

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

November 22, 2017

PIAC FILE # 6674

VIA E-Mail - boardsec@oeb.ca

12 pages

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

Dear Ms. Walli:

Re:

Board File No. EB-2016-0066 - E.L.K. Energy 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 the Applicant as well as their Counsel.

Thank you.

Donna Brady

Office Administrator

cc:

E.L.K. - Mark Danelon - mdanelon@elkenergy.com

Counsel - John Vellone -jvellone@blg.com



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.

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				rmulas are embedded in the form to a xchange rate and country of initial cur		ns.
a 8 a			Rate:		ntry:	
Disbursement However, onl - The cost clair	ts Being Claimed") is req y one "Summary of Fees im must be supported b	uired for eac and Disburs y a complete	ch lawyer, a sements" co ed Affidavit s	(" (comprising a "Statement of Fees Be nalyst/consultant and articling student vering the whole of the party's cost classigned by a representative of the party covided to the Board as prescribed on	t/paralegal. aim should be provic /.	led.
Exc	cept as provided in secti	on 7.03 of th	ne Practice I	Direction on Cost Awards, itemized re	eceipts must be prov	ided.
File # EB-	2016-0066			Process: E.L.K. Energy Inc.		
Party:	Vulnerable Energy Co	onsumers C	oalition	Affiant's Name: Donna Bra	ady	
HST Numbe	r: 13059 2405			HST Rate Onta	ario: 3.94%	
	Full Re	gistrant		Qualifying Non-Pr	rofit 🗸	
		gistered		Tax Exe		
	*.	Other			33543 * 1-364 V	
				Affidavit		
١,	Donna	Brady		, of the City/Town of	Ottawa	
in the Provi	ince/State of	On	ntario	, swear o	r affirm that:	
2. I have examBeing Claimed3. The attached	nined all of the documer d", "Statement(s) of Fees ed "Summary of Fees an	ntation in sup s Being Claim d Disbursem	pport of this ned" and "St ents Being () and as such have knowledge of the r cost claim, including the attached "Su atement(s) of Disbursements Being Cla Claimed", "Statement(s) of Fees Being	ummary of Fees and aimed". Claimed" and "State	Disbursements ment(s) of
			incurred and	d time spent directly for the purposes	of the Party's partici	pation in the
	gy Board process referre aim does not include an		ork done. o	time spent, by a person that is an em	nlovee or officer of	the Party as
	sections 6.05 and 6.09 of				ipioyee or officer or	ine raity as
		2	1			
Signature o	of Affiant	/				
Sworn or a	ffirmed before me	at the City/	Town of	Ottawa	,	
in the Provi	ince/State of	0	ntario	on No	0.22-2	017
					(date)	(

Commissioner for taking Affidavits



Affidavit and Summary of Fees and Disbursements

File # EB- 2016-0066 Process: E.L.K. Energy Inc.

Party: Vulnerable Energy Consumers Coalition

Sum	nmary of Fe	es and Disbursements Bein	ng Claimed
Legal/consultant/other fees	\$	16,145.00	
Disbursements	\$	18.45	
HST	\$	636.11	
Total Cost Claim	\$	16,799.56	

K1N 7B7

	Payment Information	
Make cheque payable to:	Public Interest Advocacy Centre	
Send payment to this address:	1204-ONE Nicholas Street	
	Ottawa, ON	



Detail of Fees and Disbursements Being Claimed

File # EB-	2016-0066		Process: E	.L.K. Energy Inc.	
Party:	Vulnerable Energy Consumers Coa	alition	Service Pro	ovider Name: Cynthia Khoo	
	SERVICE PROVIDER TYPE	(check one)	Year Called to Bar	Completed Practising/Years Experie	of Relevant
	Legal Counsel	V	2016		
	Articling Student/Paralegal		·	·	
	Consultant			Hourly Rate:	\$170
	Analyst				
	For Consultant/Analyst:	CV attac		HST Rate Charged (enter %):	3.9%
			ded within previous	s 24 months	

St	atement o	of Fe	es Being	Cla	imed	7 10	
	Hours	_	urly Rate	_	Subtotal	HST	Total
Pre-hearing Conference							
Preparation		\$	170.00	\$	-	\$ 	\$ -
Attendance		\$	170.00	\$	-	\$ *	\$ -
Technical Conference							
Preparation		\$	170.00	\$	9	\$ 7.	\$ ST/1
Attendance		\$	170.00	\$	2	\$ 2	\$ -
Interrogatories							
Preparation		\$	170.00	\$	-	\$ -	\$ 0 = 0
Responses		\$	170.00	\$	-	\$ -	\$
Issues Conference							
Preparation		\$	170.00	\$	8	\$ 8	\$ -
Attendance		\$	170.00	\$	-	\$ 2	\$ Ø 1≧8
ADR - Settlement Conference							
Preparation	8.80	\$	170.00	\$	1,496.00	\$ 58.94	\$ 1,554.94
Attendance	21.00	\$	170.00	\$	3,570.00	\$ 140.66	\$ 3,710.66
Proposal Preparation	14.70	\$	170.00	\$	2,499.00	\$ 98.46	\$ 2,597.46
Argument							
Preparation		\$	170.00	\$	-	\$ 12	\$ 149
Oral Hearing							
Preparation		\$	170.00	\$	-	\$ -	\$ (4 2)
Attendance		\$	170.00	\$	Ä	\$ -	\$ #2
Other Conferences							
Preparation		\$	170.00	\$	2	\$ 14	\$ (=)
Attendance		\$	170.00	\$	-	\$ (6)	\$ -
Case Management		\$	170.00	\$	-	\$ 120	\$
TOTAL SERVICE PROVIDER FEES	T	-		\$	7,565.00	\$ 298.06	\$ 7,863.06

Cynthia Khoo

External Counsel, Regulatory Affairs

Public Interest Advocacy Centre 1139 College Street Toronto, ON M6H 1B5 604.725.5484

ckhoo@piac.ca

STATEMENT OF ACCOUNT

November 22, 2017

TO: VULNERABLE ENERGY CONSUMERS COALITION

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

Re:

EB - 2016-0066

E.L.K. Energy Inc.

Vulnerable Energy Consumers Coalition (VECC)

Cost Claim

For Services Rendered as Counsel in the above-noted matter.

RATE: \$170.00 per hour

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

May 2017 to October 2017

TO: Hours

44.5 Hours @ \$170.00 per hour

7,565.00

HST @ 13%

983.45

TOTAL AMOUNT DUE AND OWING:

\$ 8,548.45

Cynthia Khoo - HST # 739361897

Ontario Energy Board -- EB-2016-0066 E.L.K. Energy Inc. -- Cynthia Khoo -- Time Docket

2017-09-13 CK			0			300		I DAVES	2017-06-02 CK	2017-05-31 CK				1 0					1		1	1	2017-05-15 CK						
														100 20								V.50	0.424						ople
Vulnerable Energy Consumers Coalition (VECC)	Vulnerable Energy Consumers Coalition (VECC)	Vulnerable Energy Consumers Coalition (VECC)	Vulnerable Energy Consumers Coalition (VECC)	Vulnerable Energy Consumers Coalition (VECC)	Coalition (VECC)	Vulnerable Energy Consumers Coalition (VECC)	Vulnerable Energy Consumers Coalition (VECC)	Vulnerable Energy Consumers Coalition (VECC)	Vulnerable Energy Consumers Coalition (VECC)	Vulnerable Energy Consumers Coalition (VECC)	Vulnerable Energy Consumers Coalition (VECC)	Vulnerable Energy Consumers Coalition (VECC)	Coalition (VECC)	Vulnerable Energy Consumers Coalition (VECC)	Vulnerable Energy Consumers Coalition (VECC)	Vulnerable Energy Consumers Coalition (VECC)	Vulnerable Energy Consumers Coalition (VECC)	Vulnerable Energy Consumers Coalition (VECC)	Coalition (VECC)	Vulnerable Energy Consumers Coalition (VECC)	Vulnerable Energy Consumers Coalition (VECC)	Vulnerable Energy Consumers Coalition (VECC)	Vulnerable Energy Consumers Coalition (VECC)	Vulnerable Energy Consumers Coalition (VECC)	Vulnerable Energy Consumers Coalition (VECC)	Vulnerable Energy Consumers Coalition (VECC)	Coalition (VECC)	Vulnerable Energy Consumers Coalition (VECC)	ent
VE 0006 E.L.K.	VE 0006 E.L.K. (EB-2016-0066)	VE 0006 E.L.K. (EB-2016-0066)	VE 0006 E.L.K. (EB-2016-0066)	VE 0006 E.L.K. (EB-2016-0066)	(EB-2016-0066)	VE 0006 E.L.K. (EB-2016-0066)	VE 0006 E.L.K. (EB-2016-0066)	VE 0006 E.L.K. (EB-2016-0066)	VE 0006 E.L.K. (EB-2016-0066)	VE 0006 E.L.K. (EB-2016-0066)	VE 0006 E.L.K. (EB-2016-0066)	VE 0006 E.L.K. (EB-2016-0066)	(EB-2016-0066)	VE 0006 E.L.K. (EB-2016-0066)	VE 0006 E.L.K. (EB-2016-0066)	VE 0006 E.L.K. (EB-2016-0066)	VE 0006 E.L.K. (EB-2016-0066)	VE 0006 E.L.K. (EB-2016-0066)	(EB-2016-0066)	VE 0006 E.L.K. (EB-2016-0066)	VE 0006 E.L.K. (EB-2016-0066)	VE 0006 E.L.K. (EB-2016-0066)	VE 0006 E.L.K. (EB-2016-0066)	(EB-2016-0066)	VE 0006 E.L.K. (EB-2016-0066)	VE 0006 E.L.K. (EB-2016-0066)	(EB-2016-0066)	(EB-2016-0066)	Project
OEB - Prepare for Settlement Conference	OEB - Review/Process Documents	OEB - Call/Meeting	OEB - Call/Meeting	OEB - Call/Meeting	OEB - Review/Process Documents	OEB - Call/Meeting	OEB - Call/Meeting	OEB - Review/Process Documents	OEB - Attend Settlement Conference	OEB - Review/Process Documents	OEB - Review/Process Documents	OEB - Review/Process Documents	OEB - Research	OEB - Research	OEB - Research	OEB - Attend Settlement Conference	OEB - Attend Settlement Conference	OEB - Attend Settlement Conference	Conference	OEB - Prepare for Settlement Conference	OEB - Prepare for Settlement Conference	OEB - Attend Settlement Conference	OEB - Prepare for Settlement Conference	OEB - Prepare for Settlement Conference	OEB - Prepare for Settlement Conference	OEB - Review/Process Documents	OEB - Review/Process Documents	OEB - Review/Process Documents	Task
1:09 PM	1:42 PM	11:00 AM	12:59 PM	12:30 PM	1:22 PM	2:40 PM	11:50 AM	8:40 AM	1:30 PM	11:06 AM	4:27 PM	9:10 AM	1:19 PM	12:20 PM	7:03 PM	9:30 AM	4:00 PM	12:00 PM	10:18 AM	8:50 AM	12:05 AM	9:30 AM	6:57 AM	10:00 PM	7:15 PM	3:35 PM	2:45 PM	2:00 PM	Start
3:11 PM	2:51 PM	11:45 AM	1:09 PM	12:57 PM	1:46 PM	3:15 PM	12:51 PM	9:53 AM	2:30 PM	11:21 AM	4:50 PM	10:07 AM	2:14 PM	12:58 PM	8:00 PM	5:00 PM	5:30 PM	2:30 PM	11:00 AM	9:05 AM	12:30 AM	5:00 PM	7:47 AM	11:00 PM	9:00 PM	4:17 PM	3:20 PM	2:45 PM	Finish
2:02:07	1:09:49	0:45:00	0:10:45	0:27:00	0:24:19	0:35:17	1:01:33	1:12:42	1:00:00	0:15:00	0:23:00	0:56:55	0:55:19	0:37:50	0:57:00	7:30:00	1:30:00	2:30:00	0:42:00	0:15:00	0:25:00	7:30:00	0:50:00	1:00:00	1:45:00	0:42:00	0:35:00	0:45:00	Duration
2.0	1.2	0.8	0.2	0.5	0.4	0.6	1.0	1.2	1.0	0.3	0.4	0.9	0.9	0.6	1.0	7.5	1.5	2,5	0.7	0.3	0.4	7.5	0.8	1.0	1.8	0.7	0.6	0.8	Hours
\$170.00 Review file/emails/research & prep for conference call	\$170.00 Review notes for examples of E.L.K. operational concerns	\$170.00 All-parties conference call re OEB decision/how to respond	\$170.00 Conference call - all parties	\$170.00 Conference call - all parties	\$170.00 Review settlement agreement		\$170.00 Conference call to further discuss settlement agreement (outstanding issues)	\$170.00 Review / give comments on E.L.Krevised settlement agreement	\$170.00 Conference call to revise agreement wording	\$170.00 Review draft settlement agreement	\$170.00 Review draft settlement agreement	\$170.00 Review draft settlement agreement	\$170.00 Research components of utility "operational review", regulatory audit, etc., compile & organize into email	\$170.00 Research components of utility "operational review", regulatory audit, etc.	\$170.00 Research components of utility "operational review", regulatory audit, etc.	\$170.00 Settlement Conference - Day 3	\$170.00 Settlement Conference - Day 2 (confd)	\$170.00	\$170.00 Review new information from ELK – OEB precedent for departing from RSC, Appendix 2-KA; review IRRs	\$170.00 Review new information from ELK – OEB precedent for departing from RSC, Appendix 2-KA; review IRRs	\$170.00 Update MG & BH; review new information from ELK	\$170.00 ELK settlement conference - Day 1	\$170.00 Review briefing notes from MG, process for settlement conference, cross-reference w/ interrogatories, exhibits	\$170.00 Review briefing notes from MG, process for settlement conference, cross-reference w/ interrogatories, exhibits,	\$170.00 Review briefing notes from MG, process for settlement conference, cross-reference w/ interrogatories, exhibits, etc.	\$170.00 Read ELK application Exhibit 1	\$170.00 Read ELK application Exhibit 1	\$170.00 Review notes from BH to prepare for ADR	Rate

		44.5				Total:				
\$170.00 Review materials and all-parties conference call		1.1	1:05:00	4:50 PM	3:45 PM 4:50 PM	OEB - Call/Meeting	VE 0006 E.L.K. (EB-2016-0066)	Coalition (VECC)	S	70-01-/102
appendix e			Charles	SOURCE CONTRACTOR			(EB-2016-0066)	Coalition (VECC)	2	2017
\$170.00 ELK conference calls re appendices 1595, 1589; review	- 1	1.0	1:00:00	12:00 PM	11:00 AM 12:00 PM	OEB - Call/Meeting	VE 0006 E.L.K.	Vulnerable Energy Consumers VE 0006 E.L.K. OEB - Call/Meeting	CK	2017-09-26
o own moonorion		-					(EB-2016-0066)	Coalition (VECC)		
\$170.00 Review intervenor & staff discussions	- 1	1.2	1:09:00	5:40 PM	4:31 PM	Vulnerable Energy Consumers VE 0006 E.L.K. OEB - Review/Process Documents	VE 0006 E.L.K.	Vulnerable Energy Consumers	CK	2017-09-23 CK
with the second and agreement, preprofedure call		3	200.00			i e	(EB-2016-0066)	Coalition (VECC)		
00 Beview settlement agreement: prop for call	- 1	14	1-25-00	2:30 PM	1:05 PM	OEB - Call/Meeting	VE 0006 E.L.K.	Vuinerable Energy Consumers VE 0006 E.L.K. OEB - Call/Meeting	5	707-60-7107
application)								1	200	20 20 20
agreement (1595 and Board requests re concerns with ELK							(10-2010-0000)	Common (*COO)		
\$170.00 All-parties teleconference to move forward new settlement		1.0	1:00:00		10:15 AM	Coefficient (AEC). (EE 2014 COEE). CEB - Attend Settlement Conference 10:15 AM 11:15 AM	VE 0006 E.L.K.	Coalition (VECC)	5	2017-00-17
)	VI 0000 1	Villagrable Engravi	×	2017-00-15



Detail of Fees and Disbursements Being Claimed

File # EB-	2016-0066	Process:	E.L.K. Energy Inc.	
			1.	

Party: Vulnerable Energy Consumers Co Service Provider Name: Cynthia Khoo

	Ne	Cost	HST	Total
Scanning/Photocopy	\$	18.45		\$ 18.45
Printing				\$ 121
Courier				\$ -
Telephone/Fax				\$)#.)
Transcripts				\$ -
Travel: Air				\$ -
Travel: Car				\$ 120
Travel: Rail				\$ -
Travel (Other):				\$ -
Parking				\$ -
Taxi				\$
Accommodation				\$ <u> </u>
Meals				\$ *
Other:				\$
Other:				\$ (#)
Other:				\$ 70
TOTAL DISBURSEMENTS:	\$	18.45	\$ -	\$ 18.45

Donna Brady

To:

Donna Brady

Subject:

Cost claim for: E.L.K. Energy Inc. / 2017 Rates

From: Cynthia Khoo [mailto:ckhoo@piac.ca]
Sent: Thursday, November 09, 2017 10:02 AM

To: Donna Brady

Subject: Re: FW: Cost claim for: E.L.K. Energy Inc. / 2017 Rates

Hi Donna,

Please find my time attached.

Can you also please add 123 copies.

Thanks, Cynthia

71

F

Cynthia Khoo
External Counsel, Regulatory Affairs
Public Interest Advocacy Centre
1139 College Street
Toronto, ON M6H 1B5
604.725.5484
ckhoo@piac.ca

123 x 0.15 = 18.45



Detail of Fees and Disbursements Being Claimed

File # EB-	2016-0066		Process: E.	L.K. 2017 Rates	
Party:	VECC		Service Pro	vider Name: Mark Garner	
	SERVICE PROVIDER TYPE	(check one)	Year Called to Bar	Completed Practising/Years Experie	of Relevant
	Legal Counsel			29	
	Articling Student/Paralegal Consultant Analyst			Hourly Rate:	\$330
	For Consultant/Analyst:	CV attac	hed ided within previous	HST Rate Charged (enter %): 24 months	3.9%

St	atement c	of Fe	ees Being	Cla	imed		
	Hours	Но	urly Rate	- 1	Subtotal	HST	Total
Pre-hearing Conference							
Preparation		\$	330.00	\$		\$ 2 =	\$ 343
Attendance		\$	330.00	\$	-	\$ -	\$ 1-1
Technical Conference							
Preparation		\$	330.00	\$	-	\$ -	\$ <i>5</i> 5 .0
Attendance		\$	330.00	\$	필	\$ 2	\$ -27
Interrogatories							
Preparation	8.0	\$	330.00	\$	2,640.00	\$ 104.02	\$ 2,744.02
Responses	5.0	\$	330.00	\$	1,650.00	\$ 65.01	\$ 1,715.01
Issues Conference							
Preparation		\$	330.00	\$	2	\$ 18	\$ +
Attendance		\$	330.00	\$	2	\$ 12	\$ 528
ADR - Settlement Conference							
Preparation	6.0	\$	330.00	\$	1,980.00	\$ 78.01	\$ 2,058.01
Attendance		\$	330.00	\$	=	\$ -	\$
Proposal Preparation		\$	330.00	\$	8	\$ 6	\$ +
Argument							
Preparation		\$	330.00	\$	-	\$ -	\$ (-):
Oral Hearing							
Preparation		\$	330.00	\$	5	\$ 16	\$
Attendance		\$	330.00	\$	ŝ	\$ E	\$ -
Other Conferences							
Preparation		\$	330.00	\$	-	\$ 78	\$ 2 0
Attendance		\$	330.00	\$	-	\$ 	\$
Case Management		\$	170.00	\$	-	\$ 	\$ 5 8
TOTAL SERVICE PROVIDER FEES				\$	6,270.00	\$ 247.04	\$ 6,517.04



Detail of Fees and Disbursements Being Claimed

File # EB-	2016-0066		Process: E.	L.K. 2017 Rates	
Party:	VECC		Service Pro	vider Name: Bill Harper	
	SERVICE PROVIDER TYPE	(check one)	Year Called to Bar	Completed Practising/Years Experie	of Relevant
	Legal Counsel			37	
	Articling Student/Paralegal Consultant Analyst			Hourly Rate:	\$330
	For Consultant/Analyst:	CV attac	hed ided within previous	HST Rate Charged (enter %): 24 months	3.9%

Statement of Fees Being Claimed									
	Hours	Hourly Rate		Subtotal		HST		Total	
Pre-hearing Conference									
Preparation		\$	330.00	\$	-	\$	42	\$	-
Attendance		\$	330.00	\$		\$	-	\$	(#)
Technical Conference									
Preparation		\$	330.00	\$	_	\$	-	\$	1 0
Attendance		\$	330.00	\$	742	\$	-	\$	3(4)
Interrogatories									
Preparation	2.8	\$	330.00	\$	907.50	\$	35.76	\$	943.26
Responses		\$	330.00	\$	-	\$	-	\$	2.50
Issues Conference									
Preparation		\$	330.00	\$	-	\$		\$	-
Attendance		\$	330.00	\$	-	\$	ä	\$	-
ADR - Settlement Conference									
Preparation	4.3	\$	330.00	\$	1,402.50	\$	55.26	\$	1,457.76
Attendance		\$	330.00	\$	-	\$	-	\$	-
Proposal Preparation		\$	330.00	\$	2	\$	<u> </u>	\$	
Argument									
Preparation		\$	330.00	\$	(#.)	\$	-	\$	-
Oral Hearing									
Preparation		\$	330.00	\$	-	\$	-	\$	382
Attendance		\$	330.00	\$	27	\$	=	\$	
Other Conferences									
Preparation		\$	330.00	\$	-	\$	-	\$	3#3
Attendance		\$	330.00	\$		\$	-	\$	946
Case Management		\$	170.00	\$	-	\$	-	\$	(E)
TOTAL SERVICE PROVIDER FEES				\$	2,310.00	\$	91.01	\$	2,401.01

Econalysis Consulting Services Inc.

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

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

Statement of Costs

Date	File #			
11/8/2017	2017033			

Terms	Docket No.
Net 30	EB-2016-0066

Project

ELK 2017 Rates

Serviced	7 Interrogatories Preparation BH		Hours	Rate	Amount 247.50
3/25/2017			0.75	330.00	
3/26/2017	Interrogatories Preparation	ВН	2	330.00	660.00
3/30/2017	Interrogatories Preparation	Interrogatory Prep/Review file/Intervention/Notes	6.5	330.00	2,145.00
3/31/2017	Interrogatories Preparation	Interrogatories/finalize/notes	1.5	330.00	495.00
5/1/2017	ADR Preparation	ВН	3.25	330.00	1,072.50
5/11/2017	ADR Preparation	BH	0.5	330.00	165.00
5/13/2017	Interrogatories Responses	Review interrogatory responses/notes	3	330.00	990.00
5/14/2017	ADR Preparation	Prepare briefing notes for CK for ADR/prepare follow-up IR questions	6	330.00	1,980.00
5/15/2017	ADR Preparation	BH	0.5	330.00	165.00
5/15/2017 Interrogatories Responses	Interrogatories Responses	Attend ADR for purpose of follow-up and clarification questions/brief CK	2	330.00	660.00
		Subtotal			8,580.00
		HST on Sales		13.00%	1,115.40

HST #10160 6028 \$1,115.40

Total \$9,695.40