

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

January 10, 2022

**Re: EB-2021-0106 Updating the CDM Guidelines for Electricity Distributors
Pollution Probe Cost Claim**

Dear Ms. Long:

In accordance with OEB direction, please find attached Pollution Probe's Cost Claim related to the above-noted consultation.

Please contact the undersigned should you have any questions.

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

cc: Michael Parkes OEB Case Manager (via email)
Michael Millar, OEB Counsel (via email)
Rate-regulated electricity distributors (via email)
Richard Carlson, Pollution Probe (via email)

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- | 2021-0106 | Process: | 2021 CDM Guidelines |
| Party: | Pollution Probe | Affiant's Name: | Michael Brophy |
| HST Number: | 108092701 RT0001 | HST Rate Ontario: | 13.00% |
| | 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

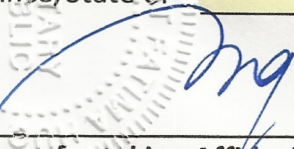
I, Michael Brophy, of the City/Town of Toronto
in the Province/State of Ontario, swear or affirm that:

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 7, 2022,
(date)



Commissioner for taking Affidavits

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



File # EB- 2021-0106 Process: 2021 CDM Guidelines

Party: Pollution Probe

Summary of Fees and Disbursements Being Claimed

| | | |
|-----------------------------|-----------|-----------------|
| Legal/consultant/other fees | \$ | 3,135.00 |
| Disbursements | \$ | - |
| HST | \$ | 407.55 |
| Total Cost Claim | \$ | 3,542.55 |

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

Ontario Energy Board

COST CLAIM FOR HEARINGS



Detail of Fees and Disbursements Being Claimed

| | |
|--------------------------------------|---|
| File # EB- <u>2021-0106</u> | Process: <u>2021 CDM Guidelines</u> |
| Party: <u>Pollution Probe</u> | Service Provider Name: <u>Michael Brophy</u> |

| | | |
|--|---------------------------|---|
| SERVICE PROVIDER TYPE (check one) | Year Called to Bar | Completed Years Practising/Years of Relevant Experience |
| Legal Counsel <input type="checkbox"/> | <input type="text"/> | <input type="text" value="27"/> |
| Articling Student/Paralegal <input type="checkbox"/> | <input type="text"/> | |
| Consultant <input checked="" type="checkbox"/> | | Hourly Rate: <input type="text" value="\$330"/> |
| Analyst <input type="checkbox"/> | | |
| For Consultant/Analyst: <input type="checkbox"/> / attached | | HST Rate Charged (enter %): <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 |
| Pre-hearing Conference | | | | | |
| Preparation | | \$ 330.00 | \$ - | \$ - | \$ - |
| Attendance | | \$ 330.00 | \$ - | \$ - | \$ - |
| Technical Conference | | | | | |
| Preparation | | \$ 330.00 | \$ - | \$ - | \$ - |
| Attendance | | \$ 330.00 | \$ - | \$ - | \$ - |
| Interrogatories | | | | | |
| Preparation | | \$ 330.00 | \$ - | \$ - | \$ - |
| Responses | | \$ 330.00 | \$ - | \$ - | \$ - |
| Issues Conference | | | | | |
| Preparation | | \$ 330.00 | \$ - | \$ - | \$ - |
| Attendance | | \$ 330.00 | \$ - | \$ - | \$ - |
| ADR - Settlement Conference | | | | | |
| Preparation | | \$ 330.00 | \$ - | \$ - | \$ - |
| Attendance | | \$ 330.00 | \$ - | \$ - | \$ - |
| Proposal Preparation | | \$ 330.00 | \$ - | \$ - | \$ - |
| Argument | | | | | |
| Preparation | 9.50 | \$ 330.00 | \$ 3,135.00 | \$ 407.55 | \$ 3,542.55 |
| Oral Hearing | | | | | |
| Preparation | | \$ 330.00 | \$ - | \$ - | \$ - |
| Attendance | | \$ 330.00 | \$ - | \$ - | \$ - |
| Other Conferences | | | | | |
| Preparation | | \$ 330.00 | \$ - | \$ - | \$ - |
| Attendance | | \$ 330.00 | \$ - | \$ - | \$ - |
| Case Management | | | \$ - | \$ - | \$ - |
| TOTAL SERVICE PROVIDER FEES | | | \$ 3,135.00 | \$ 407.55 | \$ 3,542.55 |

Michael Brophy Consulting Inc.

INVOICE

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

DATE: January 6, 2022
INVOICE # OEB-01-2022
FOR: EB-2021-0106
2021 CDM Guidelines

Bill To:
Richard Carlson
Director Energy Policy
Polution Probe
130 Queens Quay East, Suite 902
Toronto, Ontario
M5A 0P6

| DESCRIPTION | AMOUNT |
|---|--------------------|
| Consulting - OEB EB-2021-0106 2021 CDM Guidelines | 3,135.00 |
| Detailed timesheet for Michael Brophy attached | |
| Total: 9.5 hours @ \$330 per hour | |
| HST (HST #: 75225 9333 RT0001) | 407.55 |
| TOTAL | \$ 3,542.55 |

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-2021-0106 Draft CDM Guidelines

M. Brophy

| Date | Hours | Description |
|-----------|-------|--|
| 9/5/2021 | 5.00 | Review OEB Staff Discussion Paper, related materials and draft comments |
| 9/10/2021 | 3.00 | Update draft and correspondence/discussion with Richard Carlson and other stakeholder partners |
| 9/12/2021 | 1.50 | Finalise submission, include stakeholder comments and file |
| total | 9.50 | |