPwstm
review Undertakings
in: 10:00a out: 11:30a 1.5 6593EB2016-0025MAADPwstm
attend hearing
in: 11:54a out: 12:51p 1 6593EB2016-0025MAADPwstm
monitor streaming broadcast
1/2 rate
in: 2:05p out: 3:02p 1 6593EB2016-0025MAADPwstm
monitor streaming webcast 1/2 rate

Thursday, September 08, 2016 - Total 7.4

in: 9:49a out: 10:57a 1.1 6593EB2016-0025MAADPwstm
review file prep for hearing
in: 11:30a out: 12:23p 0.9 6593EB2016-0025MAADPwstm
review transcript
in: 4:11p out: 6:19p 2.1 6593EB2016-0025MAADPwstm
review notes and transcript prep hearing
in: 7:02p out: 10:17p 3.3 6593EB2016-0025MAADPwstm
prep hearing

Friday, September 09, 2016 - Total 8.5

in: 6:44a out: 7:59a 1.3 6593EB2016-0025MAADPwstm
prep hearing
in: 9:30a out: 4:40p 7.2 6593EB2016-0025MAADPwstm
attend hearing

Wednesday, September 14, 2016 - Total 6.9

in: 9:31a out: 11:08a 1.6 6593EB2016-0025MAADPwstm
review file and prep cross for panel 2
in: 1:58p out: 4:17p 2.3 6593EB2016-0025MAADPwstm
review file prep cross
in: 7:22p out: 10:20p 3 6593EB2016-0025MAADPwstm
review evidence and transcripts

Thursday, September 15, 2016 - Total 8.3

in: 6:45a out: 8:02a 1.3 6593EB2016-0025MAADPwstm
review file prep for hearing
in: 9:30a out: 4:30p 7 6593EB2016-0025MAADPwstm
attend at hearing

Monday, September 26, 2016 - Total 3.3

in: 6:33a out: 8:15a 1.7 6593EB2016-0025MAADPwstm
review licence app
in: 9:30a out: 11:05a 1.6 6593EB2016-0025MAADPwstm
attend at OEB

Wednesday, October 05, 2016 - Total 2.1

in: 4:11p out: 6:17p 2.1 6593EB2016-0025MAADPwstm
review transcripts draft argument

Thursday, October 06, 2016 - Total 6.1

in: 8:29a out: 9:55a 1.4 6593EB2016-0025MAADPwstm
review law and evidence
in: 1:27p out: 3:15p 1.8 6593EB2016-0025MAADPwstm
prep argument
in: 7:02p out: 9:57p 2.9 6593EB2016-0025MAADPwstm
draft argument

Friday, October 07, 2016 - Total 6.9

	MJdockets LDCMAAD.txt
in: 7:32a out: 8:47a 1.3	6593EB2016-0025MAADPwstm
read transcripts prep arg	
in: 9:24a out: 10:36a	1.2 6593EB2016-0025MAADPwstm
prep argument	
in: 11:55a out: 1:14p 1.3	6593EB2016-0025MAADPwstm
prep argument.	
in: 3:29p out: 5:46p 2.3	6593EB2016-0025MAADPwstm
edit draft	
in: 8:33p out: 9:23p 0.8	6593EB2016-0025MAADPwstm
edit final version	

Friday, December 09, 2016 - Total 0.8

in: 3:12p out: 4:02p 0.8	6593EB2016-0025MAADPwstm
read Decision and emails	

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Totals From Friday, January 01, 2016 To Friday, December 16, 2016

71.1	6593EB2016-0025MAADPwstm
71.1	Total



COST CLAIM FOR HEARINGS

Detail of Fees and Disbursements Being Claimed

File # EB- EB-2016-0025Process: Amalgamate to form LDC Co.Party: VECCService Provider Name: Michael Janigan

Statement of Disbursements Being Claimed

	Net Cost	HST	Total
Scanning/Photocopy	\$ 33.90		\$ 33.90
Printing	\$ 86.30	\$ 3.40	\$ 89.70
Courier			\$ -
Telephone/Fax			\$ -
Transcripts			\$ -
Travel: Air			\$ -
Travel: Car			\$ -
Travel: Rail			\$ -
Travel (Other):			\$ -
Parking			\$ -
Taxi			\$ -
Accommodation			\$ -
Meals			\$ -
Other:			\$ -
Other:			\$ -
Other:			\$ -
TOTAL DISBURSEMENTS:	\$ 120.20	\$ 3.40	\$ 123.60

Donna Brady

Subject: FW: LDC MAAD EB-2016-0025 Cost claim

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

Sent: Friday, December 16, 2016 11:42 AM

To: Donna Brady

Subject: LDC MAAD EB-2016-0025 Cost claim

Donna:

Here is the LDC MAAD Powerstream et al. claim.

Add 226 photocopies.

Thanks.

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

226 x 0.15 = 33.90

18.60

61.20

8630

6457

\$7.35

IMPORTANT - RETAIN THIS
COPY FOR YOUR RECORDS

6593

519 X		20.12
DEPT03	TI	\$61.20
TAX-AMT 1		\$61.20
TAX 1		\$7.96
CHARGE		169.16

Retain this copy for your
records
Customer copy

Ontario Energy Board

COST CLAIM FOR HEARINGS

Detail of Fees and Disbursements Being Claimed



File # EB- 2016-0025

Process: BHPS Merger

Party: VECC

Service Provider Name: Mark Garner

SERVICE PROVIDER TYPE (check one)

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

Year Called to Bar

Completed Years Practising/Years of Relevant Experience

28

Hourly Rate: \$325

For Consultant/Analyst: ☐ CV attached

☒ CV provided within previous 24 months

HST Rate Charged (enter %): 3.9%

Statement of Fees Being Claimed

	Hours	Hourly Rate	Subtotal	HST	Total
Pre-hearing Conference					
Preparation		\$ 325.00	\$ -	\$ -	\$ -
Attendance		\$ 325.00	\$ -	\$ -	\$ -
Technical Conference					
Preparation	1.75	\$ 325.00	\$ 568.75	\$ 22.41	\$ 591.16
Attendance	6.0	\$ 325.00	\$ 1,950.00	\$ 76.83	\$ 2,026.83
Interrogatories					
Preparation	7.0	\$ 325.00	\$ 2,275.00	\$ 89.64	\$ 2,364.64
Responses	4.5	\$ 325.00	\$ 1,462.50	\$ 57.62	\$ 1,520.12
Issues Conference					
Preparation		\$ 325.00	\$ -	\$ -	\$ -
Attendance		\$ 325.00	\$ -	\$ -	\$ -
ADR - Settlement Conference					
Preparation		\$ 325.00	\$ -	\$ -	\$ -
Attendance		\$ 325.00	\$ -	\$ -	\$ -
Proposal Preparation		\$ 325.00	\$ -	\$ -	\$ -
Argument					
Preparation	18.5	\$ 325.00	\$ 6,012.50	\$ 236.89	\$ 6,249.39
Oral Hearing					
Preparation	5.5	\$ 325.00	\$ 1,787.50	\$ 70.43	\$ 1,857.93
Attendance		\$ 325.00	\$ -	\$ -	\$ -
Other Conferences					
Preparation		\$ 325.00	\$ -	\$ -	\$ -
Attendance	1.0	\$ 325.00	\$ 325.00	\$ 12.81	\$ 337.81
Case Management		\$ 170.00	\$ -	\$ -	\$ -
TOTAL SERVICE PROVIDER FEES			\$ 14,381.25	\$ 566.62	\$ 14,947.87

Econalysis Consulting Services

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

Statement of Costs

Date	File #
12/12/2016	2016077

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

Terms	Docket No.
Net 30	EB-2016-0025

Project					
BHPS Merger					
Serviced	Item	Description	Hours	Rate	Amount
23/06/2016	Other Conferences Attendance	Attend Merger Presentation at OEB 9:30-10:40	1	325.00	325.00
06/07/2016	Interrogatories Preparation	Draft Interrogatories/notes	7	325.00	2,275.00
10/08/2016	Interrogatories Responses	Review interrogatory response/notes/begin TC preparation	4.5	325.00	1,462.50
11/08/2016	Technical Conf. Preparation	Teleconference among intervenors/discuss areas of interest/coordinate issue coverage/strategy for hearing	1.25	325.00	406.25
17/08/2016	Technical Conf. Preparation	Prepare letter regarding issue for Technical Conference/prepare to TC.	0.5	325.00	162.50
24/08/2016	Technical Conf. Attendance	Attend Technical Conference	6	325.00	1,950.00
08/09/2016	Oral Hearing Preparation	Prepare cross-examination notes/discuss with MJ	5	325.00	1,625.00
21/09/2016	Oral Hearing Preparation	Review draft licence filed by Applicant prior to hearing.	0.5	325.00	162.50
05/10/2016	Argument Preparation	Review undertakings, transcript and discuss MJ outline of argument with MJ.	3	325.00	975.00
06/10/2016	Argument Preparation	Draft portions of argument/incorporate with MJ outline and portions	6.5	325.00	2,112.50
			HST #10160 6028		
			Total		

Econalysis Consulting Services

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

Statement of Costs

Date	File #
12/12/2016	2016077

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

Terms	Docket No.
Net 30	EB-2016-0025

Project					
BIIPS Merger					
Serviced	Item	Description	Hours	Rate	Amount
07/10/2016	Argument Preparation	Complete and finalize argument/review with MJ/File (10pm) Subtotal HST on Sales	9	325.00 13.00%	2,925.00 14,381.25 1,869.56
			HST #10160 6028		\$1,869.56
			Total		\$16,250.81