

Ms. Christine Long  
OEB Registrar  
Ontario Energy Board  
P.O. Box 2319, 27th Floor  
2300 Yonge Street  
Toronto, ON M4P 1E4

January 7, 2021

**Re: EB-2019-0261 Hydro Ottawa Custom IR 2021-2025  
Pollution Probe Cost Claim**

Dear Ms. Long:

In accordance with the OEB Decision and Order dated November 19, 2020 for the above-noted proceeding, please find attached Pollution Probe's Cost Claim.

Respectfully submitted on behalf of Pollution Probe.



---

Michael Brophy, P.Eng., M.Eng., MBA  
Michael Brophy Consulting Inc.  
Consultant to Pollution Probe  
Phone: 647-330-1217  
Email: [Michael.brophy@rogers.com](mailto:Michael.brophy@rogers.com)

cc: Gregory Van Dusen, Hydro Ottawa Inc. (via: [RegulatoryAffairs@hydroottawa.com](mailto:RegulatoryAffairs@hydroottawa.com))  
Fred Cass, Aird & Berlis (via: [fcass@airdberlis.com](mailto:fcass@airdberlis.com))  
Richard Carlson, Pollution Probe (via e-mail)

**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.

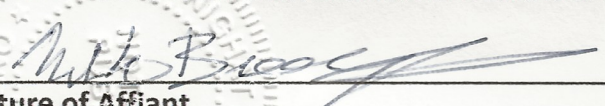
**Except as provided in section 7.03 of the Practice Direction on Cost Awards, itemized receipts must be provided.**

File # EB- <u>2019-0261</u>	Process: <u>Hydro Ottawa 2021-2025 Rates</u>
Party: <u>Pollution Probe</u>	Affiant's Name: <u>Michael Brophy</u>
HST Number: <u>108092701 RT0001</u>	HST Rate Ontario: <u>13.00%</u>
Full Registrant <input checked="" type="checkbox"/>	Qualifying Non-Profit <input checked="" type="checkbox"/>
Unregistered <input type="checkbox"/>	Tax Exempt <input type="checkbox"/>
Other <input type="checkbox"/>	

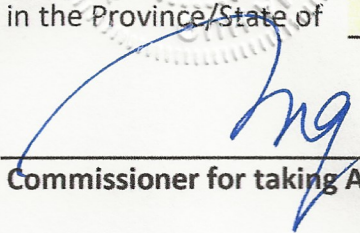
**Affidavit**

I, Michael Brophy, 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 5/21.  
(date)

  
Commissioner for taking Affidavits

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



File # EB- 2019-0261

Process: Hydro Ottawa 2021-2025 Rates

Party: Pollution Probe

**Summary of Fees and Disbursements Being Claimed**

Legal/consultant/other fees	\$	37,257.00
Disbursements	\$	-
HST	\$	4,843.41
<b>Total Cost Claim</b>	<b>\$</b>	<b>42,100.41</b>

**Payment Information**

Make cheque payable to: Pollution Probe

Send payment to this address: c/o Richard Carlson  
150 Ferrand Drive, Suite 208  
Toronto, Ontario  
M3C 3E5



# Ontario Energy Board

## COST CLAIM FOR HEARINGS



### Detail of Fees and Disbursements Being Claimed

<b>File # EB-</b> <u>2019-0261</u>	<b>Process:</b> <u>Hydro Ottawa 2021-2025 Rates</u>
<b>Party:</b> <u>Pollution Probe</u>	<b>Service Provider Name:</b> <u>Michael Brophy</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 type="checkbox"/>	<input type="text" value="27"/>
Articling Student/Paralegal <input type="checkbox"/>	<input type="checkbox"/>	
Consultant <input checked="" type="checkbox"/>		<b>Hourly Rate:</b> <input type="text" value="\$330"/>
Analyst <input type="checkbox"/>		
For Consultant/Analyst: <input type="checkbox"/> / attached		<b>HST Rate Charged (enter %):</b> <input type="text" value="13.0%"/>
<input checked="" type="checkbox"/> / provided within previous 24 months		

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	20.00	\$ 330.00	\$ 6,600.00	\$ 858.00	\$ 7,458.00
Attendance	20.00	\$ 330.00	\$ 6,600.00	\$ 858.00	\$ 7,458.00
<b>Interrogatories</b>					
Preparation	23.00	\$ 330.00	\$ 7,590.00	\$ 986.70	\$ 8,576.70
Responses	5.00	\$ 330.00	\$ 1,650.00	\$ 214.50	\$ 1,864.50
<b>Issues Conference</b>					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
<b>ADR - Settlement Conference</b>					
Preparation	9.00	\$ 330.00	\$ 2,970.00	\$ 386.10	\$ 3,356.10
Attendance	20.00	\$ 330.00	\$ 6,600.00	\$ 858.00	\$ 7,458.00
Proposal Preparation	10.40	\$ 330.00	\$ 3,432.00	\$ 446.16	\$ 3,878.16
<b>Argument</b>					
Preparation	5.50	\$ 330.00	\$ 1,815.00	\$ 235.95	\$ 2,050.95
<b>Oral Hearing</b>					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
<b>Other Conferences</b>					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
<b>Case Management</b>			\$ -	\$ -	\$ -
<b>TOTAL SERVICE PROVIDER FEES</b>			\$ 37,257.00	\$ 4,843.41	\$ 42,100.41

# Michael Brophy Consulting Inc.

# INVOICE

28 MacNaughton Road  
Toronto, Ontario, M4G 3H4  
Phone 647-330-1217 email: michael.brophy@rogers.com

**DATE:** January 4, 2021  
**INVOICE #** OEB-01-2021  
**FOR:** EB-2019-0261  
Hydro Ottawa  
2021-2025 Rates

**Bill To:**

Richard Carlson  
Director Energy Policy  
Pollution Probe  
150 Ferrand Drive  
Toronto, Ontario  
M3C 3E5

DESCRIPTION	AMOUNT
Consulting - OEB EB-2019-0261 Hydro Ottawa 2021-2025 Rates Detailed timesheet for Michael Brophy attached	37,257.00
Total: 112.9 hours @ \$330 per hour	
HST (HST #: 75225 9333 RT0001)	4,843.41
<b>TOTAL</b>	<b>\$ 42,100.41</b>

Make all cheques payable to **Michael Brophy Consulting Inc.**

If you have any questions concerning this invoice, contact:  
Michael Brophy, President, Michael Brophy Consulting Inc.  
Phone: 647-330-1217, email: michael.brophy@rogers.com  
Business Number: 75225 9333

**THANK YOU FOR YOUR BUSINESS!**

EB-2019-0261 Ottawa 2021-2025 Rates

M. Brophy

Date	hours	Description
4/4/2020	8.00	Review evidence
5/8/2020	3.00	Review evidence and IR prep
5/9/2020	8.00	Review evidence and IR prep. EB-2019-0077 Decision and impacts related to change request by Hydro O
5/10/2020	7.50	Review evidence and IR draft
5/11/2020	4.50	Correspondence with R. Carlson (Pollution Probe). Finalise IRs and file. Email response to Hydro Ottawa with Word attachment.
6/9/2020	0.50	Review and provide comments on draft issues list
6/19/2020	5.00	Review Hydro Ottawa IR Responses
6/26/2020	1.50	Review PEG Report
7/3/2020	5.00	Preparation and references for Technical Conference and review Hydro Ottawa Evidence Updates. Correspondence with R. Carlson (Pollution Probe) and City of Ottawa.
7/13/2020	1.00	TC Prep session with OEB via Zoom
7/15/2020	2.00	TC Preparation
7/15/2020	6.50	Technical Conference - Day 1
7/16/2020	1.00	TC Preparation
7/16/2020	6.50	Technical Conference - Day 2
7/17/2020	1.00	TC Preparation
7/17/2020	3.50	Technical Conference - Day 3
7/21/2020	3.50	Technical Conference - Day 4 (morning & transcripts)
8/7/2020	2.50	ADR Prep Zoom session, review undertaking responses
8/9/2020	1.50	preparation for ADR, correspondence and review of Intervenor materials. Correspondence with CAP/CAC, Pollution Probe and City of Ottawa.
8/10/2020	2.00	ADR Preparation
8/10/2020	7.00	ADR Day 1 - prep and participation
8/11/2020	1.00	ADR Preparation
8/11/2020	7.00	ADR Day 2 - prep and participation
8/13/2020	1.00	ADR Preparation
8/13/2020	5.00	ADR Day 3 - prep and participation
8/14/2020	1.00	ADR Preparation
8/14/2020	1.00	ADR Day 4 - prep and participation
8/21/2020	1.00	Review draft settlement agreement and make edits
8/23/2020	1.00	Review incremental Settlement draft comments and review draft metrics
8/24/2020	0.50	Capital performance benchmarking metrics & correspondence
8/27/2020	1.00	Capital performance benchmarking metrics Zoom call with Hydro Ottawa
8/28/2020	1.45	Capital performance counter-offer, discussion & Zoom presentation
9/3/2020	1.00	Review Settlement Agreement updates & provide feedback
9/8/2020	2.00	Review consolidated settlement documents
9/14/2020	2.00	Review updated settlement document
9/15/2020	0.45	ESM Zoom call for Settlement Agreement
10/16/2020	1.00	Review Ottawa Argument-in-Chief, OEB fixed cost guideline and ED submission
10/20/2020	0.50	Draft submission and file
10/30/2020	2.50	Review Reply Argument, correspondence review, prepare and file Reply submission
12/12/2020	1.50	Review Draft Rate Order materials
total	112.90	