

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

November 24, 2021

**Re: EB-2018-0278 Activity and Program-based Benchmarking (APB) Initiative  
Pollution Probe Cost Claim**

Dear Ms. Long:

In accordance with the Notice of Hearing for Cost Awards for the above-noted Consultation, please find attached the Cost Claim for Pollution Probe.

Please contact the undersigned should you have any questions.

Respectfully submitted on behalf of Pollution Probe.



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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: All Licensed Electricity Distributors (via email)  
Richard Carlson, Pollution Probe (via e-mail)

**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.**

<b>File #</b> EB- <u>2018-0278</u>	<b>Process:</b> <u>Activities and Program-based Benchmarking Ini</u>
<b>Party:</b> <u>Pollution Probe</u>	<b>Affiant's Name:</b> <u>Michael Brophy</u>
<b>HST Number:</b> <u>108092701 RT0001</u>	<b>HST Rate Ontario:</b> <u>13.0%</u>
Full Registrant <input checked="" type="checkbox"/> Unregistered <input type="checkbox"/> Other <input type="checkbox"/>	Qualifying Non-Profit <input checked="" type="checkbox"/> Tax Exempt <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 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.

*Michael Brophy*  
Signature of Affiant

Sworn or affirmed before me at the City/Town of Toronto,  
in the Province/State of Ontario, on November 19/21  
(date)

*A. Commissioner, etc*  
NICKY N-F HULL

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



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

**File #** EB- 2018-0278 **Process:** Activities and Program-based Benchmarking Initi

**Party:** Pollution Probe

**Summary of Fees and Disbursements Being Claimed**

Legal/consultant fees	\$1,567.50
Disbursements	\$0.00
HST	\$203.78
<b>Total Cost Claim</b>	<b>\$1,771.28</b>

**Payment Information**

Make cheque payable to: Pollution Probe

Send payment to this address: Pollution Probe  
130 Queens Quay East, Suite 902  
Toronto, Ontario  
M5A 0P6

**Detail of Fees and Disbursements Being Claimed**

**Statement of Fees Being Claimed**

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

**Statement(s) of Disbursements Being Claimed**

Statement of Disbursements being claimed is found on the fourth 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:** Michael Brophy

**Counsel/Articling Student/Paralegal:**       **Year Called to Bar**

**Analyst/Consultant:**       **Completed Years Practicing/Years of Relevant Experience**

**CV attached:**       **CV not required:**

**Name:**

**Counsel/Articling Student/Paralegal:**       **Year Called to Bar**

**Analyst/Consultant:**       **Completed Years Practicing/Years of relevant experience**

**CV attached:**       **CV not required:**

**Name:**

**Counsel/Articling Student/Paralegal:**       **Year Called to Bar**

**Analyst/Consultant:**       **Completed Years Practicing/Years of relevant experience**

**CV attached:**       **CV not required:**

**Name:**

**Counsel/Articling Student/Paralegal:**       **Year Called to Bar**

**Analyst/Consultant:**       **Completed Years Practicing/Years of relevant experience**

**CV attached:**       **CV not required:**

**Name:**

**Counsel/Articling Student/Paralegal:**       **Year Called to Bar**

**Analyst/Consultant:**       **Completed Years Practicing/Years of relevant experience**

**CV attached:**       **CV not required:**

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



File # EB- 2018-0278

Process Activities and Program-based Benchmarking Ini

Party Pollution Probe

HST Rate: 13%

Individual Whose Fees are Being Claimed	Activity	Working Group for APB Initiative		OEB Staff Discussion Paper and Stakeholder Consultation Meeting		Attendance at Stakeholder Meeting on APB Report	Subtotal	HST	Total
		Actual Meeting Time for Three Meetings	Preparation Time for Three Meetings	Review & Comment on Staff Discussion Paper	Attendance at Stakeholder Consultation Meeting	Actual preparation and attendance			
		Hours	Actual Attendance Time	Up to a Maximum of 4 hours for each meeting	Up to a Maximum of 12 hours	Up to a Maximum of 6 hours			
	Hourly rate								
Michael Brophy	\$330.00					4.75	\$1,567.50	\$203.78	\$1,771.28
							\$0.00	\$0.00	\$0.00
							\$0.00	\$0.00	\$0.00
							\$0.00	\$0.00	\$0.00
							\$0.00	\$0.00	\$0.00
							<b>\$1,567.50</b>	<b>\$203.78</b>	
							<b>Total legal/consultant fees:</b>		<b>\$1,771.28</b>

# Michael Brophy Consulting Inc.

# INVOICE

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

**DATE:** November 17, 2021  
**INVOICE #** OEB-19-2021  
**FOR:** EB-2018-0278  
LDC Benchmarking

**Bill To:**

Richard Carlson  
Director Energy Policy  
Pollution Probe  
130 Queens Quay East, Suite 902  
Toronto, Ontario  
M5A 0P6

DESCRIPTION	AMOUNT
Consulting - OEB EB-2018-0278 LDC Benchmarking	1,567.50
Detailed timesheet for Michael Brophy attached	
Total: 4.75 hours @ \$330 per hour	
HST (HST #: 75225 9333 RT0001)	203.78
<b>TOTAL</b>	<b>\$ 1,771.28</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-2018-0278 Activity and Program-based Benchmarking (APB) Initiative  
M. Brophy

Date	Hours	Description
5/12/2021	1.50	Review PEG Report
5/13/2021	3.25	Prep and Attend Stakeholder Session
total	4.75	