



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

April 25, 2019

VIA E-MAIL – 9 pages  
PIAC File # 6745-05

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

Dear Ms. Walli:

**Re: EB-2018-0056 Niagara-On-The-Lake Hydro Inc.  
Cost Claim of Vulnerable Energy Consumers Coalition (VECC)**

Please find enclosed the cost claim of the Vulnerable Energy Consumers Coalition (VECC) with respect to the above-noted proceeding.

We have also directed a copy to the Applicant via email.

Yours truly,

John Lawford  
Counsel for VECC

Cc: NOTL – Tim Curtis – [tcurtis@notlhydro.com](mailto:tcurtis@notlhydro.com)

**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.

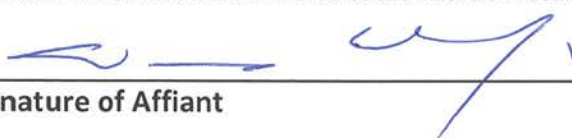
Except as provided in section 7.03 of the Practice Direction on Cost Awards, itemized receipts must be provided.

<b>File #</b> EB- <u>2018-0056</u>	<b>Process:</b> <u>Niagara-On-The-Lake</u>
<b>Party:</b> <u>VECC</u>	<b>Affiant's Name:</b> <u>Donna Brady</u>
<b>HST Number:</b> <u>13059 2405 RT 0001</u>	<b>HST Rate Ontario:</b> <u>3.94%</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, 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 APRIL 25, 2019  
(date)

  
\_\_\_\_\_  
**Commissioner for taking Affidavits**

**Ontario Energy Board**  
**COST CLAIM FOR HEARINGS**



**Affidavit and Summary of Fees and Disbursements**

File # EB- 2018-0056 Process: Niagara-On-The-Lake  
Party: VECC

**Summary of Fees and Disbursements Being Claimed**

Legal/consultant/other fees	\$	26,317.50
Disbursements	\$	-
HST	\$	1,036.91
<b>Total Cost Claim</b>	<b>\$</b>	<b>27,354.41</b>

**Payment Information**

Make cheque payable to: Public Interest Advocacy Centre  
Send payment to this address: 200-285 McLeod Street  
Ottawa, ON  
K2P 1A1

# Ontario Energy Board

## COST CLAIM FOR HEARINGS



### Detail of Fees and Disbursements Being Claimed

<b>File # EB-</b> <u>2018-0056</u>	<b>Process:</b> <u>Niagara-On-The-Lake</u>
<b>Party:</b> <u>VECC</u>	<b>Service Provider Name:</b> <u>Mark Garner</u>

<b>SERVICE PROVIDER TYPE</b> (check one)	<b>Year Called to Bar</b>	<b>Completed Years Practising/Years of Relevant Experience</b>
Legal Counsel <input type="checkbox"/>	<input style="width: 100px; height: 20px;" type="text"/>	<input style="width: 100px; height: 20px; border: 1px solid black;" type="text" value="31"/>
Articling Student/Paralegal <input type="checkbox"/>		
Consultant <input checked="" type="checkbox"/>		
Analyst <input type="checkbox"/>		
For Consultant/Analyst: <input type="checkbox"/> CV attached		<b>Hourly Rate:</b> <input style="width: 100px; height: 20px; border: 1px solid black;" type="text" value="\$330"/>
<input checked="" type="checkbox"/> CV provided within previous 24 months		<b>HST Rate Charged (enter %):</b> <input style="width: 100px; height: 20px; border: 1px solid black;" type="text" value="3.9%"/>

#### Statement of Fees Being Claimed

	Hours	Hourly Rate	Subtotal	HST	Total
<b>Pre-hearing Conference</b>					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
<b>Technical Conference</b>					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
<b>Interrogatories</b>					
Preparation	16.25	\$ 330.00	\$ 5,362.50	\$ 211.28	\$ 5,573.78
Responses	2.0	\$ 330.00	\$ 660.00	\$ 26.00	\$ 686.00
<b>Issues Conference</b>					
Preparation	0.25	\$ 330.00	\$ 82.50	\$ 3.25	\$ 85.75
Attendance		\$ 330.00	\$ -	\$ -	\$ -
<b>ADR - Settlement Conference</b>					
Preparation	8.0	\$ 330.00	\$ 2,640.00	\$ 104.02	\$ 2,744.02
Attendance	6.0	\$ 330.00	\$ 1,980.00	\$ 78.01	\$ 2,058.01
Proposal Preparation	2.5	\$ 330.00	\$ 825.00	\$ 32.51	\$ 857.51
<b>Argument</b>					
Preparation	16.75	\$ 330.00	\$ 5,527.50	\$ 217.78	\$ 5,745.28
<b>Oral Hearing</b>					
Preparation	0.5	\$ 330.00	\$ 165.00	\$ 6.50	\$ 171.50
Attendance		\$ 330.00	\$ -	\$ -	\$ -
<b>Other Conferences</b>					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
<b>Case Management</b>		\$ 170.00	\$ -	\$ -	\$ -
<b>TOTAL SERVICE PROVIDER FEES</b>			\$ 17,242.50	\$ 679.35	\$ 17,921.85

Detailed Dockets  
NOTL  
EB-2018-0056

Date	OEB Categories	Hours	Docket Details
October 3, 2018	N/a		Intervention
October 28, 2018	Interrogatory Preparation	4.50	Review evidence/notes/interrogatory
October 29, 2018	Interrogatory Preparation	6.50	Review evidence/notes/interrogatory
October 30, 2018	Interrogatory Preparation	1.00	Review evidence/notes/interrogatory
November 23, 2018	Issues Conference Preparation	0.25	Issues list submission email
December 9, 2018	ADR Preparation	8.00	ADR Notes
December 10, 2018	ADR Attendance	3.50	ADR attendance 9:30 - 5:05 - 1 hr lunch Split with BH so no overlap
December 11, 2018	ADR Attendance	2.50	ADR attendance 9:15 - 2:15 (start at 8:30 BH only - split with
January 2, 2019	ADR Proposal Preparation	1.50	Comments on draft agreement
January 10, 2019	ADR Proposal Preparation	1.00	Review Draft (30 min) Call David Stevens 10:30-10:50
January 18, 2019	Interrogatory Preparation	1.00	Review post settlement evidence - interrogatories
January 25, 2019	Interrogatory Preparation	3.00	Review post ADR evidence - send IRs
February 1, 2019	Interrogatory Preparation	0.25	email discussion with DS NOTL law
February 4, 2019	Hearing Preparation	0.50	Submission on hearing /review of hearing strategy with PIAC
February 9, 2019	Interrogatory Response	2.00	Review information sent by NOTL legal
February 14, 2019	Argument Preparation	1.00	Review and comment of Phase II argument of BH
February 19, 2019	Argument Preparation	0.50	Review NOTL argument in chief
March 3, 2019	Argument Preparation	8.00	Sunday 12:45 am sending to PIAC
March 4, 2019	Argument Preparation	7.25	10am to 6pm argument finalization
Total		52.25	

Mark Garner  
647 Broadway Toronto, Ontario, M4G 2S8  
647-408-4501 /[markgarner@rogers.com](mailto:markgarner@rogers.com)

**INVOICE No. NOTL0056**

April 23, 2019

**TO:** Donna Brady  
Public Interest Advocacy Centre (PIAC)  
2-285 McLeod Street,  
Ottawa, Ontario K2P 1A1

**RE: NIAGARA-ON-THE-LAKE EB-2018-0056 2019 Rates**

Please find our invoice below for work done and professional services rendered as per detailed dockets.

Date	April 23, 2019						
Client:	PIAC-VECC						
File:	Niagara-on-the-Lake Hydro Inc. (NOTL)						
Period covering:	October 31, 2018 to March 4, 2019						
Time	Hours	52.25	@	Rate	\$330.00		17,242.50
Disbursements	n/a						n/a
HST No. 87831 4327 RT001			@		13%		\$ 2,241.52
Total							19,484.02

TERM: Payable upon receipt of payment from the client and net of PIAC services rendered.  
Please make amounts payable to Mark C. Garner.

Yours Truly



Mark Garner

# Ontario Energy Board

## COST CLAIM FOR HEARINGS



### Detail of Fees and Disbursements Being Claimed

File # EB- <u>2018-0056</u>	Process: <u>Niagara-On-The-Lake</u>
Party: <u>VECC</u>	Service Provider Name: <u>William Harper</u>

<b>SERVICE PROVIDER TYPE</b> (check one) Legal Counsel <input type="checkbox"/> Articling Student/Paralegal <input type="checkbox"/> Consultant <input checked="" type="checkbox"/> Analyst <input type="checkbox"/> For Consultant/Analyst: <input type="checkbox"/> CV attached <input checked="" type="checkbox"/> CV provided within previous 24 months	Year Called to Bar <div style="border: 1px solid black; width: 100px; height: 20px; margin: 0 auto;"></div>	Completed Years Practising/Years of Relevant Experience <div style="border: 1px solid black; width: 150px; height: 20px; text-align: center; margin: 0 auto;">38</div>	Hourly Rate: <div style="border: 1px solid black; width: 100px; height: 20px; text-align: center; margin: 0 auto;">\$330</div>  HST Rate Charged (enter %): <div style="border: 1px solid black; width: 100px; height: 20px; text-align: center; margin: 0 auto;">3.9%</div>
---	---	---	--

Statement of Fees Being Claimed					
	Hours	Hourly Rate	Subtotal	HST	Total
<b>Pre-hearing Conference</b>					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
<b>Technical Conference</b>					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
<b>Interrogatories</b>					
Preparation	5.5	\$ 330.00	\$ 1,815.00	\$ 71.51	\$ 1,886.51
Responses		\$ 330.00	\$ -	\$ -	\$ -
<b>Issues Conference</b>					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
<b>ADR - Settlement Conference</b>					
Preparation	8.75	\$ 330.00	\$ 2,887.50	\$ 113.77	\$ 3,001.27
Attendance	5.75	\$ 330.00	\$ 1,897.50	\$ 74.76	\$ 1,972.26
Proposal Preparation	1.75	\$ 330.00	\$ 577.50	\$ 22.75	\$ 600.25
<b>Argument</b>					
Preparation	5.75	\$ 330.00	\$ 1,897.50	\$ 74.76	\$ 1,972.26
<b>Oral Hearing</b>					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
<b>Other Conferences</b>					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
<b>Case Management</b>		\$ 170.00	\$ -	\$ -	\$ -
<b>TOTAL SERVICE PROVIDER FEES</b>			\$ 9,075.00	\$ 357.56	\$ 9,432.56

<u>COST CLAIM DETAILS:</u>		<u>ONTARIO ENERGY BOARD</u>			
NAME:	BILL HARPER	HOURLY RATE:	\$330		
SERVICE:	CONSULTANT	YEARS EXPERIENCE:	38		
FILE #:	EB-2018-0056	PROCESS:	NIAGARA ON THE LAKE 2019 COS APPLICATION		
	<u>DATE</u>	<u>HOURS</u>	<u>DETAILS</u>	<u>HOURLY RATE</u>	<u>SUB TOTAL</u>
<b>INTERROGATORIES</b>					
PREPARATION	14/10/2018	1.00	Draft IRs	\$ 330.00	\$ 330.00
	15/10/2018	4.00	Draft IRs	\$ 330.00	\$ 1,320.00
	25/10/2018	0.50	Draft IRs	\$ 330.00	\$ 165.00
<b>ADR-SETTLEMENT CONFERENCE</b>					
PREPARATION	21/11/2018	1.50	Review IRRs	\$ 330.00	\$ 495.00
	26/11/2018	3.00	ADR Notes	\$ 330.00	\$ 990.00
	27/11/2018	2.50	ADR Notes	\$ 330.00	\$ 825.00
	24/11/2018	1.25	Clarification Questions	\$ 330.00	\$ 412.50
	09/12/2018	0.50	Review Responses	\$ 330.00	\$ 165.00
<b>ATTENDANCE</b>					
	10/12/2018	3.25	Split Time with MG	\$ 330.00	\$ 1,072.50
	11/12/2018	2.50	Split Time with MG	\$ 330.00	\$ 825.00
<b>PROPOSAL PREP</b>					
	17/12/2018	0.50	Review Draft	\$ 330.00	\$ 165.00
	27/12/2018	0.75	Review Draft	\$ 330.00	\$ 247.50
	08/01/2019	0.50	Review Draft	\$ 330.00	\$ 165.00
<b>ARGUMENT</b>					
PREPARATION	10/02/2019	4.00		\$ 330.00	\$ 1,320.00
	14/02/2019	0.75		\$ 330.00	\$ 247.50
	15/02/2019	0.50		\$ 330.00	\$ 165.00
	04/03/2019	0.50		\$ 330.00	\$ 165.00
<b>SUB-TOTAL</b>		27.50			<b>\$9,075.00</b>
<b>HST (13%)</b>					<b>\$1,179.75</b>
<b>TOTAL</b>					<b>\$10,254.75</b>

**WILLIAM O. HARPER**

**107 BAKER AVE, RICHMOND HILL**

**ONTARIO L4C 1X5**

**TELEPHONE: 905-883-1727**

**Email: bharper.consultant@bell.net**

April 23, 2019

Statement of Costs for:

Vulnerable Energy Consumers Coalition  
c/o Public Interest Advocacy Centre  
200-285 McLeod Street  
Ottawa, Ontario  
KP2 1A1

Attn: Donna Brady

Statement No. 2019010

For Professional Services rendered re: VECC's EB-2018-0056 Intervention  
(Niagara-on-the-Lake Hydro Inc. 2019 Rate Application)

Services	\$	9,075.00
(see attached)		
HST (13%)	\$	1,179.75
<b>TOTAL</b>	<b>\$</b>	<b>10,254.75</b>

HST/GST Registration #81998 6902 RT00001