



September 9, 2024

VIA RESS

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

Dear Ms. Marconi,

Re: Generic Proceeding – Cost of Capital and Other Matters
Board File No.: EB-2024-0063

We are counsel to Three Fires Group Inc. (“**TFG**”) and Minogi Corp. (“**MC**”), as joint-intervenors, in the above-noted proceeding (the “**Proceeding**”). Pursuant to Procedural Order No. 3, please find attached the interim cost claims of TFG in the Proceeding.

Submissions. TFG respectfully requests an award of 100% of its eligible costs, given its strategic and principled participation in the Proceeding to date, reflecting the unique interests of Chippewas of Kettle and Stony Point First Nation (“**CKSPFN**”) and its members. TFG submits that this request is supported by the following considerations:

- (i) TFG has participated effectively in the Proceeding, taking a surgical, principled, and coordinated approach to matters related to the rights and concerns of CKSPFN and its member and assisted in contributing to the Board’s better understanding of such concerns and matters;
- (ii) TFG has ensured that its participation in the Proceeding has been focused on material issues and consistent with the scope of its joint intervention, as set out in the joint Notice of Intervention;
- (iii) TFG has coordinated significantly with MC and other Indigenous intervenors to participate cost-effectively in order to limit overlap and efficiently advance issues of mutual interest; and
- (iv) TFG has participated responsibly 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 has maximized the efficient use of resources and the right of otherwise unrepresented and important Indigenous energy stakeholders to be heard in a manner that is consistent with the Board’s mandate and statutory objectives.

TFG respectfully requests a full award of eligible interim costs.

Sincerely,

A handwritten signature in black ink, appearing to read 'Nick Daube', with a stylized, cursive script.

Nicholas Daube

c. Reggie George, TFG

EB-2024-0063 : 1 : Monika Pecnikova

COST CLAIM NUMBER 2342	SUBMISSION DEADLINE DATE September 09, 2024	CLAIM STATUS Approved by Finance
EB# EB-2024-0063: Rates: Policy-Related: Ontario Energy Board	OTHER EB#S	PHASE #* 1
INTERVENOR Pecnikova, Monika; +1 (647) 991-1190 monika@resilientllp.com	INTERVENOR COMPANY* Three Fires Group, Kettle Point: Corporation	INTERVENOR TYPE Full Registrant
HST RATE ONTARIO 13.00	EXCHANGE RATE	COUNTRY
HST NUMBER 712928407 RT0001	LATE SUBMISSION ALLOWED No	EXTENSION DEADLINE DATE

PARTICIPANTS

New	Non-Filing Participant First, Last Name	Filing Participant	Total (\$)	Total Hours	Participant Claim Status
No	,	DeMarco, Lisa (Elisabeth) ; +1 (647) 991-1190 lisa@resilientllp.com	298.32	0.80	Submitted
No	,	Daube, Nicholas; +1 (647) 991-1190 nicholas@resilientllp.com	3,145.92	9.60	Submitted
No	,	Vollmer, Daniel; +()647.993.6338 daniel@resilientllp.com	96.05	0.50	Submitted

ATTACHMENTS

Attachment	Document Type	Import Message
TFG_Cover Letter_Generic Hearing_2024.09.09.pdf	Cover Letter	
TFG EB-2024-0063 Cost Claim 090920241211.pdf		

TOTAL LEGAL/CONSULTANT/OTHER FEES
3,133.00

TOTAL DISBURSEMENTS
0.00

TOTAL HST
407.29

TOTAL CLAIM
3,540.29

TOTAL AMOUNT AWARDED

TOTAL HOURS CLAIMED
10.90

TOTAL HOURS DISALLOWED

REASON FOR
DISALLOWANCE

REASON FOR
DISALLOWANCE - 2

REASON FOR
DISALLOWANCE - 3

MAKE CHEQUE PAYABLE TO
Resilient LLP

SEND PAYMENT TO ADDRESS
119 Baby Point Road
Toronto, ON
M6S 2G7

ATTENTION

SUBMIT SECTION

I am a representative of the Party. I have examined all of the documentation in support of this cost claim. The costs incurred and time spent are directly related to the Party's participation in the OEB Process referred to above.

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 section 6.05 and 6.09 of the OEB's Practice Direction on Cost Awards.

The information (fees and disbursements) filed in this cost claim is complete and accurate and in accordance with the OEB's Practice Direction for Cost Awards and Appendix A, the Cost Awards Tariff.

SUBMITTED BY
Daniel Vollmer

DATE SUBMITTED
September 09, 2024

CASE EB-2024-0063: Rates: Policy-Related: Ontario Energy Board	COST CLAIM EB-2024-0063 : 1 : Monika Pecnikova	INTERVENOR NAME Pecnikova, Monika; +1 (647) 991-1190 monika@resilientllp.com	PARTICIPANT CLAIM STATUS Submitted
FILING PARTICIPANT DeMarco, Lisa (Elisabeth) ; +1 (647) 991-1190 lisa@resilientllp.com	NEW PARTICIPANT No	NON-FILING PARTICIPANT F. NAME	NON-FILING PARTICIPANT L. NAME
SERVICE PROVIDER TYPE* Legal Counsel	YEAR CALLED TO BAR* 1997	COMPLETED YEARS PRACTICING/YEARS OF RELEVANT EXPERIENCE* 26	HOURLY RATE 330
HST RATE CHARGED* 13.00	CV STATUS (FOR CONSULTANT/ANALYST) CV Provided within Previous 24 Months	LAST CV DATE April 29, 2024	OVERRIDE HOURLY RATE No
HST NUMBER 712928407 RT0001	HEARINGS Yes	CONSULTATIONS No	DISBURSEMENTS No

HEARINGS

Hearings Hours	Hearings Subtotal (\$)	Hearings Total Tax (\$)	Hearings Total (\$)			
0.80	264.00	34.32	298.32			
<u>Name</u>	<u>Hours</u>	<u>Hourly Rate</u>	<u>Sub Total</u>	<u>HST Rate</u>	<u>HST</u>	<u>Total</u>
DISCOVERY						
Read and Research Application and Evidence		330		13.00		
Preparation of Interrogatories		330		13.00		
Review Interrogatory Responses		330		13.00		
Technical Conference Preparation		330		13.00		
Technical Conference Attendance		330		13.00		
Technical Conference Follow-up		330		13.00		
Subtotal of DISCOVERY	0.00		0.00		0.00	0.00
PROCEDURAL						
Preparation of Issues List Submission		330		13.00		
Attendance at Issues List Conference		330		13.00		
Preparation for a Confidentiality Request		330		13.00		
Prepare Submissions on Confidentiality		330		13.00		
Preparation of Motion(s) Materials		330		13.00		
Prepare Submissions on the Motion(s)		330		13.00		
Attendance at Hearing on Motion(s)		330		13.00		
Review Procedural Documents		330		13.00		

<u>Name</u>	<u>Hours</u>	<u>Hourly Rate</u>	<u>Sub Total</u>	<u>HST Rate</u>	<u>HST</u>	<u>Total</u>
Subtotal of PROCEDURAL	0.00		0.00		0.00	0.00
INTERVENOR EVIDENCE						
Preparation of Intervenor Evidence		330		13.00		
Interrogatory Responses		330		13.00		
Preparation of Witness(es) for Attendance at Hearing		330		13.00		
Subtotal of INTERVENOR EVIDENCE	0.00		0.00		0.00	0.00
SETTLEMENT CONFERENCE						
Preparation for Settlement Conference		330		13.00		
Attendance at Settlement Conference		330		13.00		
Preparation of Settlement Proposal		330		13.00		
Attendance at Presentation to Panel		330		13.00		
Subtotal of SETTLEMENT CONFERENCE	0.00		0.00		0.00	0.00
WRITTEN ARGUMENT						
Written Submissions		330		13.00		
Subtotal of WRITTEN ARGUMENT	0.00		0.00		0.00	0.00
ORAL ARGUMENT						
Preparation for Oral Hearing	0.80	330	264.00	13.00	34.32	298.32
Attendance at Oral Hearing		330		13.00		
Oral Submissions		330		13.00		
Attendance at Oral Submissions		330		13.00		
Subtotal of ORAL ARGUMENT	0.80		264.00		34.32	298.32
DECISION						
Review Decision		330		13.00		
Review Rate/Accounting Order		330		13.00		
Prepare Submission on Rate Order		330		13.00		
Subtotal of DECISION	0.00		0.00		0.00	0.00
OTHER						
Other Attendance (e.g., Intervenor Conferences)		330		13.00		
Subtotal of OTHER	0.00		0.00		0.00	0.00
TOTAL SERVICE PROVIDER FEES						
Total Service Provider Fees	0.80		264.00		34.32	298.32

Attachments

<u>Attachment</u>	<u>Document Type</u>	<u>Import Message</u>
EB-2024-0063_CostClaim_TFG_TimeSheets _ Lisa DeMarco.pdf	Time Docket	

Hearings, Consultations, Disbursements Attachments

<u>Attachment</u>	<u>Document Type</u>	<u>Claim Type</u>	<u>Import Message</u>
EB-2024-0063_CostClaim_TFG_TimeSheet s_ Lisa DeMarco.pdf	Time Docket	Hearings	

EB-2024-0063 _Cost Claim _TFG _Time Sheets _Lisa DeMarco							
Type	Date	Hours	Description	Rate (\$)	Billable (\$)	User	Bill#
TimeEntry	08/06/2024	0.4	OHP - Attend on call with client, D. Richardson, and N. Daube re next steps and approach for proceeding;	\$ 330.00	\$ 132.00	Lisa DeMarco	24144
TimeEntry	08/15/2024	0.2	OHP - Review and revise letter to Ontario Energy Board regarding appearance at presentation day in response to recent letter from the Board;	\$ 330.00	\$ 66.00	Lisa DeMarco	24144
TimeEntry	09/03/2024	0.2	OHP - Attend on call with clients regarding upcoming presentation day and general status of next steps in proceeding;	\$ 330.00	\$ 66.00	Lisa DeMarco	24144
Total		0.8			\$ 264.00		

CASE EB-2024-0063: Rates: Policy-Related: Ontario Energy Board	COST CLAIM EB-2024-0063 : 1 : Monika Pecnikova	INTERVENOR NAME Pecnikova, Monika; +1 (647) 991-1190 monika@resilientllp.com	PARTICIPANT CLAIM STATUS Submitted
FILING PARTICIPANT Daube, Nicholas; +1 (647) 991-1190 nicholas@resilientllp.com	NEW PARTICIPANT No	NON-FILING PARTICIPANT F. NAME	NON-FILING PARTICIPANT L. NAME
SERVICE PROVIDER TYPE* Legal Counsel	YEAR CALLED TO BAR* 2007	COMPLETED YEARS PRACTICING/YEARS OF RELEVANT EXPERIENCE* 17	HOURLY RATE 290
HST RATE CHARGED* 13.00	CV STATUS (FOR CONSULTANT/ANALYST) CV Provided within Previous 24 Months	LAST CV DATE July 31, 2024	OVERRIDE HOURLY RATE No
HST NUMBER 712928407 RT0001	HEARINGS Yes	CONSULTATIONS No	DISBURSEMENTS No

HEARINGS

Hearings Hours	Hearings Subtotal (\$)	Hearings Total Tax (\$)	Hearings Total (\$)
9.60	2,784.00	361.92	3,145.92

Name	Hours	Hourly Rate	Sub Total	HST Rate	HST	Total
DISCOVERY						
Read and Research Application and Evidence	0.20	290	58.00	13.00	7.54	65.54
Preparation of Interrogatories	5.00	290	1,450.00	13.00	188.50	1,638.50
Review Interrogatory Responses		290		13.00		
Technical Conference Preparation		290		13.00		
Technical Conference Attendance		290		13.00		
Technical Conference Follow-up		290		13.00		
Subtotal of DISCOVERY	5.20		1,508.00		196.04	1,704.04
PROCEDURAL						
Preparation of Issues List Submission		290		13.00		
Attendance at Issues List Conference		290		13.00		
Preparation for a Confidentiality Request		290		13.00		
Prepare Submissions on Confidentiality		290		13.00		
Preparation of Motion(s) Materials		290		13.00		
Prepare Submissions on the Motion(s)		290		13.00		
Attendance at Hearing on Motion(s)		290		13.00		
Review Procedural Documents		290		13.00		

<u>Name</u>	<u>Hours</u>	<u>Hourly Rate</u>	<u>Sub Total</u>	<u>HST Rate</u>	<u>HST</u>	<u>Total</u>
Subtotal of PROCEDURAL	0.00		0.00		0.00	0.00
INTERVENOR EVIDENCE						
Preparation of Intervenor Evidence		290		13.00		
Interrogatory Responses		290		13.00		
Preparation of Witness(es) for Attendance at Hearing		290		13.00		
Subtotal of INTERVENOR EVIDENCE	0.00		0.00		0.00	0.00
SETTLEMENT CONFERENCE						
Preparation for Settlement Conference		290		13.00		
Attendance at Settlement Conference		290		13.00		
Preparation of Settlement Proposal		290		13.00		
Attendance at Presentation to Panel		290		13.00		
Subtotal of SETTLEMENT CONFERENCE	0.00		0.00		0.00	0.00
WRITTEN ARGUMENT						
Written Submissions		290		13.00		
Subtotal of WRITTEN ARGUMENT	0.00		0.00		0.00	0.00
ORAL ARGUMENT						
Preparation for Oral Hearing	2.40	290	696.00	13.00	90.48	786.48
Attendance at Oral Hearing	2.00	290	580.00	13.00	75.40	655.40
Oral Submissions		290		13.00		
Attendance at Oral Submissions		290		13.00		
Subtotal of ORAL ARGUMENT	4.40		1,276.00		165.88	1,441.88
DECISION						
Review Decision		290		13.00		
Review Rate/Accounting Order		290		13.00		
Prepare Submission on Rate Order		290		13.00		
Subtotal of DECISION	0.00		0.00		0.00	0.00
OTHER						
Other Attendance (e.g., Intervenor Conferences)		290		13.00		
Subtotal of OTHER	0.00		0.00		0.00	0.00
TOTAL SERVICE PROVIDER FEES						
Total Service Provider Fees	9.60		2,784.00		361.92	3,145.92

Attachments

<u>Attachment</u>	<u>Document Type</u>	<u>Import Message</u>
EB-2024-0063_CostClaim_TFG_TimeSheets _ Nicholas Daube.pdf	Time Docket	

Hearings, Consultations, Disbursements Attachments

<u>Attachment</u>	<u>Document Type</u>	<u>Claim Type</u>	<u>Import Message</u>
EB-2024-0063_CostClaim_TFG_TimeSheet s_ Nicholas Daube.pdf	Time Docket	Hearings	

EB-2024-0063_Cost Claim_TFG_Time Sheet_Nicholas Daube							
Type	Date	Hours	Description	Rate (\$)	Billable (\$)	User	Bill#
TimeEntry	07/31/2024	2.1	IRP - Reviewing expert reports for purposes of preparation of interrogatories and associated coordination with counsel for Caldwell First Nation;	\$ 290.00	\$ 609.00	N. Daube	24144
TimeEntry	08/01/2024	2.3	IRP - Reviewing expert reports, preparing interrogatories, and associated coordination with counsel for Caldwell First Nation;	\$ 290.00	\$ 667.00	N. Daube	24144
TimeEntry	08/02/2024	0.2	IRP - Finalizing interrogatories;	\$ 290.00	\$ 58.00	N. Daube	24144
TimeEntry	08/06/2024	0.4	IRP - Participating in call with client, D Richardson, and L DeMarco regarding next steps and approach for	\$ 290.00	\$ 116.00	N. Daube	24144
TimeEntry	08/07/2024	0.2	Review procedural documents - Reviewing procedural order 3 and updating clients regarding clarifications contained in same, along with updated recommendations	\$ 290.00	\$ 58.00	N. Daube	24144
TimeEntry	08/09/2024	0.6	OHP - Drafting materials for use on presentation day and for purposes of final argument on issues relating to First Nations incentives and barriers to investment;	\$ 290.00	\$ 203.00	N. Daube	24144
TimeEntry	08/12/2024	0.2	OHP - Contacting OEB with questions regarding presentation day;	\$ 290.00	\$ 29.00	N. Daube	24144
TimeEntry	08/15/2024	0.3	OHP - Drafting letter to Ontario Energy Board regarding appearance at presentation day in response to recent letter from the Board;	\$ 290.00	\$ 87.00	N. Daube	24144
TimeEntry	09/03/2024	0.2	OHP - Participating in call with clients regarding upcoming presentation day and general status of next steps in proceeding;	\$ 290.00	\$ 87.00	N. Daube	24144
TimeEntry	09/05/2024	2	Attendance at Presentation to Panel - Attending presentation day for expert presentations;	\$ 290.00	\$ 551.00	N. Daube	24144
TimeEntry	09/05/2024	1.1	OHP - Drafting summary of expert evidence for circulation to and discussion with clients in preparation for upcoming hearing;	\$ 290.00	\$ 319.00	N. Daube	24144
Total		9.6			\$ 2,784.00		

CASE EB-2024-0063: Rates: Policy-Related: Ontario Energy Board	COST CLAIM EB-2024-0063 : 1 : Monika Pecnikova	INTERVENOR NAME Pecnikova, Monika; +1 (647) 991-1190 monika@resilientllp.com	PARTICIPANT CLAIM STATUS Submitted
FILING PARTICIPANT Vollmer, Daniel; +(647.993.6338 daniel@resilientllp.com	NEW PARTICIPANT No	NON-FILING PARTICIPANT F. NAME	NON-FILING PARTICIPANT L. NAME
SERVICE PROVIDER TYPE* Legal Counsel	YEAR CALLED TO BAR* 2020	COMPLETED YEARS PRACTICING/YEARS OF RELEVANT EXPERIENCE* 3	HOURLY RATE 170
HST RATE CHARGED* 13.00	CV STATUS (FOR CONSULTANT/ANALYST) CV Provided within Previous 24 Months	LAST CV DATE March 21, 2024	OVERRIDE HOURLY RATE No
HST NUMBER 712928407 RT0001	HEARINGS Yes	CONSULTATIONS No	DISBURSEMENTS No

HEARINGS

Hearings Hours	Hearings Subtotal (\$)	Hearings Total Tax (\$)	Hearings Total (\$)			
0.50	85.00	11.05	96.05			
<u>Name</u>	<u>Hours</u>	<u>Hourly Rate</u>	<u>Sub Total</u>	<u>HST Rate</u>	<u>HST</u>	<u>Total</u>
DISCOVERY						
Read and Research Application and Evidence		170		13.00		
Preparation of Interrogatories		170		13.00		
Review Interrogatory Responses		170		13.00		
Technical Conference Preparation		170		13.00		
Technical Conference Attendance		170		13.00		
Technical Conference Follow-up		170		13.00		
Subtotal of DISCOVERY	0.00		0.00		0.00	0.00
PROCEDURAL						
Preparation of Issues List Submission		170		13.00		
Attendance at Issues List Conference		170		13.00		
Preparation for a Confidentiality Request		170		13.00		
Prepare Submissions on Confidentiality		170		13.00		
Preparation of Motion(s) Materials		170		13.00		
Prepare Submissions on the Motion(s)		170		13.00		
Attendance at Hearing on Motion(s)		170		13.00		
Review Procedural Documents		170		13.00		

<u>Name</u>	<u>Hours</u>	<u>Hourly Rate</u>	<u>Sub Total</u>	<u>HST Rate</u>	<u>HST</u>	<u>Total</u>
Subtotal of PROCEDURAL	0.00		0.00		0.00	0.00
INTERVENOR EVIDENCE						
Preparation of Intervenor Evidence		170		13.00		
Interrogatory Responses		170		13.00		
Preparation of Witness(es) for Attendance at Hearing		170		13.00		
Subtotal of INTERVENOR EVIDENCE	0.00		0.00		0.00	0.00
SETTLEMENT CONFERENCE						
Preparation for Settlement Conference		170		13.00		
Attendance at Settlement Conference		170		13.00		
Preparation of Settlement Proposal		170		13.00		
Attendance at Presentation to Panel		170		13.00		
Subtotal of SETTLEMENT CONFERENCE	0.00		0.00		0.00	0.00
WRITTEN ARGUMENT						
Written Submissions		170		13.00		
Subtotal of WRITTEN ARGUMENT	0.00		0.00		0.00	0.00
ORAL ARGUMENT						
Preparation for Oral Hearing	0.50	170	85.00	13.00	11.05	96.05
Attendance at Oral Hearing		170		13.00		
Oral Submissions		170		13.00		
Attendance at Oral Submissions		170		13.00		
Subtotal of ORAL ARGUMENT	0.50		85.00		11.05	96.05
DECISION						
Review Decision		170		13.00		
Review Rate/Accounting Order		170		13.00		
Prepare Submission on Rate Order		170		13.00		
Subtotal of DECISION	0.00		0.00		0.00	0.00
OTHER						
Other Attendance (e.g., Intervenor Conferences)		170		13.00		
Subtotal of OTHER	0.00		0.00		0.00	0.00
TOTAL SERVICE PROVIDER FEES						
Total Service Provider Fees	0.50		85.00		11.05	96.05

Attachments

<u>Attachment</u>	<u>Document Type</u>	<u>Import Message</u>
EB-2024-0063_CostClaim_TFG_TimeSheets _DanielVollmer.pdf	Time Docket	

Hearings, Consultations, Disbursements Attachments

<u>Attachment</u>	<u>Document Type</u>	<u>Claim Type</u>	<u>Import Message</u>
EB-2024-0063_CostClaim_TFG_TimeSheet s_DanielVollmer.pdf	Time Docket	Hearings	

EB-2024-0063 _Cost Claim_ TFG _Time Sheets_ Daniel Vollmer							
Type	Date	Hours	Description	Rate (\$)	Billable (\$)	User	Bill#
TimeEntry	08/16/2024	0.3	OHP - Assist N. Daube re Presentation Day;	\$170.00	\$ 51.00	Daniel Vollmer	24144
TimeEntry	09/03/2024	0.2	OHP - Call with client re Presentation Day and hearing strategy;	\$170.00	\$ 34.00	Daniel Vollmer	24144
Total		0.5			\$ 85.00		