

April 20, 2021

#### **VIA RESS**

Ontario Energy Board P.O. Box 2319 2300 Yonge Street, 27<sup>th</sup> Floor Toronto, ON M4P 1E4 Attention: Registrar

Dear Ms. Long:

Re: Burlington Hydro Inc. (BHI)

2021 Cost of Service Rates Application

Board File No.: EB-2020-0007

We are counsel to the Distributed Resource Coalition (**DRC**) in the above-noted proceeding (the **Proceeding**). Further to the Board's Decision and Order dated April 15, 2021, please find enclosed DRC's corrected cost claim in respect of the Proceeding with the missing last page of invoice 21128.

DRC respectfully requests an award of 100% of its eligible costs, given its strategic and principled participation in the Proceeding, reflecting the unique interests of otherwise unrepresented BHI customers. DRC submits that this request is supported by the following considerations:

- (a) DRC participated effectively in the Proceeding, taking a surgical, principled, and coordinated approach to matters related to the integration of distributed energy resources (DERs) and assisted in contributing to the Board's better understanding of such matters;
- (b) DRC ensured that its participation in the Proceeding was focused on material issues and consistent with the scope of its intervention, as set out in its Notice of Intervention;
- (c) DRC has ensured that it has not requested recovery of costs associated with the attendance of more than one representative at the settlement conference; and
- (d) DRC participated responsibly and undertook coordination with other intervenors and Board Staff to avoid overlap, maximize efficiency, and ensure that its participation was not unduly repetitive and was focused on relevant and material issues.

We trust that this approach maximizes the efficient use of resources and the right of otherwise unrepresented and important BHI customers to be heard in a manner that is consistent with the Board's mandate and statutory objectives.

DRC respectfully requests a full award of eligible costs.

Sincerely,

Jonathan McGillivray

c. Charles Keizer, Counsel, Torys LLP
Sally Blackwell, VP, Regulatory Compliance & Asset Management, BHI
Wilf Steimle, Electric Vehicle Society
Cara Clairman, Plug'n Drive



#### 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

attirmed.								
			Instructions					
- All claims mu - A separate " Disbursement However, only - The cost claim	ust be in Canadian dol  Detail of Fees and Dis  Is Being Claimed") is re  I one "Summary of Fe  Immust be supported  In consultant/analyst r	equired for each lawyer, analys ees and Disbursements" covering by a completed Affidavit signed must be attached unless provide	nge rate and country of initial or more rate and country of initial or more reconsultant and articling studing the whole of the party's cost d by a representative of the party of the Board as prescribed or the Boar	currency.  Country: es Being Claimed and a "Statem lent/paralegal. st claim should be provided. arty.				
File # EB-	EB-2020-0007		Process: Burlington H	ydro Inc Distribution Rate	s Application			
Party:	arty: Distributed Resource Coalition Affiant's Name: Daniel Vollmer							
HST Number	r: <u>794713495</u>	RT0001	HS	T Rate Ontario: 13.00%				
	Full Registrant Unregistered Other  Qualifying Non-Profit Tax Exempt							
			Affidavit					
l,	Da	niel Vollmer	, of the City/Town of	Toronto				
in the Provi	nce/State of	Ontario	_	, swear or affirm that:				
2. I have example of the standard of the standard to all 4. This cost class	I am a representative of the above-noted party (the "Party") and as such have knowledge of the matters attested to herein.  1. 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 Reing Claimed" and "Statement(s) of Disbursements Reing Claimed" 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 and to above 1. 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 actions 6.05 and 6.09 of the Board's Practice Direction on Cost Awards							
Signature o	of Affiant							
Sworn or a	ffirmed before m	e at the City/Town of	То	ronto	,			
in the Provi	nce/State of	Ontario	, on	Tuesday, April 20, 2021				
Aftirined before Commissio	ne me in accordance  Marillon  Mer for taking Aff	LSO No. 71613	_	n Remotely <sup>(date)</sup>				
,		<i>)</i>						

Process: Burlington Hydro Inc. - Distribution Rates Application

File # EB-

EB-2020-0007



#### Affidavit and Summary of Fees and Disbursements

Party: **Distributed Resource Coalition** 

Summary of Fees and Disbursements Being Claimed								
Legal/consultant/other fees	\$	7,483.00						
Disbursements	\$	-						
HST	\$	972.79						
Total Cost Claim	otal Cost Claim \$ 8,455.79							

#### **Payment Information**

Make cheque payable to: Resilient LLP

Send payment to this address: Bay Adelaide Centre

333 Bay Street, Suite 625 Toronto, ON M5R 2R2



#### **Detail of Fees and Disbursements Being Claimed**

File # EB-	EB-2020-0007		Process: Burlington Hyd	dro Inc Distribution Rates Appl	ication
Party:	Distributed Resource Coalition		Service Provider Name:	Lisa DeMarco	
	SERVICE PROVIDER TYPE Legal Counsel	(check one)	Year Called to Bar 1997	Completed Years Practising/Years of Relevant Experience	
	Articling Student/Paralegal Consultant Analyst		1997	Hourly Rate: \$330	
	For Consultant/Analyst:	CV attack	ned HST Rate of ded within previous 24 months	Charged (enter %): 13.0%	

	Statement o	of Fe	ees Being	Clai	med		
	Hours		ourly Rate	_	Subtotal	HST	Total
Pre-hearing Conference							
Preparation		\$	330.00	\$	-	\$ _	\$ -
Attendance		\$	330.00	\$	-	\$ -	\$ =
Technical Conference							
Preparation		\$	330.00	\$	=	\$ =	\$ -
Attendance		\$	330.00	\$	-	\$ -	\$ -
Interrogatories							
Preparation	0.50	\$	330.00	\$	165.00	\$ 21.45	\$ 186.45
Responses		\$	330.00	\$	=	\$ -	\$ -
Issues Conference							
Preparation	0.20	\$	330.00	\$	66.00	\$ 8.58	\$ 74.58
Attendance		\$	330.00	\$	=	\$ =	\$ -
ADR - Settlement Conference							
Preparation	0.40	\$	330.00	\$	132.00	\$ 17.16	\$ 149.16
Attendance		\$	330.00	\$	-	\$ -	\$ -
Proposal Preparation	0.50	\$	330.00	\$	165.00	\$ 21.45	\$ 186.45
Argument							
Preparation	1.50	\$	330.00	\$	495.00	\$ 64.35	\$ 559.35
Oral Hearing							
Preparation		\$	330.00	\$	-	\$ -	\$ -
Attendance		\$	330.00	\$	-	\$ -	\$ -
Other Conferences							
Preparation		\$	330.00	\$	-	\$ -	\$ -
Attendance		\$	330.00	\$	-	\$ -	\$ -
Case Management				\$	-	\$ -	\$ -
TOTAL SERVICE PROVIDER FEES				\$	1,023.00	\$ 132.99	\$ 1,155.99

**File # EB-** EB-2020-0007 **Process:** Burlington Hydro Inc. - Distribution Rates Application



#### **Detail of Fees and Disbursements Being Claimed**

Party: Distributed Resource Coalition Service Provider Name: Lisa DeMarco

Stater	ment of Disbursements Being Claim	ed	
	Net Cost	HST	Total
Scanning/Photocopy		\$ -	\$ -
Printing		\$ -	\$ -
Courier		\$ -	\$ -
Telephone/Fax		\$ -	\$ -
Transcripts		\$ -	\$ -
Travel: Air		\$ -	\$ -
Travel: Car		\$ -	\$ -
Travel: Rail		\$ -	\$ -
Travel (Other):		\$ -	\$ -
Parking		\$ -	\$ -
Тахі		\$ -	\$ -
Accommodation		\$ -	\$ -
Meals		\$ -	\$ -
Other:		\$ -	\$ -
Other:		\$ -	\$ -
Other:		\$ -	\$ -
TOTAL DISBURSEMENTS:	\$	- \$ -	\$ -



#### **Detail of Fees and Disbursements Being Claimed**

File # EB-	EB-2020-0007		<b>Process:</b> Burlington Hydro Inc Distribution Rates Applicati						
Party:	Distributed Resource Coalition		Service Provider Name:	Jonathan McGillivray					
	SERVICE DROVIDER TYRE	(chack ana)	Year Called to Bar	Completed Years Practising/Years					
	SERVICE PROVIDER TYPE	(check one)		of Relevant Experience	1				
	Legal Counsel	<u>    /  </u>	2017	4	]				
	Articling Student/Paralegal				_				
	Consultant			Hourly Rate: \$170					
	Analyst				_				
	For Consultant/Analyst:	CV attach	ed <b>HST Rate</b> (	Charged ( <i>enter</i> %): 13.0%					
	•	·/ CV provid	led within previous 24 months		-				

	Statement o	of Fe	ees Being	Clai	med		
	Hours		urly Rate	_	Subtotal	HST	Total
Pre-hearing Conference			•				
Preparation		\$	170.00	\$	-	\$ -	\$ -
Attendance		\$	170.00	\$	-	\$ -	\$ =
Technical Conference							
Preparation		\$	170.00	\$	=	\$ -	\$ -
Attendance		\$	170.00	\$	-	\$ -	\$ -
Interrogatories							
Preparation	3.00	\$	170.00	\$	510.00	\$ 66.30	\$ 576.30
Responses		\$	170.00	\$	=	\$ -	\$ -
Issues Conference							
Preparation	1.30	\$	170.00	\$	221.00	\$ 28.73	\$ 249.73
Attendance		\$	170.00	\$	=	\$ -	\$ -
ADR - Settlement Conference							
Preparation	2.50	\$	170.00	\$	425.00	\$ 55.25	\$ 480.25
Attendance		\$	170.00	\$	-	\$ -	\$ -
Proposal Preparation	0.40	\$	170.00	\$	68.00	\$ 8.84	\$ 76.84
Argument							
Preparation		\$	170.00	\$	=	\$ -	\$ -
Oral Hearing							
Preparation		\$	170.00	\$	-	\$ -	\$ -
Attendance		\$	170.00	\$	=	\$ -	\$ -
Other Conferences							
Preparation		\$	170.00	\$	=	\$ -	\$ -
Attendance		\$	170.00	\$	=	\$ -	\$ -
Case Management	0.90	\$	170.00	\$	153.00	\$ 19.89	\$ 172.89
TOTAL SERVICE PROVIDER FEES				\$	1,377.00	\$ 179.01	\$ 1,556.01

**File # EB-** EB-2020-0007 **Process:** Burlington Hydro Inc. - Distribution Rates Application



#### **Detail of Fees and Disbursements Being Claimed**

Party: Distributed Resource Coalition Service Provider Name: Jonathan McGillivray

Stater	ment of Disbursements Being Claim	ed	
	Net Cost	HST	Total
Scanning/Photocopy		\$ -	\$ -
Printing		\$ -	\$ -
Courier		\$ -	\$ -
Telephone/Fax		\$ -	\$ -
Transcripts		\$ -	\$ -
Travel: Air		\$ -	\$ -
Travel: Car		\$ -	\$ -
Travel: Rail		\$ -	\$ -
Travel (Other):		\$ -	\$ -
Parking		\$ -	\$ -
Тахі		\$ -	\$ -
Accommodation		\$ -	\$ -
Meals		\$ -	\$ -
Other:		\$ -	\$ -
Other:		\$ -	\$ -
Other:		\$ -	\$ -
TOTAL DISBURSEMENTS:	\$	- \$ -	\$ -



### **Detail of Fees and Disbursements Being Claimed**

File # EB-	EB-2020-0007		Process: Burlington Hyd	lro Inc Distribution Rates App	lication
Party:	Distributed Resource Coalition		Service Provider Name:	Daniel Vollmer	
	SERVICE PROVIDER TYPE	(check one)	Year Called to Bar	Completed Years Practising/Years of Relevant Experience	
	Legal Counsel		2020	1	
	Articling Student/Paralegal				
	Consultant			Hourly Rate: \$170	
	Analyst For Consultant/Analyst:	CV attach	ed <b>HST Rate</b> (	Charged (enter %): 13.0%	
		·/ CV provio	led within previous 24 months		

	CV PIOVIC		•										
	Statement of			_				ı					
Hours Hourly Rate Subtotal HST Total													
Pre-hearing Conference													
Preparation		\$	170.00	\$	-	\$	-	\$	-				
Attendance		\$	170.00	\$	-	\$	-	\$	-				
Technical Conference													
Preparation		\$	170.00	\$	-	\$	-	\$	-				
Attendance		\$	170.00	\$	-	\$	-	\$	-				
Interrogatories													
Preparation	3.30	\$	170.00	\$	561.00	\$	72.93	\$	633.93				
Responses		\$	170.00	\$	-	\$	-	\$	-				
Issues Conference													
Preparation		\$	170.00	\$	-	\$	-	\$	-				
Attendance		\$	170.00	\$	-	\$	-	\$	-				
ADR - Settlement Conference													
Preparation	5.30	\$	170.00	\$	901.00	\$	117.13	\$	1,018.13				
Attendance	14.50	\$	170.00	\$	2,465.00	\$	320.45	\$	2,785.45				
Proposal Preparation	4.30	\$	170.00	\$	731.00	\$	95.03	\$	826.03				
Argument													
Preparation		\$	170.00	\$	-	\$	-	\$	-				
Oral Hearing													
Preparation		\$	170.00	\$	-	\$	-	\$	-				
Attendance		\$	170.00	\$	-	\$	-	\$	-				
Other Conferences		-											
Preparation		\$	170.00	\$	-	\$	-	\$	-				
Attendance		\$	170.00	\$	-	\$	-	\$	-				
Case Management	2.50	\$	170.00	\$	425.00	\$	55.25	\$	480.25				
TOTAL SERVICE PROVIDER FEES				\$	5,083.00	\$	660.79	\$	5,743.79				



### **Detail of Fees and Disbursements Being Claimed**

ile# EB-	EB-2020-0007	Process:	Burlington Hydro Inc.	- Distribution Rates Application
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Party: Distributed Resource Coalition Service Provider Name: Daniel Vollmer

	Staten	nent of Disbursements Being Claim	ed		
		Net Cost	T	IST	Total
Scanning/Photocopy	Y		\$	-	\$ -
Printing			\$	-	\$ -
Courier		\$	- \$	-	\$ -
Telephone/Fax			\$	-	\$ -
Transcripts			\$	-	\$ -
Travel: Air			\$	-	\$ -
Travel: Car			\$	-	\$ -
Travel: Rail			\$	-	\$ -
Travel (Other):			\$	-	\$ -
Parking			\$	-	\$ -
Taxi			\$	-	\$ -
Accommodation			\$	-	\$ -
Meals			\$	-	\$ -
Other:			\$	-	\$ -
Other:			\$	-	\$ -
Other:			\$	-	\$ -
			<u> </u>		
TOTAL DISBURSEME	NTS:	\$	- \$	-	\$ -

#### INVOICE

Invoice # 20179 Date: 12/31/2020 Due On: 02/18/2021



333 Bay Street, Suite 625 Toronto, ON M5H 2R2 Canada Email: monika@resilientllp.com www.resilientllp.com

Distributed Resource Coalition

### 20-00699-Distributed Resource Coalition-EB-2020-0007 Burlington Hydro Inc. - Distribution Rates Application

Date	Attorney	Description	Hours	Rate	Total
12/07/2020	DV	CMT - prepare and file NOI per J. McGillivray;	0.40	\$170.00	\$68.00
12/07/2020	LD	APR - Review application; Communications with client; Instructions to J. McGillivray and D. Vollmer;	1.20	\$330.00	\$396.00
12/11/2020	DV	CMT - Review Procedural Order No. 1 (EB-2020-0007);	0.40	\$170.00	\$68.00
12/14/2020	DV	CMT - Review PO1 for submission re confidentiality per L. DeMarco;	0.10	\$170.00	\$17.00
12/14/2020	DV	CMT - prepare declaration and undertaking;	0.30	\$170.00	\$51.00
12/14/2020	LD	APR - Instructions to D. Vollmer re confidentiality submission;	0.30	\$330.00	\$99.00
12/15/2020	DV	CMT - Review PO1 for submission re confidentiality per L. DeMarco;	0.50	\$170.00	\$85.00
12/15/2020	DV	SCP - prepare file with application and evidence;	1.00	\$170.00	\$170.00
12/23/2020	DV	CMT - Prepare file per J. McGillviray;	0.10	\$170.00	\$17.00

Quantity Subtotal 4.3

Time Keeper	Hours	Rate	Total
Lisa DeMarco	1.5	\$330.00	\$495.00
Daniel Vollmer	2.8	\$170.00	\$476.00
		Quantity Total	4.3

Subtotal \$971.00

HST (ON) (13.0%) \$126.23

Total \$1,097.23

Please make all amounts payable to: Resilient LLP HST #79471 3495 RT0001

If sending a wire, please ensure that you include sufficient funds to cover both sending and receiving wire fees charged by financial institutions. Receiving wire fees for our bank are currently \$17.50.

Please pay within 49 days.

### **INVOICE**



Invoice # 21128 Date: 04/19/2021 Due On: 05/18/2021

333 Bay Street, Suite 625 Toronto, ON M5H 2R2 Canada Email: monika@resilientllp.com www.resilientllp.com

Distributed Resource Coalition

### 20-00699-Distributed Resource Coalition-EB-2020-0007 Burlington Hydro Inc. - Distribution Rates Application

Date	Attorney	Description	Hours	Rate	Total
01/08/2021	JM	IRP - Review evidence; Instructions to D. Vollmer re preparation of IRs;	0.70	\$170.00	\$119.00
01/08/2021	LD	IRP - Review evidence; Instructions to J. McGillivray and D. Vollmer re approach to interrogatories;	0.50	\$330.00	\$165.00
01/11/2021	DV	IRP - Prepare draft IRs per J. McGillivray;	0.70	\$170.00	\$119.00
01/12/2021	DV	IRP - Prepare IRs per J. McGillivray;	1.60	\$170.00	\$272.00
01/13/2021	JM	IRP - Review and revise draft IRs and provide instructions to D. Vollmer re same; Review evidence;	2.10	\$170.00	\$357.00
01/13/2021	DV	IRP - Review and prepare IRs per J. McGillivray;	0.50	\$170.00	\$85.00
01/14/2021	DV	IRP - Review and prepare IRs per J. McGillivray;	0.50	\$170.00	\$85.00
01/14/2021	JM	IRP - Instructions to D. Vollmer re filing of IRs;	0.20	\$170.00	\$34.00
02/01/2021	JM	ICP - Initial review of interrogatory responses;	0.70	\$170.00	\$119.00
02/04/2021	JM	ICP - Review draft Issues List from Board Staff, propose revisions to same, and related correspondence with Board Staff;	0.60	\$170.00	\$102.00
02/04/2021	LD	ICP - Instructions to J. McGillivray re draft Issues List;	0.20	\$330.00	\$66.00
02/12/2021	DV	CMT - Prepare and file declarations and undertakings per J. McGillivray;	0.40	\$170.00	\$68.00
02/12/2021	JM	CMT - Review and consider Decision on Issues List and PO2;	0.60	\$170.00	\$102.00

02/19/2021	JM	SCP - Review evidence and IRRs; Instructions to D. Vollmer re preparations for settlement conference; Communications with A. Pride re D. Vollmer participation in settlement conference;	0.90	\$170.00	\$153.00
02/19/2021	DV	SCP - Review evidence and prepare for settlement conference;	0.90	\$170.00	\$153.00
02/19/2021	LD	SCP - Instructions to J. McGillivray and D. Vollmer on approach to settlement conference;	0.40	\$330.00	\$132.00
02/21/2021	DV	SCP - Prepare for Day 1 Settlement Conference;	2.40	\$170.00	\$408.00
02/21/2021	JM	SCP - Communications with D. Vollmer re preparations for settlement conference;	0.80	\$170.00	\$136.00
02/22/2021	DV	SCA - Attend on Day 1 Settlement Conference;	6.90	\$170.00	\$1,173.00
02/22/2021	DV	SCP - prepare draft language for settlement proposal;	0.80	\$170.00	\$136.00
02/23/2021	DV	SCP - Prepare for Settlement Conference Day 2;	0.20	\$170.00	\$34.00
02/23/2021	DV	SCA - Attend Settlement Conference Day 2;	2.00	\$170.00	\$340.00
02/23/2021	JM	SCP - Review proposed settlement terms and communications with D. Vollmer re same;	0.80	\$170.00	\$136.00
02/24/2021	DV	SCA - Attend Settlement Conference Day 3;	5.60	\$170.00	\$952.00
03/01/2021	DV	CMT - Prepare confidentiality certificate of destruction	0.30	\$170.00	\$51.00
03/05/2021	DV	SPP - Review draft settlement proposal;	0.40	\$170.00	\$68.00
03/08/2021	DV	SPP - Review draft settlement proposal;	0.90	\$170.00	\$153.00
03/08/2021	JM	SPP - Instruction to D. Vollmer re draft settlement proposal;	0.40	\$170.00	\$68.00
03/08/2021	DV	SPP - prepare and comment on draft settlement proposal;	1.00	\$170.00	\$170.00
03/09/2021	DV	SPP - review draft settlement proposal;	0.50	\$170.00	\$85.00
03/15/2021	DV	SPP - Review draft settlement proposal;	0.20	\$170.00	\$34.00
03/16/2021	DV	SPP - Review draft proposal;	0.60	\$170.00	\$102.00
03/17/2021	DV	SPP - Review Settlement Proposal;	0.30	\$170.00	\$51.00
03/17/2021	LD	SPP - Review and confirm client agreement with settlement proposal;	0.50	\$330.00	\$165.00
03/24/2021	DV	SPP - Review Board Staff submissions;	0.40	\$170.00	\$68.00
04/15/2021	JM	CMT - Review Decision and Rate Order;	0.30	\$170.00	\$51.00

Quantity Subtotal

36.8

Time Keeper	Hours	Rate	Total
Lisa DeMarco	1.6	\$330.00	\$528.00
Jonathan McGillivray	8.1	\$170.00	\$1,377.00
Daniel Vollmer	27.1	\$170.00	\$4,607.00
		<b>Quantity Total</b>	36.8
		Subtotal	\$6,512.00
		HST (ON) (13.0%)	\$846.56
		Total	\$7.358.56

Please make all amounts payable to: Resilient LLP HST #79471 3495 RT0001

If sending a wire, please ensure that you include sufficient funds to cover both sending and receiving wire fees charged by financial institutions. Receiving wire fees for our bank are currently \$17.50.

Please pay within 29 days.