



PUBLIC INTEREST ADVOCACY CENTRE  
LE CENTRE POUR LA DÉFENSE DE L'INTÉRÊT PUBLIC

July 21, 2022

VIA OEB RESS  
PIAC File # 6927

Nancy Marconi  
Registrar  
Ontario Energy Board  
2300 Yonge Street  
Toronto, ON  
M4P 1E4

Dear Ms. Marconi:

Re: EB 2021-0016 E.L.K. Energy Inc.  
Cost Claim of Vulnerable Energy Consumers Coalition (VECC)

On behalf of the Vulnerable Energy Consumers Coalition (VECC) we have enclosed their cost claim with respect to the above-noted proceeding.

We have also directed a copy to the Applicant via email.

Thank you.

Donna Brady  
Office Administrator

cc: E.L.K. — Cheryl Tratechaud — [ctratechaud@elkenenergy.com](mailto:ctratechaud@elkenenergy.com)

**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.

<b>File #</b> EB- <u>EB-2021-0016</u>	<b>Process:</b> <u>E.L.K. Energy Inc.</u>
<b>Party:</b> <u>Vulnerable Energy Consumers Coalition</u>	<b>Affiant's Name:</b> <u>Donna Brady</u>
<b>HST Number:</b> <u>13059 2405 RT 0001</u>	<b>HST Rate Ontario:</b> <u>3.94%</u>
Full Registrant <input type="checkbox"/>	Qualifying Non-Profit <input checked="" type="checkbox"/>
Unregistered <input type="checkbox"/>	Tax Exempt <input type="checkbox"/>
Other <input type="checkbox"/>	

**Affidavit**

I, Donna Brady, of the City/Town of Ottawa  
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 Ottawa  
in the Province/State of Ontario, on July 21, 2022,  
(date)

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

**Ontario Energy Board**  
**COST CLAIM FOR HEARINGS**



**Affidavit and Summary of Fees and Disbursements**

File # EB- EB-2021-0016

Process: E.L.K. Energy Inc.

Party: Vulnerable Energy Consumers Coalition

**Summary of Fees and Disbursements Being Claimed**

Legal/consultant/other fees	\$	19,965.00
Disbursements		
HST	\$	786.62
<b>Total Cost Claim</b>	<b>\$</b>	<b>20,751.62</b>

**Payment Information**

Make cheque payable to: Public Interest Advocacy Centre

Send payment to this address: 2-285 McLeod Street  
Ottawa, ON  
K2P 1A1

# Ontario Energy Board

## COST CLAIM FOR HEARINGS



### Detail of Fees and Disbursements Being Claimed

File # EB- EB-2021-0016

Process: E.L.K. Energy Inc.

Party: Vulnerable Energy Consumers Coalition

Service Provider Name: William Harper

<p><b>SERVICE PROVIDER TYPE</b> (check one)</p> <p>Legal Counsel <input type="checkbox"/></p> <p>Articling Student/Paralegal <input type="checkbox"/></p> <p>Consultant <input checked="" type="checkbox"/></p> <p>Analyst <input type="checkbox"/></p> <p>For Consultant/Analyst: <input type="checkbox"/> CV attached  <input checked="" type="checkbox"/> CV provided within previous 24 months</p>	<p>Year Called to Bar</p> <div style="border: 1px solid black; width: 100px; height: 20px; margin: 5px;"></div>	<p>Completed Years Practising/Years of Relevant Experience</p> <div style="border: 1px solid black; width: 150px; text-align: center; margin: 5px;">38</div>	<p>Hourly Rate: <div style="border: 1px solid black; width: 100px; text-align: center; margin: 5px;">\$330</div></p> <p>HST Rate Charged (enter %): <div style="border: 1px solid black; width: 100px; text-align: center; margin: 5px;">3.9%</div></p>
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#### Statement of Fees Being Claimed

	Hours	Hourly Rate	Subtotal	HST	Total
<b>Pre-hearing Conference</b>					
Preparation	1.0	\$ 330.00	\$ 330.00	\$ 13.00	\$ 343.00
Attendance		\$ 330.00	\$ -	\$ -	\$ -
<b>Technical Conference</b>					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
<b>Interrogatories</b>					
Preparation	2.25 <del>2.3</del>	\$ 330.00	\$ 742.50	\$ 29.25	\$ 771.75
Responses	0.5	\$ 330.00	\$ 165.00	\$ 6.50	\$ 171.50
<b>Issues Conference</b>					
Preparation	0.25 <del>0.3</del>	\$ 330.00	\$ 82.50	\$ 3.25	\$ 85.75
Attendance		\$ 330.00	\$ -	\$ -	\$ -
<b>ADR - Settlement Conference</b>					
Preparation	3.5	\$ 330.00	\$ 1,155.00	\$ 45.51	\$ 1,200.51
Attendance	10.0	\$ 330.00	\$ 3,300.00	\$ 130.02	\$ 3,430.02
Proposal Preparation	3.75 <del>3.8</del>	\$ 330.00	\$ 1,237.50	\$ 48.76	\$ 1,286.26
<b>Argument</b>					
Preparation	0.25 <del>0.3</del>	\$ 330.00	\$ 82.50	\$ 3.25	\$ 85.75
<b>Oral Hearing</b>					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
<b>Other Conferences</b>					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
<b>Case Management</b>		\$ 170.00	\$ -	\$ -	\$ -
<b>TOTAL SERVICE PROVIDER FEES</b>			\$ 7,095.00	\$ 279.54	\$ 7,374.54

<b><u>COST CLAIM DETAILS:</u></b>			<b><u>ONTARIO ENERGY BOARD</u></b>		
<b>NAME:</b>	BILL HARPER		<b>HOURLY RATE:</b>	\$330	
<b>SERVICE:</b>	CONSULTANT		<b>YEARS EXPERIENCE:</b>	40	
<b>FILE #:</b>	EB-2021-0016		<b>PROCESS:</b>	ELK ENERGY INC. 2022 COS	
	<b><u>DATE</u></b>	<b><u>HOURS</u></b>	<b><u>DETAILS</u></b>	<b><u>HOURLY RATE</u></b>	<b><u>SUB TOTAL</u></b>
<b>REVIEW APPLICATION &amp; EVIDENCE</b>					
- Review Appl. & Evid	25/03/2022	1.00	Review Appl	\$330.00	\$330.00
<b>DISCOVERY</b>					
- Preparation of Interr.	25/03/2022	2.25	Draft IRs	\$330.00	\$742.50
				\$330.00	\$0.00
- Review Interr. Resp.	02/05/2022	0.50	Review IRR	\$330.00	\$165.00
<b>ISSUES LIST</b>					
- Preparation	25/03/2022	0.25	Comments re Staff Draft	\$330.00	\$82.50
<b>SETTLEMENT CONFERENCE/ADR</b>					
- Preparaton	02/05/2022	2.00	Prep for ADR	\$330.00	\$660.00
	03/05/2022	1.50	Prep for ADR/Clarif Quest	\$330.00	\$495.00
- Attendance	11/05/2022	4.00	Attend/Split with MG	\$330.00	\$1,320.00
	12/05/2022	3.00	Attend/Split with MG	\$330.00	\$990.00
	13/05/2022	3.00	Attend/Split with MG	\$330.00	\$990.00
- Prep. Of Settl Prop.	31/05/2022	1.50	Review Draft #1	\$330.00	\$495.00
	07/06/2022	1.50	Review Draft #2	\$330.00	\$495.00
	09/06/2022	0.75	Review Draft #3	\$330.00	\$247.50
<b>DECISION</b>					
- Review	30/06/2022	0.25	Review Decision	\$330.00	\$82.50
<b>SUB-TOTAL</b>		<b>21.50</b>			<b>\$7,095.00</b>
<b>HST (13%)</b>					<b>\$922.35</b>
<b>TOTAL</b>					<b>\$8,017.35</b>

**WILLIAM O. HARPER**

**107 BAKER AVE, RICHMOND HILL  
ONTARIO L4C 1X5**

**TELEPHONE: 905-883-1727**

**Email: bharper.consultant@bell.net**

July 18, 2022

Statement of Costs for:

Vulnerable Energy Consumers Coalition  
c/o Public Interest Advocacy Centre  
200-285 McLeod Street  
Ottawa, Ontario  
KP2 1A1

Attn: Donna Brady

Statement No. 2022013

For Professional Services rendered re: VECC's participation in EB-2021-0016  
(ELK Energy's 2022 COS Application)

Services (see attached)	\$	7,095.00
HST (13%)	\$	922.35
<b>TOTAL</b>	<b>\$</b>	<b>8,017.35</b>

**PAYABLE TO: WILLIAM HARPER**

HST/GST Registration #81998 6902 RT00001



# Ontario Energy Board

## COST CLAIM FOR HEARINGS



### Detail of Fees and Disbursements Being Claimed

File # EB- EB-2021-0016

Process: E.L.K. Energy Inc.

Party: Vulnerable Energy Consumers Coalition

Service Provider Name: Mark Garner

**SERVICE PROVIDER TYPE** (check one)

- ☐ Legal Counsel  
☐ Articling Student/Paralegal  
☒ Consultant  
☐ Analyst

Year Called to  
Bar

Completed Years  
Practising/Years of Relevant  
Experience

Hourly Rate:

For Consultant/Analyst: ☐ CV attached

HST Rate Charged (enter %):

☒ CV 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		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
<b>Interrogatories</b>					
Preparation	<del>18.5</del> 18.8	\$ 330.00	\$ 6,187.50	\$ 243.79	\$ 6,431.29
Responses	3.5	\$ 330.00	\$ 1,155.00	\$ 45.51	\$ 1,200.51
<b>Issues Conference</b>					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
<b>ADR - Settlement Conference</b>					
Preparation	<del>4.25</del> 4.3	\$ 330.00	\$ 1,402.50	\$ 55.26	\$ 1,457.76
Attendance	10.0	\$ 330.00	\$ 3,300.00	\$ 130.02	\$ 3,430.02
Proposal Preparation		\$ 330.00	\$ -	\$ -	\$ -
<b>Argument</b>					
Preparation	2.5	\$ 330.00	\$ 825.00	\$ 32.51	\$ 857.51
<b>Oral Hearing</b>					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
<b>Other Conferences</b>					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
<b>Case Management</b>		\$ 170.00	\$ -	\$ -	\$ -
<b>TOTAL SERVICE PROVIDER FEES</b>			\$ 12,870.00	\$ 507.08	\$ 13,377.08

INVOICE #	ELK0016						Mark C Garner
Date	July 9, 2022						647 Broadway
Client:	PIAC-VECC						Toronto, On
File:	ELK ENERGY INC	EB-2021-0016					M4G 2S8
Period covering:	April 29, 2022	- June 30, 2022					
Billable Hours	39.00	@	Rate	\$330.00	HRs	\$12,870.00	
Disbursements	N/A						n/a
Detail							
HST No.		@	Rate	13%	HST	\$1,673.10	
No. 87831 4327 RT001							
Total							\$14,543.10

TERM: Payable upon receipt of payment from the client net of service charges  
Please make amounts payable to Mark C.  
Garner.

#### Detailed Docket EB-2021-0016

#### ELK 2022 Rates

April 29, 2021	0.75	IRP	Pre-Application meeting 2:30-4pm/2 (No charge for prior & subsequent e-meetings with ELK/Staff on filing over 2021 ~ 3hrs)
March 11, 2022	0.50	IRP	Application review and intervention
April 5, 2022	5.25	IRP	Review Application/notes/interrogatories
April 6, 2022	6.75	IRP	Review Application/notes/interrogatories
April 7, 2022	5.50	IRP	Review Application/notes/interrogatories
May 9, 2022	3.50	IRR	Review IR responses
May 10, 2022	4.25	ADP	Review IR Responses - Finalize ADR Notes
May 11, 2022	4.00	ADA	ADR Day 1 9:30-5:50 pm = 8hr 20min/50% with BH
May 12, 2022	3.00	ADA	ADR Day 2 10am-11/11:30-12:45/ 1:30-5:15 Half time shared with BH
May 13, 2022	3.00	ADA	ADR Day 3: 11:30-5:30 = 6hrs 2 share with BH
June 7, 2022	1.25	ARG	Settlement Review
June 10, 2022	0.75	ARG	Penultimate Review - sign off
June 17, 2022	0.25	ARG	Review Staff Submission
June 30, 2022	0.25	ARG	Review Board Decision - Report
<b>TOTAL</b>	<b>39.00</b>		