

Sent by RESS Filing

October 16, 2020

Ontario Energy Board
2300 Yonge Street
27th Floor
Toronto, ON M4P 1E4

Attention: Christine Long, Board Secretary

Dear Ms. Long:

**Re: Low Income Energy Network (“LIEN”)
Cost Claim re Consultation on Implementing the Process for Enabling Customers to
Opt out of TOU Pricing
Board File No. EB-2020-0152**

Please find attached LIEN’s cost claim in the above-noted matter.

Yours truly,



Matt Gardner
Partner
*Certified as a Specialist in Environmental
by the Law Society of Ontario*
Encl.

cc: LIEN Legal Subcommittee
Judy Simon

Document #: 1826539

Ontario Energy Board
COST CLAIM FOR CONSULTATIONS



Affidavit and Summary of Fees and Disbursements

This form should be used by a party (defined in the Practice Direction on Cost Awards as including a participant in a consultation process) in a consultation 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 Notice of Hearing for Cost Awards. Please ensure all required 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 present in the document to assist with the calculation of the cost claim.
- All claims must be in Canadian dollars. If applicable, state exchange rate and country of initial currency.
Rate: Country:
- A separate "Statement of Disbursements Being Claimed" is required for each consultant or lawyer/articling student/paralegal. However only one "Statement of Fees Being Claimed" and one "Summary of Fees and Disbursements Being Claimed" 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 must be attached unless, for a given consultant, a CV has been provided to the Board in another process within the last 24 months.
- Except as provided in section 7.03 of the Practice Direction on Cost Awards, itemized receipts must be provided.

File # EB- <u>2020-0152</u>	Process: <u>Consultation on Implementing Process</u>
Party: <u>Low Income Energy Network</u>	Affiant's Name: <u>Matthew Gardner</u>
HST Number: <u>113627988RT0001</u>	HST Rate Ontario: <u>13.00%</u>
Full Registrant <input checked="" type="checkbox"/>	Qualifying Non-Profit <input type="checkbox"/>
Unregistered <input type="checkbox"/>	Tax Exempt <input type="checkbox"/>
Other <input type="checkbox"/>	

Affidavit

I, Matthew Gardner, of the City/Town of Burlington
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 of Fees Being Claimed" and "Statement(s) of Disbursements Being Claimed".
3. The attached "Summary of Fees and Disbursements Being Claimed", "Statement 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.

Matthew F. Gardner

Signature of Affiant

Sworn or affirmed before me at the City/Town of Brampton,
in the Province/State of Ontario, on October 16, 2020
(date)

Commissioner for taking Affidavits

Joseph King Yue Ng, a Commissioner, etc.,
Province of Ontario, for
Williams & Shier Environmental Lawyers LLP
Expires October 29, 2022

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



File # EB- 2020-0152 Process: Consultation on Implementing Process

Party: Low Income Energy Network

Summary of Fees and Disbursements Being Claimed

Legal/consultant fees	\$8,004.00
Disbursements	\$0.00
HST	\$1,040.52
Total Cost Claim	\$9,044.52

Payment Information

Make cheque payable to: Willms & Shier Environmental Lawyers LLP

Send payment to this address: 1 Toronto Street
Suite 900
Toronto, ON M5C 2V6

Detail of Fees and Disbursements Being Claimed

Statement of Fees Being Claimed

Statement of Fees being claimed for Eligible Activity is found on the second tab of this workbook.

Statement(s) of Disbursements Being Claimed

Statement of Disbursements being claimed is found on the third tab of this workbook.

Ontario Energy Board

COST CLAIM FOR CONSULTATIONS

Affidavit and Summary of Fees and Disbursements



Individual Whose Costs are Being Claimed

Name: Matthew Gardner		
	Year Called to Bar	Completed Years Practicing/Years of Relevant Experience
Counsel/Articling Student/Paralegal: <input checked="" type="checkbox"/>	2010	10
Analyst/Consultant: <input type="checkbox"/>		
CV attached: <input type="checkbox"/>	CV not required: <input type="checkbox"/>	

Name: Madiha Vallani		
	Year Called to Bar	Completed Years Practicing/Years of relevant experience
Counsel/Articling Student/Paralegal: <input checked="" type="checkbox"/>	2020	
Analyst/Consultant: <input type="checkbox"/>		
CV attached: <input type="checkbox"/>	CV not required: <input type="checkbox"/>	

Name: Judy Simon		
	Year Called to Bar	Completed Years Practicing/Years of relevant experience
Counsel/Articling Student/Paralegal: <input type="checkbox"/>		34
Analyst/Consultant: <input checked="" type="checkbox"/>		
CV attached: <input type="checkbox"/>	CV not required: <input type="checkbox"/>	

Name:		
	Year Called to Bar	Completed Years Practicing/Years of relevant experience
Counsel/Articling Student/Paralegal: <input type="checkbox"/>		
Analyst/Consultant: <input type="checkbox"/>		
CV attached: <input type="checkbox"/>	CV not required: <input type="checkbox"/>	

Name:		
	Year Called to Bar	Completed Years Practicing/Years of relevant experience
Counsel/Articling Student/Paralegal: <input type="checkbox"/>		
Analyst/Consultant: <input type="checkbox"/>		
CV attached: <input type="checkbox"/>	CV not required: <input type="checkbox"/>	

Ontario Energy Board
COST CLAIM FOR CONSULTATIONS
Statement of Fees Being Claimed



File # EB- 2020-0152

Process Consultation on Implementing Process

Party Low Income Energy Network

HST Rate: 13%

Individual Whose Fees are Being Claimed	Hourly rate	Participation in the initial stakeholder meeting and in meetings of the TOU Customer Choice Working Group	Preparation of written comments on the proposed amendments to the SSSC	Participation in stakeholder meeting on the role of the Smart Metering Entity	Preparation of written comments on the revised proposed amendments to the SSSC		Subtotal	HST	Total
		Eligible Participant	Eligible Participant	Eligible Participant	Eligible Participant				
		<i>Actual meeting time + 50%</i>	<i>8 hours</i>	<i>Actual meeting time + 50%</i>	<i>3 hours</i>				
Matthew Gardner	\$230.00	11.00	2.20	1.90	2.25		\$3,990.50	\$518.77	\$4,509.27
Madiha Vallani	\$170.00		0.80				\$136.00	\$17.68	\$153.68
Judy Simon	\$330.00	6.00	5.00		0.75		\$3,877.50	\$504.08	\$4,381.58
							\$0.00	\$0.00	\$0.00
							\$0.00	\$0.00	\$0.00
Totals:							\$8,004.00	\$1,040.52	\$9,044.52
							Total legal/consultant fees: \$9,044.52		

Client Fees Listing

ALL DATES

te	Entry #	Fee / Time Explanation	Working Type	Lawyer	Hours	Amount	Inv#	Billing
52	7982	Low Income Energy Network						
n	9/2020	Re: EB-2020-0152 Implementing Process fo						
	2150255	Lawyer: 53 3.00 Hrs X 230.00 attend OEB's initial stakeholder session on WebEx;	53 Time	53	- MATTHEW GARDNE	3.00	690.00	Unbilled
n	12/2020	Lawyer: 53 1.80 Hrs X 230.00 revise and send summary of initial stakeholder session earlier this week and next steps re working group(s) to Z. Bhanji, T. McClenaghan, K. Hale, J. Simon and K. Cooper and attach OEB letter confirming LIEN cost eligibility; receive and review OEB's letter confirming members selected for working group and date/time of working group session next week and send by email to J. Simon and LIEN legal subcommittee and propose call to discuss issues before working group session on June 16, 2020;	53 Time	53	- MATTHEW GARDNE	1.80	414.00	Unbilled
n	22/2020	Lawyer: 53 1.60 Hrs X 230.00 prepare for and attend teleconference with LIEN legal subcommittee members Z. Bhanji, T. McClenaghan, K. Hale and J. Simon re outcome of initial stakeholder meeting and two working group meetings held thus far and items for consideration for low-income customers re education outreach, notice re election between TOU and tiered pricing and other considerations to take back to working group;	53 Time	53	- MATTHEW GARDNE	1.60	368.00	Unbilled
n	23/2020	Lawyer: 53 3.10 Hrs X 230.00 attend OEB Working Group session #3 by WebEx; send notes to J. Simon;	53 Time	53	- MATTHEW GARDNE	3.10	713.00	Unbilled
n	24/2020	Lawyer: 53 0.30 Hrs X 230.00 phone call with J. Simon re items for consideration for fourth working group WebEx session tomorrow;	53 Time	53	- MATTHEW GARDNE	0.30	69.00	Unbilled
n	25/2020	Lawyer: 53 2.80 Hrs X 230.00 attend fourth working group meeting re TOU Opt-Out by WebEx; send notes to J. Simon;	53 Time	53	- MATTHEW GARDNE	2.80	644.00	Unbilled
1	16/2020	Lawyer: 77 0.80 Hrs X 170.00 begin reviewing email correspondence, teleconference call notes, and filed OEB materials to familiarize with this matter;	77 Time	77	- MADIHA VALLANI	0.80	136.00	Unbilled
1	16/2020	Lawyer: 53 0.60 Hrs X 230.00 review OEB's notice re amendment to SSSC and send to J. Simon with deadline to submit comments; retrieve all necessary background information and notes and slides from working group sessions and stakeholder session and send with instructions to M. Vallani to prepare comments re proposed amendments to SSSC;	53 Time	53	- MATTHEW GARDNE	0.60	138.00	Unbilled
1	20/2020	Lawyer: 53 0.40 Hrs X 230.00 prepare list of issues for LIEN's comments re TOU Opt-Out proceeding;	53 Time	53	- MATTHEW GARDNE	0.40	92.00	Unbilled
1	23/2020	Lawyer: 53 0.40 Hrs X 230.00 email LIEN legal subcommittee attaching LIEN's draft comments re TOU Opt Out and proposed amendments to SSSC and request comments and instructions to file with OEB;	53 Time	53	- MATTHEW GARDNE	0.40	92.00	Unbilled
1	29/2020	Lawyer: 53 1.00 Hrs X 230.00 receipt and review of instructions from T. McClenaghan, K. Hale and Z. Bhanji re LIEN's draft written submission re proposed amendments to SSSC and reply to question from T. McClenaghan re October 13, 2020 date; instruct filing of LIEN's written submission with OEB and prepare cover letter; send filed submission to LIEN legal subcommittee;	53 Time	53	- MATTHEW GARDNE	1.00	230.00	Unbilled
g	10/2020	Lawyer: 53 0.40 Hrs X 230.00 review OEB's letter re stakeholder consultation re SSSC, s. 3.5.14 and emails with J. Simon to confirm plan for attendance and inputs for consultation;	53 Time	53	- MATTHEW GARDNE	0.40	92.00	Unbilled
g	14/2020	Lawyer: 53 0.20 Hrs X 230.00 emails with J. Simon re attendance at	53 Time	53	- MATTHEW GARDNE	0.20	46.00	Unbilled

		Client Fees Listing							
		ALL DATES							
Entry #	Fee / Time Explanation	Working Lawyer		Hours		Amount	Inv#	Billing	
		Type							
g 18/2020	next week's Working Group meeting;								
2166674	Lawyer: 53 1.30 Hrs X 230.00	53	53	- MATTHEW GARDNE	1.30	299.00		Unbilled	
	attend OEB Working Group meeting re	Time							
	Smart Entity Metering by Zoom;								
g 26/2020	Lawyer: 53 0.20 Hrs X 230.00	53	53	- MATTHEW GARDNE	0.20	46.00		Unbilled	
2155869	review OEB's notice of proposed further	Time							
	amendments to SSSC and invite for								
	comments and send to J. Simon and								
	diarize deadline;								
g 31/2020	Lawyer: 53 0.20 Hrs X 230.00	53	53	- MATTHEW GARDNE	0.20	46.00		Unbilled	
2156441	review OEB's proposed further	Time							
	amendments to SSSC and consider J.								
	Simon's comments re amendments to								
	section 3.5.2 and confirm agreement by								
	email re J. Simon's conclusion that no								
	need for LIEN to further comment;								
					Unbilled:	18.10	4115.00		
					Billed:	0.00	0.00		
					Total:	18.10	4115.00		
					Percent Billed:	0.00	0.00		

*** Summary by Working Lawyer ***

Working Lawyer	Hours					Fees				
	Unbilled	Firm %	Billed	Firm %	Total % Bld	Unbilled	Firm %	Billed	Firm %	Total % Bld
- MATTHEW GAF	17.30	95.58	0.00	100.00	17.30	0.00	3979.00	96.70	0.00	100.00
- MADIHA VALI	0.80	4.42	0.00	100.00	0.80	0.00	136.00	3.30	0.00	100.00
rm Total	18.10	100.00	0.00	100.00	18.10	0.00	4115.00	100.00	0.00	100.00

*** Summary by Responsible Lawyer ***

Responsible Lawyer	Hours					Fees				
	Unbilled	Firm %	Billed	Firm %	Total % Bld	Unbilled	Firm %	Billed	Firm %	Total % Bld
- MATTHEW GAF	18.10	100.00	0.00	100.00	18.10	0.00	4115.00	100.00	0.00	100.00
rm Total	18.10	100.00	0.00	100.00	18.10	0.00	4115.00	100.00	0.00	100.00

PORT SELECTIONS - Client Fees Listing

Layout Template	Default(1)
Advanced Search Filter	None
Requested by	Josie Gonzalez
Finished	Friday, October 16, 2020 at 10:16:30 AM
Rate	14.1 (14.1.20150324)
Rate Range	ALL DATES
Filters	7982
Filters	All
Major Clients	All
Client Intro Lawyer	All
Client Intro Lawyer	All
Responsible Lawyer	All
Signed Lawyer	All
Scope of Law	All
Filter From	Active, Inactive, Archived Matters
Filters Sort by	Default
Show Page for Each Lawyer	No
rm Totals Only	No
Client balances only	No
Client balances only	No
Filters Shown - Billed Only	No
Filters Shown - Unbilled	Yes
Filters Shown - Billable Tasks	Yes
Filters Shown - Write Up/Down Tasks	Yes
Filters Shown - No Charge Tasks	Yes
Filters Shown - Non Billable Tasks	Yes
Working Lawyer	All

J. Simon Invoice for LIEN: EB-2020-0152

Invoice #202002

Willms & Shier
1 Toronto Street
Suite 900
Toronto Ontario
M5C 2V6

October 13, 2020
Attention: Matt Gardner

Attached please find my time docket for work completed regarding EB-2020-0152 for LIEN, showing a total of 11.75 hours, @ \$330/hour, bringing the total invoice to \$3877.50, excluding HST. With HST of \$504.08, the total amount owing to Judy Simon & Associates from Willms & Shier is \$4381.58.

Kindly please pay Judy Simon & Associates within 30 days of receipt of the funds from the OEB.

Warm regards,



Judy Simon

J. Simon Time Docket for LIEN: EB-2020-0152

Consultation on Implementing the Process for Enabling Customers to Opt-Out of Time-of-Use Pricing

Date	Task	Hours
June 16, 2020	Prepare for and attend OEB working group consultation	2.5
June 17, 2020	Brief counsel and discuss next steps	.5
June 18, 2020	Prepare for and attend working group consultation	2.5
June 23, 2020	Brief counsel on LIEN policies/issues to address in working group meeting on June 24, 2020	.5
July 18, 2020	Review SSC proposed changes	1.0
July 19, 2020	Prepare draft submission	3.5
July 20, 2020	Revise draft and send to counsel for review	.5
August 27, 2020	Review proposed amendments of August 25, 2020 and advise counsel	.75
Total Hours		11.75

Summary of Eligible Activities and Hours			
Eligible Activity			Hours
Prepare for and Participate in Customer Choice Working Group Meetings			6
Written Comments on Proposed Amendments			5
Written Comments on Revised Proposed Amendments			0.75
Total Hours			11.75