

January 8, 2018

BY RESS

Ms. Kirsten Walli

Board Secretary

Ontario Energy Board

2300 Yonge Street, Suite 2700, P.O. Box 2319

Toronto, Ontario M4P 1E4

Dear Ms. Walli:

**Re: EB-2017-0150 – Independent Electricity System Operator (IESO)
Revenue Requirement**

Enclosed please find Environmental Defence's cost claim in the above matter. Due to scheduling issues and the fact that I am currently out of the province for a hearing, this cost claim has not yet been commissioned. I will be providing a commissioned copy on Wednesday immediately after returning to the office.

Yours truly,



Kent Elson

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-	2017-0150	Process:	IESO 2017 Revenue Requirement
Party:	Environmental Defence	Affiant's Name:	Kent Elson
HST Number:	872151923RT0001	HST Rate Ontario:	6.50%
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, **Kent Elson**, of the City/Town of **Toronto**
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 **Toronto**,
in the Province/State of **Ontario**, on **January**, 2018.
(date)

Commissioner for taking Affidavits

Ontario Energy Board
COST CLAIM FOR HEARINGS



Affidavit and Summary of Fees and Disbursements

File # EB- 2017-0150

Process: IESO 2017 Revenue Requirement

Party: Environmental Defence

Summary of Fees and Disbursements Being Claimed

Legal/consultant/other fees	\$	8,470.60
Disbursements	\$	102.69
HST	\$	557.26
Total Cost Claim	\$	9,130.55

Payment Information

Make cheque payable to: Klippensteins, Barristers and Solicitors, In Trust

Send payment to this address: Klippensteins, Barristers and Solicitors
160 John Street, Suite 300
Toronto, Ontario
M5V 2E5

Ontario Energy Board

COST CLAIM FOR HEARINGS



Detail of Fees and Disbursements Being Claimed

File # EB- <u>2017-0150</u>	Process: <u>IESO 2017 Revenue Requirement</u>
Party: <u>Environmental Defence</u>	Service Provider Name: <u>Jack Gibbons</u>

SERVICE PROVIDER TYPE (check one)	Year Called to Bar	Completed Years Practising/Years of Relevant Experience
Legal Counsel <input type="checkbox"/>	<input style="width: 100px; height: 20px;" type="text"/>	<input style="width: 100px; height: 20px;" type="text"/> 35
Articling Student/Paralegal <input type="checkbox"/>		
Consultant <input checked="" type="checkbox"/>		
Analyst <input type="checkbox"/>		
For Consultant/Analyst: <input checked="" type="checkbox"/> CV attached		Hourly Rate: <input style="width: 100px; height: 20px;" type="text"/> \$250
<input type="checkbox"/> CV provided within previous 24 months		HST Rate Charged (enter %): <input style="width: 100px; height: 20px;" type="text"/> 6.5%

Statement of Fees Being Claimed					
	Hours	Hourly Rate	Subtotal	HST	Total
Pre-hearing Conference					
Preparation		\$ 250.00	\$ -	\$ -	\$ -
Attendance		\$ 250.00	\$ -	\$ -	\$ -
Technical Conference					
Preparation		\$ 250.00	\$ -	\$ -	\$ -
Attendance		\$ 250.00	\$ -	\$ -	\$ -
Interrogatories					
Preparation	2.33	\$ 250.00	\$ 582.50	\$ 37.86	\$ 620.36
Responses		\$ 250.00	\$ -	\$ -	\$ -
Issues Conference					
Preparation	3.32	\$ 250.00	\$ 830.00	\$ 53.95	\$ 883.95
Attendance		\$ 250.00	\$ -	\$ -	\$ -
ADR - Settlement Conference					
Preparation		\$ 250.00	\$ -	\$ -	\$ -
Attendance		\$ 250.00	\$ -	\$ -	\$ -
Proposal Preparation		\$ 250.00	\$ -	\$ -	\$ -
Argument					
Preparation	0.42	\$ 250.00	\$ 105.00	\$ 6.83	\$ 111.83
Oral Hearing					
Preparation		\$ 250.00	\$ -	\$ -	\$ -
Attendance		\$ 250.00	\$ -	\$ -	\$ -
Other Conferences					
Preparation		\$ 250.00	\$ -	\$ -	\$ -
Attendance		\$ 250.00	\$ -	\$ -	\$ -
Case Management		\$ 170.00	\$ -	\$ -	\$ -
TOTAL SERVICE PROVIDER FEES			\$ 1,517.50	\$ 98.64	\$ 1,616.14

Ontario Energy Board

COST CLAIM FOR HEARINGS



Detail of Fees and Disbursements Being Claimed

File # EB- 2017-0150

Process: IESO 2017 Revenue Requirement

Party: Environmental Defence

Service Provider Name: Jack Gibbons

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:	\$ -	\$ -	\$ -

Ontario Energy Board

COST CLAIM FOR HEARINGS



Detail of Fees and Disbursements Being Claimed

File # EB- <u>2017-0150</u>	Process: <u>IESO 2017 Revenue Requirement</u>
Party: <u>Environmental Defence</u>	Service Provider Name: <u>Kent Elson</u>

SERVICE PROVIDER TYPE (check one)	Year Called to Bar	Completed Years Practising/Years of Relevant Experience
Legal Counsel <input checked="" type="checkbox"/>	2009	8
Articling Student/Paralegal <input type="checkbox"/>		
Consultant <input type="checkbox"/>		
Analyst <input type="checkbox"/>		

Hourly Rate:	\$210
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For Consultant/Analyst:	<input type="checkbox"/> CV attached <input type="checkbox"/> CV provided within previous 24 months	HST Rate Charged (enter %):	6.5%
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Statement of Fees Being Claimed					
	Hours	Hourly Rate	Subtotal	HST	Total
Pre-hearing Conference					
Preparation		\$ 210.00	\$ -	\$ -	\$ -
Attendance		\$ 210.00	\$ -	\$ -	\$ -
Technical Conference					
Preparation		\$ 210.00	\$ -	\$ -	\$ -
Attendance		\$ 210.00	\$ -	\$ -	\$ -
Interrogatories					
Preparation	6.35	\$ 210.00	\$ 1,333.50	\$ 86.68	\$ 1,420.18
Responses		\$ 210.00	\$ -	\$ -	\$ -
Issues Conference					
Preparation		\$ 210.00	\$ -	\$ -	\$ -
Attendance		\$ 210.00	\$ -	\$ -	\$ -
ADR - Settlement Conference					
Preparation	1.55	\$ 210.00	\$ 325.50	\$ 21.16	\$ 346.66
Attendance	5.90	\$ 210.00	\$ 1,239.00	\$ 80.54	\$ 1,319.54
Proposal Preparation	3.30	\$ 210.00	\$ 693.00	\$ 45.05	\$ 738.05
Argument					
Preparation	16.01	\$ 210.00	\$ 3,362.10	\$ 218.54	\$ 3,580.64
Oral Hearing					
Preparation		\$ 210.00	\$ -	\$ -	\$ -
Attendance		\$ 210.00	\$ -	\$ -	\$ -
Other Conferences					
Preparation		\$ 210.00	\$ -	\$ -	\$ -
Attendance		\$ 210.00	\$ -	\$ -	\$ -
Case Management		\$ 170.00	\$ -	\$ -	\$ -
TOTAL SERVICE PROVIDER FEES			\$ 6,953.10	\$ 451.95	\$ 7,405.05

Ontario Energy Board
COST CLAIM FOR HEARINGS



Detail of Fees and Disbursements Being Claimed

File # EB- 2017-0150

Process: IESO 2017 Revenue Requirement

Party: Environmental Defence

Service Provider Name: Kent Elson

Statement of Disbursements Being Claimed			
	Net Cost	HST	Total
Scanning/Photocopy		\$ -	\$ -
Printing	\$ 30.30	\$ 1.97	\$ 32.27
Courier	\$ 72.39	\$ 4.71	\$ 77.10
Telephone/Fax		\$ -	\$ -
Transcripts		\$ -	\$ -
Travel: Air		\$ -	\$ -
Travel: Car		\$ -	\$ -
Travel: Rail		\$ -	\$ -
Travel (Other):		\$ -	\$ -
Parking		\$ -	\$ -
Taxi		\$ -	\$ -
Accommodation		\$ -	\$ -
Meals		\$ -	\$ -
Other:		\$ -	\$ -
Other:		\$ -	\$ -
Other:		\$ -	\$ -
TOTAL DISBURSEMENTS:	\$ 102.69	\$ 6.67	\$ 109.36

Environmental Defence Canada Inc.
116 Spadina Ave
Suite 300
Toronto, ON M5V 2K6
RE: IESO Rates 2017 - EB-2017-0150

January 8, 2018
File #: 2212
Invoice #: 4343

Work Completed

Date	Lawyer	Description of Work Completed	Time
Jun-09-17	KE	IESO: Draft intervention request	0.45
Jun-13-17	KE	Revise and file intervention request	0.20
Jun-23-17	KE	Review procedural order; review draft issues list; diarize dates	0.30
Jul-11-17	KE	Confer with J. Gibbons; review IESO evidence; draft correspondence to potential expert; various further correspondence	0.70
Jul-12-17	KE	Call with potential expert; draft correspondence to J. Gibbons	0.60
Jul-18-17	KE	Detailed review of directives to the OPA/IESO; review of transmission loss reviews; review draft interrogatories; draft interrogatories; draft correspondence to J. Gibbons; review correspondence from the IESO	4.10
Jul-21-17	KE	Review materials re performance metrics relating to renewables and climate change act compliance	0.10
Aug-08-17	KE	Review correspondence; review decision on the issues list	0.20
Aug-17-17	KE	Review and finalize interrogatories; draft correspondence to the ERGEG re transmission losses paper	0.55
Sep-06-17	KE	Review correspondence from M. Lesychyn; review procedural order; draft correspondence to J. Gibbons; review response from J. Gibbons; draft correspondence to M. Lesychyn	0.15

Sep-07-17	KE	Review report re transmission losses	0.25
Sep-11-17	KE	Review correspondence from J. Gibbons; review interrogatory responses; draft correspondence to J. Gibbons	0.30
Sep-14-17	KE	Attend settlement conference	5.00
Sep-15-17	KE	Attend settlement conference	0.90
Sep-19-17	KE	Various correspondence regarding settlement discussions	0.15
Sep-21-17	KE	Review draft settlement agreement	0.15
Sep-25-17	KE	Review correspondence re settlement agreement; draft correspondence to J. Gibbons re settlement agreement draft	0.10
Sep-26-17	KE	Review correspondence from J. Gibbons; review settlement agreement; draft comments on Settlement Agreement	0.70
Sep-27-17	KE	Review correspondence re oral or written hearing; draft revisions to settlement agreement re oral hearing for issue 5.1	0.35
Sep-29-17	KE	Review materials, draft correspondence, draft revised agreement paragraphs, etc. in relation to the ADR	1.65
Oct-02-17	KE	Various correspondence re ADR process	0.20
Oct-05-17	KE	Draft submissions re oral vs. written hearing; review submissions of the IESO	1.95
Oct-06-17	KE	Draft correspondence to counsel for the IESO requesting better interrogatory responses	0.40
Oct-11-17	KE	Draft motion for further and better interrogatory responses	1.70
Oct-13-17	KE	Review Procedural Order #3; draft notice of motion	2.60
Oct-16-17	KE	Revise Notice of Motion and Submissions per comments from J. Gibbons; mark-up and compile materials for Motion Record; prepare cover and index for motion record; draft correspondence to the Board; serve materials on the parties; file materials by RESS	1.90
Oct-23-17	KE	Review submissions of the IESO re motion for better IRs, etc.; draft responding submissions	0.85
Oct-24-17	KE	Draft responding submissions; draft correspondence to J. Gibbons; revise submissions per comments from J. Gibbons; file and serve submissions	1.45

Oct-26-17	KE	Review LTEP 2017 re potential scorecard issues	0.45
Oct-27-17	KE	Review directive re LTEP 2017 to OEB re potential applicability to scorecard, etc.	0.10
Nov-01-17	KE	Review procedural order	0.15
Nov-07-17	KE	Draft submissions; review draft submissions of other parties	3.90
Nov-10-17	KE	Final review and edit of submissions	0.46
Nov-20-17	KE	Review reply submissions of the IESO	0.10

Legal Fees Summary

Initials	Lawyer	Hours	Rate	Amount
KE	Kent Elson	33.11	\$210	\$6,953.10
Total Legal Fees:				\$6,953.10

Disbursements

Courier expenses	\$72.39
Outside photocopy expenses	\$30.30
Total Disbursements:	\$102.69

Totals

Legal Fees	\$6,953.10
Disbursements	\$102.69
HST on Fees and Disbursements	\$917.26
Payment From Client Trust Account Towards This Invoice	\$0.00
Total Amount For This Invoice:	\$7,973.05

Any disbursements not posted to your account on the date of this statement will be billed at a later date

THIS IS MY ACCOUNT HEREIN:

A handwritten signature in blue ink, appearing to be 'M. Klippenstein', with the word 'For:' written in blue ink to its right.

MURRAY KLIPPENSTEIN
E. & O. E.

Total Tax: \$917.26

HST #: 87215 1923 RT0001

* items are HST exempt

Accounts are due when rendered. Pursuant to the Solicitor's Act, interest at the rate of 5.00% per annum may be charged on amounts unpaid
thirty days after the date of this account



ONTARIO
CLEAN AIR
ALLIANCE

INVOICE

To: Klippensteins; Attention: Kent Elson

From: Ontario Clean Air Alliance

Re: Fee for professional services of Jack Gibbons re: OEB Docket No. EB-2017-0150 (IESO) for the period June 5, 2017 to November 8, 2017 inclusive.

Date: January 8, 2018

1. Drafting memo to client re: intervention 1 hour x \$250/hr	\$250.00
2. Drafting interrogatories 1.33 hours x \$250/hr	\$332.50
3. Reviewing IESO interrogatory responses 1.66 hours x \$250/hr	\$415.00
4. Preparing briefing notes for Kent Elson re: ADR 1.66 hours x \$250/hr	\$415.00
5. Reviewing draft argument 0.42 hours x \$250/hr	<u>\$105.00</u>
Sub-Total	\$1,517.50
HST Registration No. 85281 3997 RT0001	<u>\$197.28</u>
TOTAL	\$1,714.78


Jack Gibbons

Services and times changing September 1st.

1642 KLIPPENSTEIN, MURRAY		Invoice:179583
Contact:ROSIE		Reference:X1213
Pickup: KLIPPENSTEIN, MURRAY 160 JOHN ST., 3rd FLOOR TORONTO, ONT. M5V2E5	Destination: ONTARIO ENERGY BOARD 2700 - 2300 YONGE ST TORONTO M4P1E4	
Client Use: 2212		
Additional Information: READY FOR PICK UP		
RUSH	\$14.53	Time Entered 6/13/2017 3:12:46 PM
Pieces 1	\$0.00	Time Received 6/14/2017 9:00:00 AM
Fuel	\$1.31	Time Dispatched 6/14/2017 9:02:21 AM
Subtotal	\$15.84	Time Picked Up 6/14/2017 10:00:30 AM
H.S.T.	\$2.06	Time Delivered 6/14/2017 11:51:51 AM
Total	\$17.90	Last Modified 6/14/2017 11:51:51 AM
Signature: @tima		Broker:318

Services and times changing September 1st.

1642 KLIPPENSTEIN, MURRAY			Invoice:180600
Contact:ROSIE			Reference:X1237
Pickup: KLIPPENSTEIN, MURRAY 160 JOHN ST., 3rd FLOOR TORONTO, ONT. M5V2E5		Destination: ONTARIO ENERGY BOARD 2700 - 2300 YONGE ST TORONTO M4P1E4	
Client Use: 2212			
Additional Information: ELEVATOR OPENS AT 9AM			
RUSH		\$14.53	Time Entered 10/6/2017 8:38:34 AM
Pieces 1		\$0.00	Time Received 10/6/2017 8:38:34 AM
Fuel		\$1.60	Time Dispatched 10/6/2017 10:07:28 AM
Subtotal		\$16.13	Time Picked Up 10/6/2017 12:00:08 PM
H.S.T.		\$2.10	Time Delivered 10/6/2017 1:16:59 PM
Total		\$18.23	Last Modified 10/6/2017 1:16:59 PM
Signature: Melinde			Broker:986

Services and times changing September 1st.

1642 KLIPPENSTEIN, MURRAY		Invoice:180700
Contact:ROSIE		Reference:X1243
Pickup: KLIPPENSTEIN, MURRAY 160 JOHN ST., 3rd FLOOR TORONTO, ONT. M5V2E5	Destination: ONTARIO ENERGY BOARD 2700 - 2300 YONGE ST TORONTO M4P1E4	
Client Use: 2212		
Additional Information: READY FOR PICK-UP. ELEVATOR OPENS AT 9AM		
RUSH	\$14.53	Time Entered 10/17/2017 8:45:20 AM
Pieces 1	\$0.00	Time Received 10/17/2017 9:00:00 AM
Fuel	\$1.31	Time Dispatched 10/17/2017 10:18:40 AM
Subtotal	\$15.84	Time Picked Up 10/17/2017 10:46:05 AM
H.S.T.	\$2.06	Time Delivered 10/17/2017 12:02:34 PM
Total	\$17.90	Last Modified 10/17/2017 12:02:34 PM
Signature: Pat		Broker:550

Services and times changing September 1st.

1642 KLIPPENSTEIN, MURRAY		Invoice:180700
Contact:ROSIE		Reference:X1244
Pickup: KLIPPENSTEIN, MURRAY 160 JOHN ST., 3rd FLOOR TORONTO, ONT. M5V2E5	Destination: ONTARIO ENERGY BOARD 2700 - 2300 YONGE ST TORONTO M4P1E4	
Client Use: 2122		
Additional Information: READY FOR PICK UP		
O/N METRO	\$8.45	Time Entered 10/24/2017 10:49:18 AM
Pieces 1	\$0.00	Time Received 10/24/2017 10:49:17 AM
Subtotal	\$8.45	Time Dispatched 10/24/2017 12:03:05 PM
H.S.T.	\$1.10	Time Picked Up 10/24/2017 12:30:26 PM
Total	\$9.55	Time Delivered 10/24/2017 2:36:49 PM
		Last Modified 10/24/2017 2:36:49 PM
Signature: Fatima		Broker:221

Services and times changing September 1st.

1642 KLIPPENSTEIN, MURRAY		Invoice:180818
Contact:ROSIE		Reference:X1247
Pickup: KLIPPENSTEIN, MURRAY 160 JOHN ST., 3rd FLOOR TORONTO, ONT. M5V2E5	Destination: ONTARIO ENERGY BOARD 2700 - 2300 YONGE ST TORONTO M4P1E4	
Client Use: 2212		
Additional Information: ELEVATOR OPENS AT 9AM		
RUSH	\$14.53	Time Entered 11/10/2017 1:25:54 PM
Pieces 1	\$0.00	Time Received 11/13/2017 9:15:00 AM
Fuel	\$1.60	Time Dispatched 11/13/2017 9:15:55 AM
Subtotal	\$16.13	Time Picked Up 11/13/2017 10:02:17 AM
H.S.T.	\$2.10	Time Delivered 11/13/2017 10:53:03 AM
Total	\$18.23	Last Modified 11/13/2017 10:53:03 AM
Signature: fathima		Broker:318

**Invoice 041228728**

TPH Direct 1683890

Account: 601994

Date: October 16, 2017

Ordered By: Kent Elson

Phone: (416) 906-7305

Customer PO: 2212

Bill To: Klippenstein, Barristers & Solicitors

Attn: Kent Elson

160 John St 3rd Floor

Toronto ON M5V 2E5

Ship To:

160 John St. Suite 300

Toronto, ON, M5V2E5

Attn: Kent Elson (416) 906-7305

TPH Account Hub:

View, reprint and pay invoices online.

www.tph.ca/tphaccounthub for more info.

Job Name: 2212 - Motion Record

Item	1-Sided	2-Sided	Quantity	Description	HST	Job Price
A	29		3	B&W	X	\$13.05
Digital B&W Prints: / 8.5x11: / Bind: Cerlox						
B	7		3	Tabs	X	\$9.45
/ Other:						
C			3	Cerlox, white covers	X	\$7.80
/ Other:						

Branch Contact: Gary Grimshire

Address: 181 University Ave

Main Level

Toronto, ON, M5H 3M7

Phone: 416-867-1588

Net Sales	\$30.30
Shipping	\$0.00
Sub Total	\$30.30
HST	\$3.94
CAD Total Price	\$34.24

REMIT TO: The Printing House Ltd., 1403 Bathurst Street, Toronto, ON M5R 3H8, Tel (416) 536-6113, 1-866-TPH-Direct (866-874-3473)

TERMS: Payment due within 10 days of invoice date. Interest of 1.5% per month (18% P.A.) will be charged on all overdue accounts.

H.S.T. / G.S.T.# 105242887RT

Q.S.T.# 1202417066

Curriculum Vitae

Jack Gibbons

*589 Carlaw Avenue, Toronto M4K 3K4
Work: 416-260-2080 Home: 416-465-1425
Jack@cleanairalliance.org*

EXPERIENCE

Chair, Ontario Clean Air Alliance
1997 – Present

Commissioner, Toronto Hydro
1995 – 1997

Senior Economic Advisor, Canadian Institute for Environmental Law and Policy
1989 – 2000

Member, Special Advisory Committee on the Environment, City of Toronto
1989-1996

Project Manager, Ontario Energy Board
1985 and 1986 - 1989

Economist, Energy Probe
1979 – 1982

EDUCATION

Graduate Studies, University of British Columbia
1982 – 1984

Master of Arts, Queen's University
1979

Bachelor of Arts (Honours), University of Toronto
1977

AWARD

Toronto Community Foundation, *Vital People Award*, 2004