

Vincent J. DeRose
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vderose@blg.com

Borden Ladner Gervais LLP
World Exchange Plaza
100 Queen St, Suite 1100
Ottawa, ON, Canada K1P 1J9
T 613.237.5160
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By email

July 16, 2012

Kirsten Walli
Board Secretary
Ontario Energy Board
2300 Yonge Street
27th floor
Toronto, ON M4P 1E4

Dear Ms. Walli,

Union Gas Limited ("Union")
2012-2014 Demand Side Management ("DSM") Plan
Board File No.: EB-2011-0327
Our File No.: 339583-000119

Please find attached a Motion Record submitted on behalf of Canadian Manufacturers & Exporters ("CME").

Should you have any questions with respect to this letter and its contents, please contact the undersigned.

Yours very truly,

A handwritten signature in blue ink that reads 'V. DeRose per sc'. The signature is written in a cursive, flowing style.

Vincent J. DeRose

\slc
enclosure

c. Marian Redford (Union)
Josh Wasylyk (OEB)
Paul Clipsham (CME)

OTT01\5127183\vl

ONTARIO ENERGY BOARD

IN THE MATTER OF the *Ontario Energy Board Act, 1998*, S.O. 1998, c. 15, Schedule B;

AND IN THE MATTER OF an Application by Union Gas Limited pursuant to Section 36(1) of the *Ontario Energy Board Act, 1998*, for an order or orders approving the 2012 to 2014 Demand Side Management Plan.

**MOTION RECORD OF
CANADIAN MANUFACTURERS & EXPORTERS ("CME")
July 16, 2012**

BORDEN LADNER GERVAIS LLP

Barristers & Solicitors
100 Queen Street
Suite 1100
Ottawa, ON K1P 1J9

Vincent J. DeRose
Tel (613) 237-5160
Fax (613) 230-8842
Counsel for CME

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ONTARIO ENERGY BOARD

IN THE MATTER OF the *Ontario Energy Board Act, 1998*, S.O. 1998, c. 15, Schedule B;

AND IN THE MATTER OF an Application by Union Gas Limited pursuant to Section 36(1) of the *Ontario Energy Board Act, 1998*, for an order or orders approving the 2012 to 2014 Demand Side Management Plan.

NOTICE OF MOTION

Canadian Manufacturers & Exporters ("CME") will make a motion to the Ontario Energy Board (the "Board") on a date and time to be fixed by the Board, and to be heard at the Board's offices at 2300 Yonge Street, Suite 2700, Toronto, Ontario, M4P 1E4.

PROPOSED METHOD OF HEARING:

CME proposes that the motion be in writing.

THE MOTION IS FOR:

1. An Order requiring the Board to review its Decision and Order on Cost Awards dated April 27, 2012, wherein CME was awarded the sum of \$35,530.02 for its reasonably incurred costs of participating in these proceedings;
2. An Order allowing CME to submit a Supplementary Cost Claim in the sum of \$20,698.37 for its reasonably incurred costs from September 23, 2011, to and including December 20, 2011; and
3. Such further and other relief as CME may request and the Board may grant.

THE GROUNDS FOR THE MOTION ARE:

1. Rules 42 to 45 of the Board's *Rules of Practice and Procedure*;
2. At the outset of this process, counsel for CME, Borden Ladner Gervais LLP ("BLG"), was submitting its invoices for services rendered in relation to Union Gas Limited's ("Union")

Demand Side Management ("DSM") Consultation, on behalf of CME, directly to Union as requested by Union;

3. Pursuant to this understanding, BLG submitted an invoice on behalf of CME to Union dated October 21, 2011, in the sum of \$4,003.95 covering time and disbursements from September 23, 2011, to October 11, 2011. The invoice was sent to Union on October 21, 2011, by email transmission;
4. A further invoice in the sum of \$16,694.42 was submitted by BLG on behalf of CME to Union covering time and disbursements from October 21, 2011, to December 31, 2011. The invoice was sent to Union on January 12, 2012, by email transmission;
5. BLG's belief was that all fees and disbursements incurred up to December 31, 2011, were to be submitted directly to Union for reimbursement to BLG, and that all fees and disbursements incurred beyond January 1, 2012, would form part of CME's Cost Claim to be submitted to the Board for review in EB-2011-0327;
6. Pursuant to the Board's Decision and Order on Settlement Agreement dated February 21, 2012, BLG submitted a Cost Claim on behalf of CME to the Board on March 6, 2012, in the sum of \$35,530.02, covering time and disbursements from January 3, 2012, to February 14, 2012;
7. By Decision and Order on Cost Awards dated April 27, 2012, CME was awarded the full amount of its Cost Claim dated March 6, 2012, being the sum of \$35,530.02;
8. On June 4, 2012, BLG received payment from Union of CME's Cost Claim in the sum of \$35,530.02;
9. As of June 4, 2012, BLG's two (2) previous invoices dated October 21, 2011, in the sum of \$4,003.95 and December 31, 2011, in the sum of \$16,694.42, remained outstanding;
10. By letter dated June 4, 2012, copies of these two (2) outstanding invoices, totalling \$20,698.37, were sent to Union with a request for payment;

11. Marian Redford from Union contacted BLG to advise that the two (2) outstanding invoices should have been included in the Cost Claim submitted on behalf of CME to the Board. Ms Redford also advised BLG that Union had no objection to the filing of CME's Supplementary Cost Claim. In fact, Ms Redford confirmed to BLG her conversation with Josh Wasylyk of Board Staff that BLG would be contacting the Board with respect to the filing of a Supplementary Cost Claim;
12. On June 7, 2012, Suzanne Castanza, Administrative Assistant to Peter C.P. Thompson, Q.C., spoke with Mr. Wasylyk of Board Staff, who suggested BLG file a Supplementary Cost Claim, and also suggested that the cover letter indicate that Union was aware of this request and had no objection to its filing;
13. By letter dated June 7, 2012, BLG submitted a Supplementary Cost Claim on behalf of CME to the Board in the sum of \$20,698.37, with a copy to Ms Redford at Union;
14. By letter dated June 14, 2012, Union advised the Board that it had reviewed CME's Supplementary Cost Claim and had no comments to submit;
15. By email dated June 14, 2012, Mr. Wasylyk contacted BLG to advise that it would need to file a Motion to Review the Board's Decision and Order on Cost Awards;
16. Under the Board's *Practice Direction on Cost Awards* dated March 19, 2012, a detailed statement of hours per legal/consultant timekeeper is no longer required when submitting a Cost Claim, and was therefore not included in CME's Supplementary Cost Claim submitted June 4, 2012. At the suggestion of Mr. Wasylyk, a detailed statement of hours per legal/consultant timekeeper is included in the supporting Affidavit to this Motion;
17. As stated earlier, Union does not dispute the amount of \$20,698.37 for fees and disbursements claimed from September 23 to December 31, 2011;
18. The reason for the gap of time between the Board's Decision and Order on Cost Awards dated April 27, 2012, and CME's Supplementary Cost Claim of June 7, 2012, is BLG's

belief that Union would be forwarding payment to BLG in the sum of \$56,228.39, representing BLG's two (2) earlier invoices totalling \$20,698.37 and CME's Cost Claim of \$35,530.02. When BLG received Union's cheque in the sum of \$35,530.02 in payment only of CME's Cost Claim, BLG contacted Union immediately to follow-up on the two (2) outstanding BLG invoices;

19. No party will be prejudiced by the Board allowing CME's Supplementary Cost Claim to be filed at this time; and
20. Such further and other grounds as counsel may advise and the Board permits.

**THE FOLLOWING DOCUMENTARY MATERIAL AND EVIDENCE WILL BE RELIED UPON
AT THE HEARING OF THE MOTION:**

1. The Affidavit of Vincent J. DeRose sworn July 16, 2012; and
2. Such further and other material as counsel may advise and the Board permits.

July 16, 2012

BORDEN LADNER GERVAIS LLP

World Exchange Plaza
100 Queen Street, Suite 1100
Ottawa, ON K1P 1J9

Vincent J. DeRose
Counsel for CME
Tel (613) 237-5160
Fax (613) 230-8842

TO: Ontario Energy Board
Attention: Kirsten Walli, Board Secretary
2300 Yonge Street, Suite 2700
Toronto, ON M3P 1E4
Fax (416) 440-7656

AND TO: Union Gas Limited
Attention: Marian Redford
50 Keil Drive North
Chatham, ON N7M 5M1
Fax (416) 436-4641

ONTARIO ENERGY BOARD

IN THE MATTER OF the *Ontario Energy Board Act, 1998*, S.O. 1998, c. 15, Schedule B;

AND IN THE MATTER OF an Application by Union Gas Limited pursuant to Section 36(1) of the *Ontario Energy Board Act, 1998*, for an order or orders approving the 2012 to 2014 Demand Side Management Plan.

A F F I D A V I T

I, Vincent J. DeRose, Barrister & Solicitor, of the City of Ottawa, in the Province of Ontario, make oath and say as follows:

1. I am a partner at Borden Ladner Gervais LLP ("BLG"), the solicitors for Canadian Manufacturers & Exporters ("CME"), and as such, have knowledge of the matters hereinafter deposed.
2. At the outset of this process, BLG was submitting its invoices for services rendered in relation to Union Gas Limited's ("Union") Demand Side Management ("DSM") Consultation, on behalf of CME, directly to Union as requested by Union. A copy of Union's email dated October 7, 2011, to intervenors to this effect is attached hereto and marked as Exhibit A.
3. Pursuant to this understanding, BLG submitted an invoice on behalf of CME to Union dated October 21, 2011, in the sum of \$4,003.95 covering time and disbursements from September 23, 2011, to October 11, 2011. The invoice was sent to Union on October 21, 2011, by email transmission. A copy of this invoice is attached hereto and marked as Exhibit B.
4. A further invoice in the sum of \$16,694.42 was submitted by BLG on behalf of CME to Union covering time and disbursements from October 21, 2011, to December 31, 2011. The invoice was sent to Union on January 12, 2012, by email transmission. A copy of this invoice is attached hereto and marked as Exhibit C.

5. Our belief was that all fees and disbursements incurred up to December 31, 2011, were to be submitted directly to Union for reimbursement to BLG, and that all fees and disbursements incurred beyond January 1, 2012, would form part of CME's Cost Claim to be submitted to the Board for review in EB-2011-0327.

6. Pursuant to the Board's Decision and Order on Settlement Agreement dated February 21, 2012, BLG submitted a Cost Claim on behalf of CME to the Board on March 6, 2012, in the sum of \$35,530.02, covering time and disbursements from January 3, 2012, to February 14, 2012. A copy of CME's Cost Claim and cover letter dated March 6, 2012, are attached hereto and marked as Exhibit D.

7. By Decision and Order on Cost Awards dated April 27, 2012, CME was awarded the full amount of its Cost Claim dated March 6, 2012, being the sum of \$35,530.02.

8. On June 4, 2012, we received payment from Union of CME's Cost Claim in the sum of \$35,530.02.

9. As of June 4, 2012, BLG's two (2) previous invoices dated October 21, 2011, in the sum of \$4,003.95 and December 31, 2011, in the sum of \$16,694.42, remained outstanding.

10. By letter dated June 4, 2012, copies of these two (2) outstanding invoices, totalling \$20,698.37, were sent to Union with a request for payment. A copy of our letters to Union dated June 4, 2012, are attached hereto and marked as Exhibits E and F respectively.

11. Marian Redford from Union contacted BLG to advise that the two (2) outstanding invoices should have been included in the Cost Claim submitted on behalf of CME to the Board. Ms Redford also advised that Union had no objection to the filing of CME's Supplementary Cost Claim. In fact, Ms Redford confirmed to BLG her conversation with Josh Wasylyk of Board Staff that BLG would be contacting the Board with respect to the filing of a Supplementary Cost Claim. A copy of the email exchange with Ms Redford on June 7, 2012, is attached hereto and marked as Exhibit G.

12. On June 7, 2012, Suzanne Castanza, Administrative Assistant to Peter C.P. Thompson, Q.C., spoke with Mr. Wasylyk of Board Staff, who suggested BLG file a Supplementary Cost Claim, and also suggested that the cover letter indicate that Union was aware of this request and had no objection to its filing.

13. By letter dated June 7, 2012, BLG submitted a Supplementary Cost Claim on behalf of CME to the Board in the sum of \$20,698.37, with a copy to Ms Redford at Union. A copy of the Supplementary Cost Claim is attached hereto and marked as Exhibit H.

14. By letter dated June 14, 2012, Union advised the Board that it had reviewed CME's Supplementary Cost Claim and had no comments to submit. A copy of Union's letter dated June 14, 2012, is attached hereto and marked as Exhibit I.

15. By email dated June 14, 2012, Mr. Wasylyk contacted BLG to advise that we would need to file a Motion to Review the Board's Decision and Order on Cost Awards. A copy of Mr. Wasylyk's email of June 14, 2012, is attached hereto and marked as Exhibit J.

16. Under the Board's *Practice Direction on Cost Awards* dated March 19, 2012, a detailed statement of hours per legal/consultant timekeeper is no longer required when submitting a Cost Claim, and was therefore not included in CME's Supplementary Cost Claim submitted June 4, 2012. At the suggestion of Mr. Wasylyk, we nevertheless attach a detailed statement of hours per legal/consultant timekeeper and the same is marked as Exhibit K.

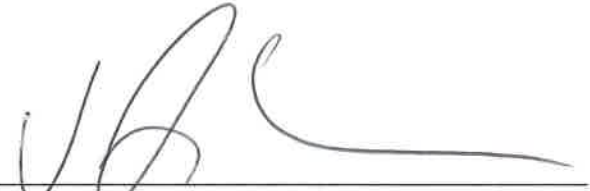
17. As stated earlier, Union does not dispute the amount of \$20,698.37 for fees and disbursements claimed from September 23 to December 31, 2011.

18. The reason for the gap of time between the Board's Decision and Order on Cost Awards dated April 27, 2012, and CME's Supplementary Cost Claim of June 7, 2012, is our belief that Union would be forwarding payment to BLG in the sum of \$56,228.39, representing BLG's two (2) earlier invoices totalling \$20,698.37 and CME's Cost Claim of \$35,530.02. When we received Union's cheque in the sum of \$35,530.02 in payment only of CME's Cost Claim, we contacted Union immediately to follow-up on the two (2) outstanding BLG invoices.

19. No party will be prejudiced by the Board allowing CME's Supplementary Cost Claim to be filed at this time.

20. This Affidavit is provided in support of CME's request for a review of the Board's Decision and Order on Cost Awards dated April 27, 2012, by granting CME's Supplementary Cost Claim in the sum of \$20,698.37.

SWORN BEFORE ME at the City of Ottawa,
in the Province of Ontario,
this 16th day of July, 2012.

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)
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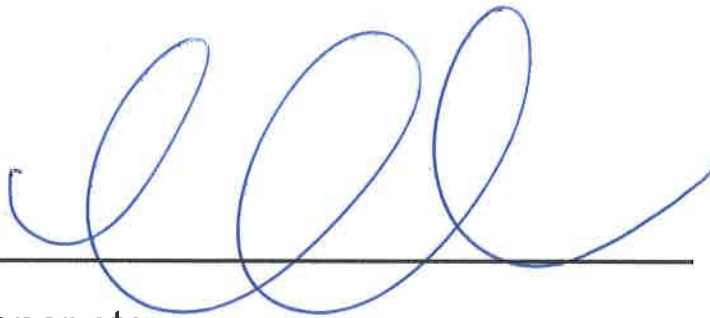
Vincent J. DeRose



A Commissioner etc.

OTT01\5168699\v1

This is Exhibit A to the Affidavit of
Vincent J. DeRose, sworn before me
this 16th day of July, 2012.

A handwritten signature in blue ink, consisting of three large, overlapping loops, is written over a horizontal line.

A Commissioner etc.

From: Falvo, Victoria [vicfalvo@uniongas.com]
Sent: Friday, October 07, 2011 9:31 AM
To: Falvo, Victoria; 'Theresa@cela.ca'; 'paul.clipsham@cme-mec.ca'; 'vderose@blgcanada.com'; 'jgirvan@ca.inter.net'; 'Christine.Date@directenergy.com'; 'Andrew.mandyam@enbridge.com'; 'Judith.Ramsey@enbridge.com'; 'normrubin.energyprobe@gmail.com'; 'kai@web.net'; 'dpoch1@xplornet.com'; 'dpoch@eelaw.ca'; 'cneme@energyfuturesgroup.com'; 'mluymes@hrai.ca'; 'ahall@hrai.ca'; 'regulatory@HydroOne.com'; 'ian.mondrow@gowlings.com'; 'rob.rowe@rogers.com'; 'jsimon@indeco.com'; 'todorum@lao.on.ca'; 'bhanjiz@lao.on.ca'; 'rgriffin@cela.ca'; 'raiken@xcelco.on.ca'; 'jgibbons@pollutionprobe.org'; 'marion.fraser@rogers.com'; 'jay.shepherd@canadianenergylawyers.com'; 'wmcnally@opsba.org'; 'rhiggin@econanalysis.ca'; 'robertpoirier@ropoirier.com'; 'cturner@cgtaeng.com'; 'dtripp@cietcanada.com'; 'dana.silk@ottawa.ca'; 'Russ.chapman@firebridgeinc.com'; 'Hart.lenard@gmail.com'; 'scott.rouse@energy-efficiency.com'; 'hhunter@hfm.ca'; 'julia.deans@civicaaction.ca'; 'tbrett@foglers.com'; 'bmcintyre@trca.on.ca'; 'ijarvis@enerlife.com'; 'bdenney@trca.on.ca'; 'vyoung@aegent.ca'; Kulperger, Leslie; Wong, Alvin; Noorani, Imran; Andrew Mandyam; drquinn@rogers.com

Subject: RE: UG Multi Year Plan Consultation - Invoicing

Please ignore my directions below on the Terms of Reference Consultation. I was not aware that this was discussed on Tuesday. As per those discussions, please invoice all Terms of Reference time to Enbridge and the two utilities will arrange the split. For all other hours to date, please invoice Union.



Thank you,
 Victoria

From: Falvo, Victoria
Sent: October 7, 2011 9:05 AM
To: Falvo, Victoria; 'Theresa@cela.ca'; 'paul.clipsham@cme-mec.ca'; 'vderose@blgcanada.com'; 'jgirvan@ca.inter.net'; 'Christine.Date@directenergy.com'; 'Andrew.mandyam@enbridge.com'; 'Judith.Ramsey@enbridge.com'; 'normrubin.energyprobe@gmail.com'; 'kai@web.net'; 'dpoch1@xplornet.com'; 'dpoch@eelaw.ca'; 'cneme@energyfuturesgroup.com'; 'mluymes@hrai.ca'; 'ahall@hrai.ca'; 'regulatory@HydroOne.com'; 'ian.mondrow@gowlings.com'; 'rob.rowe@rogers.com'; 'jsimon@indeco.com'; 'todorum@lao.on.ca'; 'bhanjiz@lao.on.ca'; 'rgriffin@cela.ca'; 'raiken@xcelco.on.ca'; 'jgibbons@pollutionprobe.org'; 'marion.fraser@rogers.com'; 'jay.shepherd@canadianenergylawyers.com'; 'wmcnally@opsba.org'; 'rhiggin@econanalysis.ca'; 'robertpoirier@ropoirier.com'; 'cturner@cgtaeng.com'; 'dtripp@cietcanada.com'; 'dana.silk@ottawa.ca'; 'Russ.chapman@firebridgeinc.com'; 'Hart.lenard@gmail.com'; 'scott.rouse@energy-efficiency.com'; 'hhunter@hfm.ca'; 'julia.deans@civicaaction.ca'; 'tbrett@foglers.com'; 'bmcintyre@trca.on.ca'; 'ijarvis@enerlife.com'; 'bdenney@trca.on.ca'; 'vyoung@aegent.ca'; Kulperger, Leslie; Wong, Alvin; Noorani, Imran; Andrew Mandyam; drquinn@rogers.com
Subject: UG Multi Year Plan Consultation - Invoicing

Good morning everyone,

I would like to take this opportunity to thank everyone for their participation thus far in Union Gas' Consultative Meetings for the 2012-2014 Multi Year DSM Plan. Your feedback and participation has been valuable to us in preparing for our filing.

With the Plan filed, we would like to request that you please provide your invoices for your time and participation in our consultations, **no later than Friday October 21, 2011, by 12:00pm** (please see payment instructions below signature line). This information is required for us to determine our remaining budget for planning and evaluation purposes.

For those members that participated in our Terms of Reference consultation to this point, please note that 50% of your time should be invoiced to Union Gas, and the remaining 50% to Enbridge.

EAC members, please include in your invoice all additional hours for other evaluation and audit activities to date.

If you have already provided us with an invoice, please disregard this email.

Once again, we would like to thank you for your participation, time and feedback.

Sincerely,

Victoria

Victoria Falvo, P.Eng.

Manager, DSM Strategy and Evaluation | Union Gas Limited
tel (416) 496-5246 | fax (416) 496-5331 | cell (416) 994-2865
vicfalvo@uniongas.com

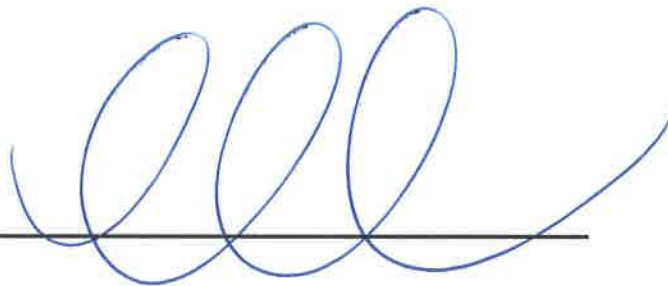
Payment instructions:

- 1) Please address invoices to: Victoria Falvo, Union Gas Limited, 777 Bay Street, Suite 2801, P.O.Box 153, Toronto, ON, M5G 2C8 – quoting reference of 'UG Multi-year Plan Consultative' or 'UG Multi-year Plan Consultative and EAC activities.'
- 2) Please provide a return address and name for the recipient to whom the invoice is payable to.
- 3) Please provide a breakdown of hours and respective activities in the invoice.
- 4) Note Union will only reimburse attendees who are intervenors currently deemed eligible by OEB for cost recovery.

This email communication and any files transmitted with it may contain confidential and or proprietary information and is provided for the use of the intended recipient only. Any review, retransmission or dissemination of this information by anyone other than the intended recipient is prohibited. If you receive this email in error, please contact the sender and delete this communication and any copies immediately.

Thank you.

This is Exhibit B to the Affidavit of
Vincent J. DeRose, sworn before me
this 16th day of July, 2012.

A handwritten signature in blue ink, consisting of three large, overlapping loops followed by a short horizontal stroke.

A Commissioner etc.



Borden Ladner Gervais LLP
Lawyers | Patent & Trade-mark Agents
World Exchange Plaza
100 Queen St, Suite 1100
Ottawa, ON, Canada K1P 1J9
T 613.237.5160 F 613.230.8842
blg.com

Union Gas Ltd
2801 - 777 Bay St
Toronto, ON M2G 2C8

COPY

October 21, 2011

Attention: Victoria Falvo
Manager, DSM Research & Evaluation

Invoice # 696793028
Page 1

Re: Union Gas 2012-2014 Demand Side Management Plan

File No: 339583/000119

PROFESSIONAL SERVICES rendered to October 21, 2011 in connection with the above matter as described in the attached.

Fees	\$ 6,040.00
Less Discount	(2,567.00)
Fee Balance	<u>3,473.00</u>
Disbursements	70.32
HST on Fees and Taxable Disbursements	<u>460.63</u>
Total this Invoice	<u>\$ 4,003.95</u>

THIS IS OUR ACCOUNT - E. & O.E.

BORDEN LADNER GERVAIS LLP

By:

Peter Thompson

PAYABLE ON RECEIPT
INTEREST AT THE RATE OF 1.3% PER ANNUM MAY BE CHARGED ON ACCOUNTS WHICH ARE OVERDUE
GST/HST REGISTRATION # R869096974RT0003

Union Gas Ltd

October 21, 2011
Invoice # 696793028
Page 2

PROFESSIONAL SERVICES RENDERED to October 21, 2011

Sep 23, 2011	V.J. DeRose	3.80	Reviewing Application
Sep 25, 2011	V.J. DeRose	1.30	Reviewing Application
Sep 26, 2011	V.J. DeRose	2.10	Reviewing Application
Oct 5, 2011	V.J. DeRose	3.10	Reviewing Application
Oct 7, 2011	V.J. DeRose	2.10	Reviewing Application
Oct 11, 2011	V.J. DeRose	2.70	Reviewing Application

TO OUR FEES	\$ 6,040.00
Less Discount	(2,567.00)
FEE BALANCE	<u>3,473.00</u>

FEE SUMMARY

<u>Timekeeper</u>	<u>Hours</u>	<u>Avg. Rate/Hr.</u>	<u>Amount</u>
V.J. DeRose	<u>15.10</u>	\$ 230.00	<u>\$ 3,473.00</u>
	<u>15.10</u>		<u>\$ 3,473.00</u>

DISBURSEMENTS:

<u>Taxable</u>	G=GST; Q=QST; H=HST; P=PST
Conference Calls	\$16.32 H
Copies	4.00 H
LPIC Levy Surcharge - CL	<u>50.00 H</u>
Total Taxable Disbursements	<u>70.32</u>
Total Disbursements	70.32

PAYABLE ON RECEIPT
INTEREST AT THE RATE OF 1.3% PER ANNUM MAY BE CHARGED ON ACCOUNTS WHICH ARE OVERDUE
GST/HST REGISTRATION # R869096974RT0003



Borden Ladner Gervais LLP
Lawyers | Patent & Trade-mark Agents
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100 Queen St, Suite 1100
Ottawa, ON, Canada K1P 1J9
T 613.237.5160 F 613.230.8842
blg.com

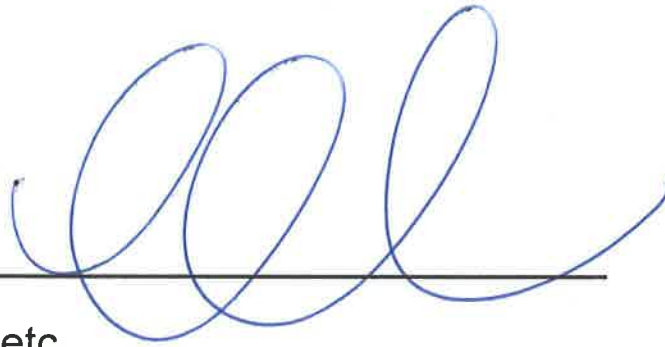
Union Gas Ltd

October 21, 2011
Invoice # 696793028
Page 3

Total Fees and Disbursements	3,543.32
HST on Fees and Taxable Disbursements	460.63
TOTAL THIS INVOICE	\$ 4,003.95

PAYABLE ON RECEIPT
INTEREST AT THE RATE OF 1.3% PER ANNUM MAY BE CHARGED ON ACCOUNTS WHICH ARE OVERDUE
GST/HST REGISTRATION # R869096974RT0003

This is Exhibit C to the Affidavit of
Vincent J. DeRose, sworn before me
this 16th day of July, 2012.

A handwritten signature in blue ink, consisting of several large, overlapping loops and a trailing flourish, positioned above a horizontal line.

A Commissioner etc.

-119

BLG
Borden Ladner Gervais

Borden Ladner Gervais LLP
Lawyers | Patent & Trade-mark Agents
World Exchange Plaza
100 Queen St, Suite 1100
Ottawa, ON, Canada K1P 1J9
T 613.237.5160 F 613.230.8842
blg.com

COPY

Union Gas Ltd
2801 - 777 Bay St
Toronto, ON M2G 2C8

December 31, 2011

Attention: Victoria Falvo
Manager, DSM Research & Evaluation

Invoice # 696826123
Page 1

Re: Union Gas 2012-2014 Demand Side Management Plan


File No: 339583/000119

PROFESSIONAL SERVICES rendered to December 31, 2011 in connection with the above matter as described in the attached.

Fees	\$ 13,521.00
Disbursements	1,252.82
HST on Fees and Taxable Disbursements	1,920.60
Total this Invoice	<u>\$ 16,694.42</u>

THIS IS OUR ACCOUNT - E. & O.E.

BORDEN LADNER GERVAIS LLP

By: 
Peter Thompson

PAYABLE ON RECEIPT
INTEREST AT THE RATE OF 1.3% PER ANNUM MAY BE CHARGED ON ACCOUNTS WHICH ARE OVERDUE
GST/HST REGISTRATION # R869096974RT0003

Union Gas Ltd

December 31, 2011
Invoice # 696826123
Page 2

PROFESSIONAL SERVICES RENDERED to December 31, 2011

Oct 21, 2011	V.J. DeRose	0.30	Reviewing letter from Board
Oct 26, 2011	J. Hughes	2.20	Confer and consult with V. DeRose; review Demand Side Guidelines; commence review of pre-filed evidence
Oct 27, 2011	J. Hughes	1.80	Continue review of pre-filed evidence
Oct 28, 2011	V.J. DeRose	3.40	Reviewing evidence
Oct 28, 2011	V.J. DeRose	0.30	Telephone call from S. Van Der Paelt
Oct 31, 2011	J. Hughes	2.60	Review of pre-filed evidence
Nov 9, 2011	V.J. DeRose	4.90	Reviewing evidence re: interim request; telephone call from SEC and CCC; drafting submissions; reviewing Board Staff and SEC submissions
Nov 9, 2011	J. Hughes	0.30	Review Procedural Order; review Union Gas correspondence with Board; confer and consult with V. DeRose; receive and review draft CME submissions
Nov 11, 2011	V.J. DeRose	2.40	Reviewing Issues List and drafting letter to Board; as well as related evidence re: cost allocation
Nov 21, 2011	V.J. DeRose	0.70	Drafting reporting letter to client
Nov 25, 2011	V.J. DeRose	0.30	Reviewing Interrogatories
Nov 30, 2011	V.J. DeRose	1.70	Reviewing evidence re: Interrogatories
Dec 1, 2011	V.J. DeRose	3.20	Reviewing evidence and drafting Interrogatories
Dec 2, 2011	V.J. DeRose	3.70	Drafting Interrogatories
Dec 5, 2011	P.C. Thompson	0.20	Considering and responding to e-mails from J. Wasylyk of Board Staff
Dec 17, 2011	V.J. DeRose	5.60	Reviewing Interrogatories and related evidence
Dec 18, 2011	V.J. DeRose	7.10	Prepare for Settlement Conference
Dec 19, 2011	V.J. DeRose	1.30	Prepare for Settlement Conference
Dec 19, 2011	V.J. DeRose	7.00	Attendance at Settlement Conference
Dec 20, 2011	V.J. DeRose	1.80	Prepare for Settlement Conference
Dec 20, 2011	V.J. DeRose	7.90	Attendance at Settlement Conference, including pre-conference meeting with Intervenor

Union Gas Ltd

December 31, 2011
Invoice # 696826123
Page 3

TO OUR FEES

\$ 13,521.00

FEE SUMMARY

<u>Timekeeper</u>	<u>Hours</u>	<u>Avg. Rate/Hr.</u>	<u>Amount</u>
V.J. DeRose	51.60	\$ 230.00	\$ 11,868.00
J. Hughes	6.90	230.00	1,587.00
P.C. Thompson	0.20	330.00	66.00
	<u>58.70</u>		<u>\$ 13,521.00</u>

DISBURSEMENTS:

Taxable

G=GST; Q=QST; H=HST; P=PST

Copies	\$380.00	H
Travel Expense (Taxable)	<u>872.82</u>	H

Total Taxable Disbursements

1,252.82

Total Disbursements

1,252.82

Total Fees and Disbursements

14,773.82

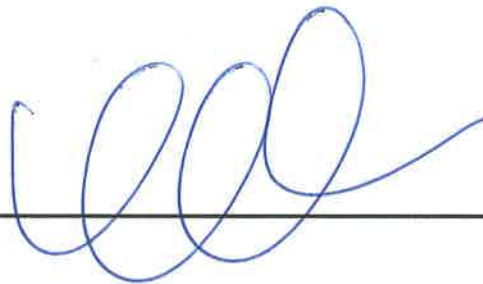
HST on Fees and Taxable Disbursements

1,920.60

TOTAL THIS INVOICE

\$ 16,694.42

This is Exhibit D to the Affidavit of
Vincent J. DeRose, sworn before me
this 16th day of July, 2012.

A handwritten signature in blue ink, consisting of several loops and a trailing flourish, positioned above a horizontal line.

A Commissioner etc.

VINCENT J. DEROSE
T 613.787 3589
vderose@blg.com

Borden Ladner Gervais LLP
World Exchange Plaza
100 Queen St, Suite 1100
Ottawa, ON, Canada K1P 1J9
T 613 237.5160
F 613.230.8842
blg.com



By electronic filing

March 6, 2012

Kirsten Walli
Board Secretary
Ontario Energy Board
P.O. Box 2319
2300 Yonge Street
27th floor
Toronto, ON M4P 1E4

Dear Ms Walli,

Union Gas Limited ("Union")
2012-2014 Demand Side Management Plan
Board File No.: EB-2011-0327
Our File No.: 339583-000119

Pursuant to the Board's Decision and Order on Settlement Agreement dated February 21, 2012, we enclose a Cost Claim on behalf of our client, Canadian Manufacturers & Exporters ("CME").

A copy of this Cost Claim has been forwarded to Union as instructed in the Decision and Order.

Please contact me if you have any questions or require any additional information.

Yours very truly,

A handwritten signature in dark ink, appearing to be "VJ DeRose", with a long horizontal flourish extending to the right.

Vincent J. DeRose

\sle

enclosure

c. Marian Redford (Union)
Paul Clipsham (CME)

OTT01\4948319\vl

IN THE MATTER OF the *Ontario Energy Board Act*, 1998, S.O.
1998, c. 15, Schedule B;

AND IN THE MATTER OF an Application by Union Gas Limited
pursuant to Section 36(1) of the *Ontario Energy Board Act*, 1998,
for an order or orders approving the 2012 to 2014 Demand Side
Management Plan.

COST CLAIM OF

CANADIAN MANUFACTURERS & EXPORTERS ("CME")

March 6, 2012

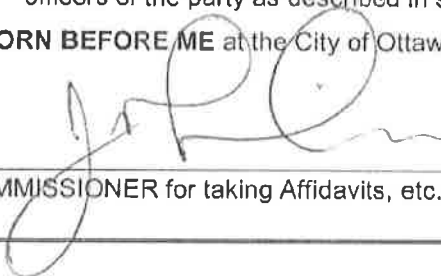
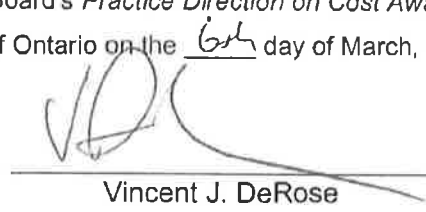
Peter C.P. Thompson, Q.C.
Vincent J. DeRose
Borden Ladner Gervais LLP
World Exchange Plaza
100 Queen Street
Suite 1100
Ottawa ON K1P 1J9

Telephone (613) 237-5160
Facsimile (613) 230-8842
Counsel for CME

TABLE OF CONTENTS

<u>Description</u>	<u>Tab Nos.</u>
Form 3 – Affidavit in Support of Cost Claim	1
Cost Claim of Vincent J. DeRose	2
• Form 1 – Summary of Statement of Hours	
• Form 2 – Summary of Disbursements	

FORM 3
AFFIDAVIT IN SUPPORT OF COST CLAIM

Board File No.:	EB-2011-0327		
Party Name / Intervenor:	Canadian Manufacturers & Exporters ("CME")		
Items Claimed excluding HST:			
Legal / Consultant Fees	+	Disbursements	=
\$ 30,798.00		\$ 644.50	=
(Vincent J. DeRose)		(Vincent J. DeRose)	
			Net Sub-Total
			\$ 31,442.50
Harmonized Sales Tax (HST) on or after July 1, 2010:			
Claiming HST at 13% on Fees & Taxable Disbursements		=	\$ 4,087.52
BLG GST Registration No. 869096974			
CME GST Registration No. 10807 5482 RT0001			
Total of Cost Claim:			
Net Sub-Total	+	Total HST Claimed	=
\$ 31,442.50		\$ 4,087.52	=
			Total Cost Claim
			\$ 35,530.02
<p>I, Vincent J. DeRose, of the City of Ottawa, in the Province of Ontario, MAKE OATH AND SAY:</p> <ol style="list-style-type: none"> 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 the above Cost Claim, and all of the documentation in support of it. 3. The above Cost Claim represents only costs incurred directly and necessarily by the party for the purpose of its intervention in the Ontario Energy Board process (the file number of which is set out above). 4. The above Cost Claim does not include any costs incurred for work done, or time spent, by employees or officers of the party as described in section 6.05 of the Board's <i>Practice Direction on Cost Awards</i>. <p>SWORN BEFORE ME at the City of Ottawa, in the Province of Ontario on the <u>6th</u> day of March, 2012.</p>			
 _____ COMMISSIONER for taking Affidavits, etc.		 _____ Vincent J. DeRose	

FORM 1

SUMMARY STATEMENT OF HOURS – CONSULTANT AND LEGAL COUNSEL

A separate form is required for each consultant or legal counsel

EB-2011-0327 Board File No.		Canadian Manufacturers & Exporters ("CME") Party Name / Intervenor	
Vincent J. DeRose Legal Counsel Name	2001 Year of Call	Borden Ladner Gervais LLP Law Firm	
N/A Consultant Name	N/A Years of Relevant Experience (curriculum vitae must be attached)	N/A Consultant Firm	

(*) *Please note Vince DeRose's hourly rate has changed effective January 1, 2012, pursuant to Appendix "A" of the Board's Practice Direction on Cost Awards dated June 9, 2009.*

	Hours	Hourly Rate	Sub-Total	HST	Total
Preparation	101.3	\$290.00	29,377.00	3,819.01	33,196.01
Attend Oral Hearing	4.9	\$290.00	1,421.00	184.73	1,605.73
TOTALS:	106.2		\$30,798.00	\$4,003.74	\$34,801.74

Note: All claims must be in Canadian dollars. If applicable, state exchange rate: _____; and country of initial currency: _____.

DETAILED STATEMENT OF HOURS – Vincent J. DeRose			
<i>Date</i>	<i>Description of Services</i>	<i>Time</i>	<i>Allocation</i>
3-Jan-12	Reviewing financial information provided at ADR; drafting e-mails to Intervenor	1.8	Prep
5-Jan-12	Reviewing evidence and preparing for further negotiations	2.7	Prep
6-Jan-12	Prepare for and attend teleconference with Intervenor	3.7	Prep
6-Jan-12	Reviewing spreadsheet from C. Neme, and related evidence	1.2	Prep
9-Jan-12	Prepare for and attend teleconference	2.1	Prep
9-Jan-12	Reviewing presentations and prepare for further meetings	2.4	Prep
10-Jan-12	Prepare for and attend meetings	5.7	Prep
10-Jan-12	Reviewing spreadsheets provided by J. Shepherd and C. Neme	1.8	Prep
10-Jan-12	Drafting report to client	0.5	Prep
11-Jan-12	Prepare for and attend DSM negotiations	6.8	Prep
11-Jan-12	Prepare for large Industrial programs negotiations	1.1	Prep
12-Jan-12	Meeting with Union and Intervenor; just "large Industrials"; seeking instructions	7.2	Prep
13-Jan-12	Prepare for and attend Union negotiations meeting	6.8	Prep
16-Jan-12	Prepare for and attend meetings re: DSM settlement	3.3	Prep
16-Jan-12	Attendance at settlement discussions; telephone call to client; reviewing e-mails and responding, including review of spreadsheet	3.8	Prep
17-Jan-12	Prepare for and attend negotiations	6.3	Prep
18-Jan-12	Reviewing resource acquisition proposals; discuss with client; attendance at meeting with Intervenor	7.3	Prep
19-Jan-12	Prepare for and attend settlement negotiations	7.3	Prep
20-Jan-12	Exchange of e-mail with Intervenor; reviewing notes and evidence to prepare for further negotiations	2.8	Prep
20-Jan-12	Attendance at further teleconference with Intervenor; and reviewing e-mails	3.1	Prep
24-Jan-12	Reviewing low income allocation; and drafting e-mail	0.4	Prep
26-Jan-12	Reviewing Settlement Agreement; reviewing e-mails from Intervenor; reviewing low income allocations	4.4	Prep
27-Jan-12	Prepare for and attend teleconference with Intervenor	1.7	Prep
27-Jan-12	Telephone call from I. Mondrow	0.2	Prep
27-Jan-12	Reviewing Low Income Distribution; and drafting e-mail to Union	1.8	Prep
27-Jan-12	Reviewing revised Appendices	0.9	Prep
28-Jan-12	Reviewing e-mails from Union and Intervenor	0.6	Prep

29-Jan-12	Reviewing and responding to various Intervenor e-mails	0.5	Prep
30-Jan-12	Reviewing Settlement Agreement; drafting e-mails to Union and Intervenor; telephone call from C. Smith; telephone call to M. Kitchen reviewing e-mails and responding	5.2	Prep
31-Jan-12	Reviewing Board Settlement Agreement; drafting related e-mails	1.9	Prep
31-Jan-12	Telephone call from M. Kitchen	0.2	Prep
31-Jan-12	Telephone call to D. Quinn	0.2	Prep
1-Feb-12	Reviewing draft submissions of Intervenor; drafting e-mail	0.8	Prep
2-Feb-12	Prepare for hearing	1.3	Prep
2-Feb-12	Exchange e-mails with intervenors and with C. Smith	1.1	Prep
3-Feb-12	Prepare for and attend hearing	4.9	Attend OH
3-Feb-12	Report to client	0.3	Prep
6-Feb-12	Reviewing correspondence from Pollution Probe	0.2	Prep
6-Feb-12	Reviewing correspondence from Union Gas	0.2	Prep
9-Feb-12	Telephone call to client	0.3	Prep
9-Feb-12	Telephone call to Intervenor	0.4	Prep
13-Feb-12	Reviewing transcript	0.8	Prep
14-Feb-12	Telephone call from J. Girvan	0.2	Prep

TOTAL HOURS:**106.2**

FORM 2**SUMMARY OF DISBURSEMENTS**

Board File No.:	EB-2011-0327		
Party Name / Intervenor:	Canadian Manufacturers & Exporters ("CME")		
Party or Group that made the disbursement:	Borden Ladner Gervais – Vincent J. DeRose		
	NET COST	HST	
Photocopies	3.25	0.42	13 copies x \$0.25 = \$3.25
Travel: airfare	641.25	83.36	receipt attached
	0.00	0.00	
			GRAND TOTAL
SUB-TOTAL:	644.50	83.78	\$ 728.28
Notes: (a) All claims for disbursements must include receipts where practicable. (b) All claims must be in Canadian dollars. If applicable, state exchange rate _____, and country of initial currency _____.			

Border idner Gervais - EXPENSE REPORT

NAME: Vince DeRose (28326) DATE: Feb. 2, 2012

Billable: x Non-Billable:

BILLABLE INFORMATION:

Client File No./Name: 339583-000119 / CME (Union 2012-2014 DSM Plan)

NON-BILLABLE INFORMATION:

Event: Settlement Proposal Hearing

Expense Details:

Location: Toronto Date(s) of Event: Feb. 3, 2012

EXPENSES	Canadian Expense			Expenses Outside Canada
	Total Expense	Pre Tax	HST GST	
Transportation(Air,Bus,Train)	\$ 724.61	641.25	83.36	
Total Kilometers	\$			
Rate \$ 0.45				
Car Rental				
Taxis				
Hotel / Lodging				
Food and Drink				
Parking				
Long Distance				
Miscellaneous (specify)				
TOTALS:	\$ 724.61	641.25	83.36	\$

Total Expenses \$ 724.61

Less: Travel Advance

Reimbursement Total (CDN) \$ 724.61

- Expenses are to be remitted within one week of being incurred
- Original receipts are required for all items
- Non-billable expenses must be approved by Group Leader

PROFESSIONAL/GROUP LEADER APPROVAL: Signature (check here if by e-mail approval attached)

Booking Information

You will need to provide this information with proof of identification for access to the items on your Itinerary.

Status: **Confirmed**
Confirmation number: **T6V5RM**
Booking date: **Thursday, February-02-12**

Flight Details

Departing Flight

Ottawa (YOW) to Toronto (YTZ)

February-03-12	Flight PD 244	Depart from Ottawa (YOW) at 6:45 AM
	Bombardier Q400	Arrive in Toronto (YTZ) at 7:45 AM

Returning Flight

Toronto (YTZ) to Ottawa (YOW)

February-03-12	Flight PD 263	Depart from Toronto (YTZ) at 2:30 PM
	Bombardier Q400	Arrive in Ottawa (YOW) at 3:26 PM

Contact Information

Address

Mr. Vincent J DeRose
11 Kitimat Cres
Ottawa, ON K2H7G4
Canada

Phone number(s)

Home :
Business : 613-787-3589
Mobile :

Email address(es)

vderose@blgcanada.com

Passenger Details

Passenger Details

1. Vincent J DeRose	Adult	Male 13/02/1972
Flight #/Seat #: 244/NA 263/NA		

Payment

Summary

Details	Charge
Base Fare	\$ 553.00
Air Traveller Security Charge	\$ 14.24
NAV and Surcharges	\$ 34.00
Airport Improvement Fee	\$ 40.00
Harmonized Sales Tax	\$ 83.37 * HST
Total Fare Price	\$ 724.61 CAD

Payment Details

Details	Status	Charge
Credit Card - VI	(approved)	\$ 724.61
Amount Paid		\$ 724.61 CAD

Fare Rules

Departing Flight

Firm

Changes or cancellations are permitted (subject to seat availability, fare difference and applicable taxes) up to 1 hour prior to departure time for a fee of \$75 (CAD/USD) per passenger per segment change plus any fare difference and applicable taxes.

Same-day changes are permitted at the airport only. A \$150 (CAD/USD) flat fee applies (subject to availability and applicable taxes).

Same-day changes are permitted at the airport for travel between Toronto and Montréal or Ottawa for a \$75 (CAD/USD) flat fee per direction plus applicable taxes, subject to availability.

Cancelled flights are credited (less change fee) for future Porter flights. Credit for future Porter flights is valid for 12 months from Issuance of credit.

Advanced seat selection is available for \$15 (CAD/USD) per segment plus applicable taxes.

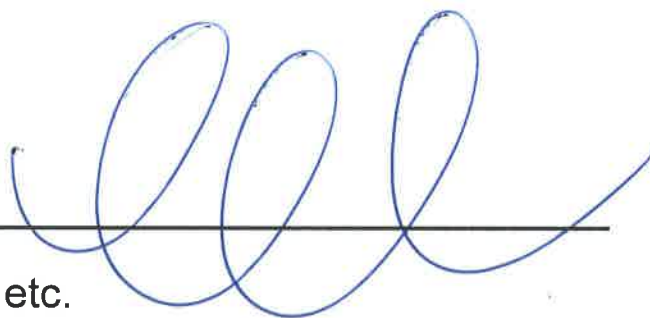
Eligible VIPorter members earn 375 VIPorter Points per one-way Firm fare flight.

Tickets are non-transferable.

No-shows are not permitted, and result in the forfeit of the full amount of the fare at departure time.

This is Exhibit E to the Affidavit of
Vincent J. DeRose, sworn before me
this 16th day of July, 2012.

A Commissioner etc.

A handwritten signature in blue ink, consisting of three large, overlapping loops followed by a short horizontal stroke.

Peter C.P. Thompson, Q.C.
T 613.787.3528
pthompson@blg.com

Borden Ladner Gervais LLP
World Exchange Plaza
100 Queen St, Suite 1100
Ottawa, ON, Canada K1P 1J9
T 613.237.5160
F 613.230.8842
F 613.787.3558 (IP)
blg.com



By e-mail

June 4, 2012

Victoria Falvo
Manager, DSM Research & Evaluation
Union Gas Limited
2801 – 777 Bay Street
Toronto, ON M2G 2C8

Dear Ms Falvo,

Union Gas 2012-2014 Demand Side Management Plan
Our File No.: 339583-000119

By letter dated October 21, 2011, we forwarded to you our account for services rendered and disbursements incurred in the above-noted matter to October 21, 2011. An additional copy of our invoice is attached.

Our records show that this invoice remains outstanding. Would you please look into this matter and advise us at your earliest convenience when payment will be made. If payment has been paid, kindly provide us with the payment details.

Yours very truly


Peter C.P. Thompson, Q.C.

\slc
enclosure

OTT01\\v1

Vincent J. DeRose
T 613.787.3589
vderose@blg.com

Borden Ladner Gervais LLP
World Exchange Plaza
100 Queen St, Suite 1100
Ottawa, ON, Canada K1P 1J9
T 613 237 5160
F 613 230.8842
blg.com

BLG
Borden Ladner Gervais

File No. 339583/000029

File No. 339583/000119

October 21, 2011

Delivered by Email and Mail

Victoria Falvo
Union Gas Limited
2801 – 777 Bay Street
P.O. Box 153
Toronto, ON M5G 2C8

Dear Ms. Falvo

**Re: Union Gas DSM EAC
Union Gas Multi-Year Plan Consultative**

Please find enclosed our accounts for services rendered and disbursements incurred in the above-noted matters to October 21, 2011, which, we trust, you will find to be satisfactory.

As per your instructions, our invoice for the Terms of Reference Consultation to this point has been sent to Enbridge.

If you have any questions or concerns, please do not hesitate to contact our office.

Yours very truly



Vincent J. DeRose
VJD/kt
Encls.

OTT01W744519w1



Borden Ladner Gervais LLP
Lawyers | Patent & Trade-mark Agents
World Exchange Plaza
100 Queen St, Suite 1100
Ottawa, ON, Canada K1P 1J9
T 613.237.5160 F 613.230.8842
blg.com

Union Gas Ltd
2801 - 777 Bay St
Toronto, ON M2G 2C8

October 21, 2011

Attention: Victoria Falvo
Manager, DSM Research & Evaluation

Invoice # 696793028
Page 1

Re: Union Gas 2012-2014 Demand Side Management Plan


File No: 339583/000119

PROFESSIONAL SERVICES rendered to October 21, 2011 in connection with the above matter as described in the attached.

Fees	\$ 6,040.00
Less Discount	(2,567.00)
Fee Balance	3,473.00
Disbursements	70.32
HST on Fees and Taxable Disbursements	460.63
Total this Invoice	<u>\$ 4,003.95</u>

THIS IS OUR ACCOUNT - E. & O.E.

BORDEN LADNER GERVAIS LLP

By: 
Peter Thompson

PAYABLE ON RECEIPT
INTEREST AT THE RATE OF 1.3% PER ANNUM MAY BE CHARGED ON ACCOUNTS WHICH ARE OVERDUE
GST/HST REGISTRATION # R869096974RT0003

Union Gas Ltd

October 21, 2011
Invoice # 696793028
Page 2

PROFESSIONAL SERVICES RENDERED to October 21, 2011

Sep 23, 2011	V.J. DeRose	3.80	Reviewing Application
Sep 25, 2011	V.J. DeRose	1.30	Reviewing Application
Sep 26, 2011	V.J. DeRose	2.10	Reviewing Application
Oct 5, 2011	V.J. DeRose	3.10	Reviewing Application
Oct 7, 2011	V.J. DeRose	2.10	Reviewing Application
Oct 11, 2011	V.J. DeRose	2.70	Reviewing Application

TO OUR FEES	\$ 6,040.00
Less Discount	(2,567.00)
FEE BALANCE	<u>3,473.00</u>

FEE SUMMARY

<u>Timekeeper</u>	<u>Hours</u>	<u>Avg. Rate/Hr.</u>	<u>Amount</u>
V.J. DeRose	<u>15.10</u>	\$ 230.00	\$ <u>3,473.00</u>
	<u>15.10</u>		\$ <u>3,473.00</u>

DISBURSEMENTS:

<u>Taxable</u>	G=GST; Q=QST; H=HST; P=PST
Conference Calls	\$16.32 H
Copies	4.00 H
LPIC Levy Surcharge - CL	<u>50.00 H</u>
Total Taxable Disbursements	<u>70.32</u>
Total Disbursements	70.32



Borden Ladner Gervais LLP
Lawyers | Patent & Trade-mark Agents
World Exchange Plaza
100 Queen St, Suite 1100
Ottawa, ON, Canada K1P 1J9
T 613.237.5160 F 613.230.8842
blg.com

Union Gas Ltd

October 21, 2011
Invoice # 696793028
Page 3

Total Fees and Disbursements	3,543.32
HST on Fees and Taxable Disbursements	460.63
TOTAL THIS INVOICE	\$ 4,003.95

PAYABLE ON RECEIPT
INTEREST AT THE RATE OF 1.3% PER ANNUM MAY BE CHARGED ON ACCOUNTS WHICH ARE OVERDUE
GST/HST REGISTRATION # R869096974RT0003



Borden Ladner Gervais LLP
Lawyers | Patent & Trade-mark Agents
World Exchange Plaza
100 Queen St, Suite 1100
Ottawa, ON, Canada K1P 1J9
T 613.237.5160 F 613.230.8842
blg.com

Union Gas Ltd
2801 - 777 Bay St
Toronto, ON M2G 2C8

October 21, 2011
Invoice # 696793028
PCT/PCT

Re: Union Gas 2012-2014 Demand Side Management Plan

File No: 339583/000119

REMITTANCE COPY

Fees	\$ 6,040.00
Less Discount	(2,567.00)
Fee Balance	<u>3,473.00</u>
Disbursements	70.32
HST on Fees and Taxable Disbursements	<u>460.63</u>
Total this Invoice	<u>\$ 4,003.95</u>

**PLEASE RETURN THIS COPY WITH YOUR PAYMENT
MAKE CHEQUES PAYABLE TO BORDEN LADNER GERVAIS LLP**

PAYABLE ON RECEIPT
INTEREST AT THE RATE OF 1.3% PER ANNUM MAY BE CHARGED ON ACCOUNTS WHICH ARE OVERDUE
GST/HST REGISTRATION # R869096974RT0003



Borden Ladner Gervais LLP
Lawyers | Patent & Trade-mark Agents
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100 Queen St, Suite 1100
Ottawa, ON, Canada K1P 1J9
T 613.237.5160 F 613.230.8842
blg.com

Union Gas Ltd
2801 - 777 Bay St
Toronto, ON M2G 2C8

October 21, 2011
Invoice # 696793028
PCT/PCT

Alternatively, payment may be wired or electronic fund transferred (EFT) to:

The Bank of Nova Scotia
Toronto Business Support Centre
20 Queen Street West, 4th Floor
Toronto, Ontario M5H 3R3

Paying in CDN funds:

Bank: 002
Transit: 47696
Swift Code: NOSCCATT
ABA number: 026002532
General Canadian Fund Account: 80002 11048 10

Paying in US funds:

Bank: 002
Transit: 47886
Swift Code: NOSCCAT
ABA number: 026002532
General US Fund Account: 00764 14

Please email payment details to:
ReceiptsOTT@blg.com
Contact: Accounts Receivable Ottawa (613) 237-5160 ext 30206

Please include our invoice number(s) with all payments

PAYABLE ON RECEIPT
INTEREST AT THE RATE OF 1.3% PER ANNUM MAY BE CHARGED ON ACCOUNTS WHICH ARE OVERDUE
GST/HST REGISTRATION # R869096974RT0003

This is Exhibit F to the Affidavit of
Vincent J. DeRose, sworn before me
this 16th day of July, 2012.

A Commissioner etc.

Peter C.P. Thompson, Q.C.
T 613.787.3528
pthompson@blg.com

Borden Ladner Gervais LLP
World Exchange Plaza
100 Queen St. Suite 1100
Ottawa, ON, Canada K1P 1J9
T 613.237.5160
F 613.230.8842
F 613.787.3558 (IP)
blg.com



By e-mail

June 4, 2012

Victoria Falvo
Manager, DSM Research & Evaluation
Union Gas Limited
2801 – 777 Bay Street
Toronto, ON M2G 2C8

Dear Ms Falvo,

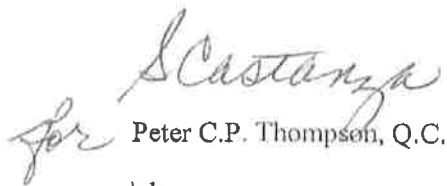
Union Gas 2012-2014 Demand Side Management Plan

Our File No.: 339583-000119

By letter dated January 12, 2012, we forwarded to you our account for services rendered and disbursements incurred in the above-noted matter to December 31, 2011. An additional copy of our invoice is attached.

Our records show that this invoice remains outstanding. Would you please look into this matter and advise us at your earliest convenience when payment will be made. If payment has been paid, kindly provide us with the payment details.

Yours very truly


for Peter C.P. Thompson, Q.C.

\slc
enclosure

OTT01\5107705\vl

Peter C.P. Thompson, Q.C.
T 613.787.3528
pthompson@blg.com

Borden Ladner Gervais LLP
World Exchange Plaza
100 Queen St, Suite 1100
Ottawa, ON, Canada K1P 1J9
T 613.237.5160
F 613.230.8842
blg.com

BLG
Borden Ladner Gervais

By mail

January 12, 2012

Victoria Falvo
Union Gas Limited
2801 – 777 Bay Street
P.O. Box 153
Toronto, ON M5G 2C8

Dear Ms Falvo,

Union Gas 2012-2014 Demand Side Management Plan
Our File No.: 339583-000119

Please find enclosed our account for services rendered and disbursements incurred in the above-noted matter to December 31, 2011, which we trust you will find to be satisfactory.

If you have any questions or concerns, please do not hesitate to contact our office.

Yours very truly



Peter C.P. Thompson, Q.C.

\slc
enclosure

OTT01\487555\w1

-119



Borden Ladner Gervais LLP
Lawyers | Patent & Trade-mark Agents
World Exchange Plaza
100 Queen St, Suite 1100
Ottawa, ON, Canada K1P 1J9
T 613.237.5160 F 613.230.8842
blg.com

Union Gas Ltd
2801 - 777 Bay St
Toronto, ON M2G 2C8

December 31, 2011

Attention: Victoria Falvo
Manager, DSM Research & Evaluation

Invoice # 696826123
Page 1

Re: Union Gas 2012-2014 Demand Side Management Plan

File No: 339583/000119

PROFESSIONAL SERVICES rendered to December 31, 2011 in connection with the above matter as described in the attached.

Fees	\$ 13,521.00
Disbursements	1,252.82
HST on Fees and Taxable Disbursements	1,920.60
Total this Invoice	<u>\$ 16,694.42</u>

THIS IS OUR ACCOUNT - E. & O.E.

BORDEN LADNER GERVAIS LLP

By: 
Peter Thompson

PAYABLE ON RECEIPT
INTEREST AT THE RATE OF 1.3% PER ANNUM MAY BE CHARGED ON ACCOUNTS WHICH ARE OVERDUE
GST/HST REGISTRATION # R869096974RT0003

Union Gas Ltd

December 31, 2011
Invoice # 696826123
Page 2

PROFESSIONAL SERVICES RENDERED to December 31, 2011

Oct 21, 2011	V.J. DeRose	0.30	Reviewing letter from Board
Oct 26, 2011	J. Hughes	2.20	Confer and consult with V. DeRose; review Demand Side Guidelines; commence review of pre-filed evidence
Oct 27, 2011	J. Hughes	1.80	Continue review of pre-filed evidence
Oct 28, 2011	V.J. DeRose	3.40	Reviewing evidence
Oct 28, 2011	V.J. DeRose	0.30	Telephone call from S. Van Der Paelt
Oct 31, 2011	J. Hughes	2.60	Review of pre-filed evidence
Nov 9, 2011	V.J. DeRose	4.90	Reviewing evidence re: interim request; telephone call from SEC and CCC; drafting submissions; reviewing Board Staff and SEC submissions
Nov 9, 2011	J. Hughes	0.30	Review Procedural Order; review Union Gas correspondence with Board; confer and consult with V. DeRose; receive and review draft CME submissions
Nov 11, 2011	V.J. DeRose	2.40	Reviewing Issues List and drafting letter to Board; as well as related evidence re: cost allocation
Nov 21, 2011	V.J. DeRose	0.70	Drafting reporting letter to client
Nov 25, 2011	V.J. DeRose	0.30	Reviewing Interrogatories
Nov 30, 2011	V.J. DeRose	1.70	Reviewing evidence re: Interrogatories
Dec 1, 2011	V.J. DeRose	3.20	Reviewing evidence and drafting Interrogatories
Dec 2, 2011	V.J. DeRose	3.70	Drafting Interrogatories
Dec 5, 2011	P.C. Thompson	0.20	Considering and responding to e-mails from J. Wasylyk of Board Staff
Dec 17, 2011	V.J. DeRose	5.60	Reviewing Interrogatories and related evidence
Dec 18, 2011	V.J. DeRose	7.10	Prepare for Settlement Conference
Dec 19, 2011	V.J. DeRose	1.30	Prepare for Settlement Conference
Dec 19, 2011	V.J. DeRose	7.00	Attendance at Settlement Conference
Dec 20, 2011	V.J. DeRose	1.80	Prepare for Settlement Conference
Dec 20, 2011	V.J. DeRose	7.90	Attendance at Settlement Conference, including pre-conference meeting with Intervenor

Union Gas Ltd

December 31, 2011
Invoice # 696826123
Page 3

TO OUR FEES

\$ 13,521.00

FEE SUMMARY

<u>Timekeeper</u>	<u>Hours</u>	<u>Avg. Rate/Hr.</u>	<u>Amount</u>
V.J. DeRose	51.60	\$ 230.00	\$ 11,868.00
J. Hughes	6.90	230.00	1,587.00
P.C. Thompson	0.20	330.00	66.00
	<u>58.70</u>		<u>\$ 13,521.00</u>

DISBURSEMENTS:

Taxable

G=GST; Q=QST; H=HST; P=PST

Copies	\$380.00	H
Travel Expense (Taxable)	872.82	H

Total Taxable Disbursements 1,252.82

Total Disbursements 1,252.82

Total Fees and Disbursements 14,773.82

HST on Fees and Taxable Disbursements 1,920.60

TOTAL THIS INVOICE \$ 16,694.42



Borden Ladner Gervais LLP
Lawyers | Patent & Trade-mark Agents
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100 Queen St, Suite 1100
Ottawa, ON, Canada K1P 1J9
T 613.237.5160 F 613.230.8842
blg.com

Union Gas Ltd
2801 - 777 Bay St
Toronto, ON M2G 2C8

December 31, 2011
Invoice # 696826123
PCT/PCT

Re: Union Gas 2012-2014 Demand Side Management Plan

File No: 339583/000119

REMITTANCE COPY

Fees	\$ 13,521.00
Disbursements	1,252.82
HST on Fees and Taxable Disbursements	1,920.60
Total this Invoice	<u>\$ 16,694.42</u>

PLEASE RETURN THIS COPY WITH YOUR PAYMENT
MAKE CHEQUES PAYABLE TO BORDEN LADNER GERVAIS LLP

PAYABLE ON RECEIPT
INTEREST AT THE RATE OF 1.3% PER ANNUM MAY BE CHARGED ON ACCOUNTS WHICH ARE OVERDUE
GST/HST REGISTRATION # R869096974RT0003



Borden Ladner Gervais LLP
Lawyers | Patent & Trade-mark Agents
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100 Queen St, Suite 1100
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blg.com

Union Gas Ltd
2801 - 777 Bay St
Toronto, ON M2G 2C8

December 31, 2011
Invoice # 696826123
PCT/PCT

Alternatively, payment may be wired or electronic fund transferred (EFT) to:

The Bank of Nova Scotia
Toronto Business Support Centre
20 Queen Street West, 4th Floor
Toronto, Ontario M5H 3R3

Paying in CDN funds:

Bank: 002
Transit: 47696
Swift Code: NOSCCATT
ABA number: 026002532
General Canadian Fund Account: 80002 11048 10

Paying in US funds:

Bank: 002
Transit: 47886
Swift Code: NOSCCAT
ABA number: 026002532
General US Fund Account: 00764 14

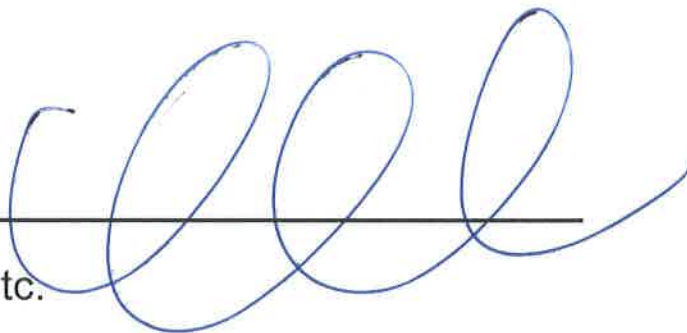
Please email payment details to:
ReceiptsOTT@blg.com
Contact: Accounts Receivable Ottawa (613) 237-5160 ext 30206

Please include our invoice number(s) with all payments

PAYABLE ON RECEIPT
INTEREST AT THE RATE OF 1.3% PER ANNUM MAY BE CHARGED ON ACCOUNTS WHICH ARE OVERDUE
GST/HST REGISTRATION # R869096974RT0003

This is Exhibit G to the Affidavit of
Vincent J. DeRose, sworn before me
this 16th day of July, 2012.

A Commissioner etc.

A handwritten signature in blue ink, consisting of several large, overlapping loops, is written over a horizontal line.

Castanza, Suzanne

From: Redford, Marian [MRedford@uniongas.com]
Sent: Thursday, June 07, 2012 2:26 PM
To: Castanza, Suzanne
Subject: RE: EB-2011-0327 - Cost Claims

Sounds good.

From: Castanza, Suzanne [mailto:SCastanza@blg.com]
Sent: June 7, 2012 2:17 PM
To: Redford, Marian
Cc: DeRose, Vincent J.
Subject: RE: EB-2011-0327 - Cost Claims

Marian,

I just spoke with Josh. He suggests we file a Cost Claim (Supplemental) and in our cover letter, indicate that Union is aware of this request and confirm that we have spoken to Board Staff to make them aware of this request.

I will get Vince to sign the Cost Claim today, and will send it to the Board electronically, with a copy to you and to Josh Wasylyk. The Board will then send out the usual letter asking if Union has any comments to make on our request.

Thank you again for your all assistance in sorting this out. Much appreciated.

Suzanne

From: Redford, Marian [mailto:MRedford@uniongas.com]
Sent: Thursday, June 07, 2012 1:41 PM
To: 'scastanza@blg.com'
Subject: FW: EB-2011-0327 - Cost Claims

I just left Josh Wasylyk a voicemail indicating you would give him a call to get direction on how to proceed.

Josh's number is 416-440-7723

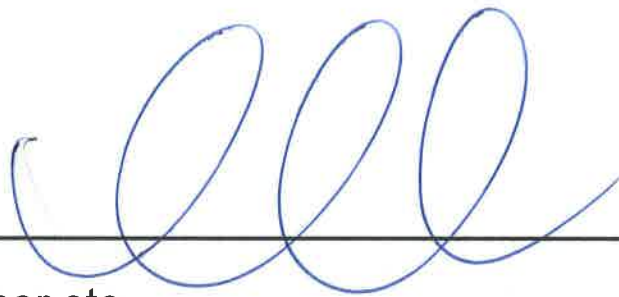
From: Redford, Marian
Sent: June 7, 2012 1:33 PM
To: 'scastanza@blg.com'
Subject: EB-2011-0327 - Cost Claims

Suzanne,

Attached is the recent Board's decision on costs in regard to EB-2011-0327. You'll see how the one CME claim (attached) was processed during this time. The other two claims you sent Victoria via email dated June 4th (dated Jan 12 and Oct 21) I believe would also be part of the EB-2011-0327.

Marian

This is Exhibit H to the Affidavit of
Vincent J. DeRose, sworn before me
this 16th day of July, 2012.

A handwritten signature in blue ink, consisting of several large, overlapping loops, positioned above a horizontal line.

A Commissioner etc.

Vincent J. DeRose
T 613.787.3589
vderose@blg.com

Borden Ladner Gervais LLP
World Exchange Plaza
100 Queen St, Suite 1100
Ottawa, ON, Canada K1P 1J9
T 613.237.5160
F 613.230.8842
blg.com



By e-mail

June 7, 2012

Kirsten Walli
Board Secretary
Ontario Energy Board
2300 Yonge Street
27th floor
Toronto, ON M4P 1E4

Dear Ms. Walli

Union Gas Limited ("Union")
2012-2014 Demand Side Management ("DSM") Plan
Board File No.: EB-2011-0327
Our File No.: 339583-000119

Please find enclosed a Supplementary Cost Claim submitted on behalf of Canadian Manufacturers & Exporters ("CME") in the above-noted matter. We are aware that the cost process has now closed but upon review of our file, we found additional time and disbursements pertaining to this proceeding which should have been included in CME's Cost Claim submitted to the Board on March 6, 2012.

We have contacted Marian Redford at Union and Josh Wasylyk at the Board to inform them of the filing of this Supplementary Cost Claim.

We respectfully request that the Board allow the filing of CME's Supplementary Cost Claim.

Should you have any questions with respect to this letter and its contents, please contact the undersigned.

Yours very truly

A handwritten signature in dark ink, appearing to be 'VJ DeRose', written over a horizontal line.

Vincent J. DeRose

\slc

enclosure

c. Marian Redford (Union)
Josh Wasylyk (OEB)
Paul Clipsham (CME)

OTT01\5114553\vl

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 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 "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 consultant or lawyer/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 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.

File # EB- 2011-0327

Process: Union Gas Limited 2012-2014 DSM Plan

Party: Canadian Manufacturers & Exporters

Affiant's Name: Vincent J. DeRose

HST Number: 10807 5482 RT0001

HST Rate Ontario: 13.00%

Full Registrant ☐
Unregistered ☐
Other ☒

Qualifying Non-Profit ☐
Tax Exempt ☐

Affidavit

I, Vincent J. DeRose, of the City of Ottawa
in the Province 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]
Signature of Affiant

Sworn or affirmed before me at the City of Ottawa,
in the Province of Ontario, on June 7, 2012,
(date)

[Signature]
Commissioner for taking Affidavits

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



File # EB- 2011-0327

Process: Union Gas Limited 2012-2014 DSM Plan

Party: Canadian Manufacturers & Exporters

Summary of Fees and Disbursements Being Claimed

Legal/consultant fees	\$16,994.00
Disbursements	\$1,323.14
HST	\$2,381.23
Total Cost Claim	\$20,698.37

Ontario Energy Board COST CLAIM FOR HEARINGS



Detail of Fees and Disbursements Being Claimed

File # EB- <u>2011-0327</u>	Process: <u>Union Gas Limited 2012-2014 DSM Plan</u>
Party: <u>Canadian Manufacturers & Exporters</u>	Name: <u>Peter C.P. Thompson, Q.C.</u>
Completed Years Practising/Years of relevant experience <hr style="width: 50%; margin: 0 auto;"/> <div style="display: flex; justify-content: center; align-items: center;"> <div style="text-align: right; width: 40%;">Counsel/Articling Student/Paralegal: <input checked="" type="checkbox"/></div> <div style="text-align: center; width: 20%;">45</div> </div> <div style="display: flex; justify-content: center; align-items: center;"> <div style="text-align: right; width: 40%;">Consultant: <input type="checkbox"/></div> </div> <div style="display: flex; justify-content: space-between; margin-top: 10px;"> <div style="width: 45%;">CV attached: <input type="checkbox"/></div> <div style="width: 45%;">CV not required: <input checked="" type="checkbox"/></div> </div>	

Statement of Fees Being Claimed

	Hours	Hourly rate	Subtotal	HST	Total
Preparation	0.20	\$330.00	\$66.00	\$8.58	\$74.58
Attendance - Technical Conference			\$0.00	\$0.00	\$0.00
Attendance - Settlement Conference			\$0.00	\$0.00	\$0.00
Attendance - Oral Hearing			\$0.00	\$0.00	\$0.00
Argument			\$0.00	\$0.00	\$0.00
Case Management		\$170.00	\$0.00	\$0.00	\$0.00
TOTAL LEGAL/CONSULTANT FEES			\$66.00	\$8.58	\$74.58

Ontario Energy Board COST CLAIM FOR HEARINGS



Detail of Fees and Disbursements Being Claimed

File # EB- <u>2011-0327</u>		Process: <u>Union Gas Limited 2012-0214 DSM Plan</u>	
Party: <u>Canadian Manufacturers & Exporters</u>		Name: <u>Vincent J. DeRose</u>	
		Completed Years Practising/Years of relevant experience	
Counsel/Articling Student/Paralegal:	<input checked="" type="checkbox"/>	<u>11</u>	
Consultant:	<input type="checkbox"/>		
CV attached:	<input type="checkbox"/>	CV not required:	<input checked="" type="checkbox"/>

Statement of Fees Being Claimed

	Hours	Hourly rate	Subtotal	HST	Total
Preparation	51.80	\$230.00	\$11,914.00	\$1,548.82	\$13,462.82
Attendance - Settlement Conference	14.90	\$230.00	\$3,427.00	\$445.51	\$3,872.51
Attendance - Oral Hearing			\$0.00	\$0.00	\$0.00
Argument			\$0.00	\$0.00	\$0.00
Case Management		\$170.00	\$0.00	\$0.00	\$0.00
TOTAL LEGAL/CONSULTANT FEES			\$15,341.00	\$1,994.33	\$17,335.33

Statement of Disbursements Being Claimed

	Net Cost	HST	Total
Photocopies	\$384.00	\$49.92	\$433.92
Conference Calls	\$16.32	\$2.12	\$18.44
Travel: Air	\$556.25	\$72.31	\$628.56
Parking	\$31.86	\$4.14	\$36.00
Taxi or Airport Limo	\$135.71	\$17.64	\$153.35
Accommodation	\$149.00	\$19.37	\$168.37
Other: LPIC Levy Surcharge (as in previous Claims)	\$50.00	\$6.50	\$56.50
TOTAL DISBURSEMENTS:	\$1,323.14	\$172.01	\$1,495.15

Borja Ladner Gervais - EXPENSE REPORT

NAME: Vince DeRose (28326) DATE: Dec. 20, 2011

Billable: x Non-Billable:

BILLABLE INFORMATION:

Client File No./Name: 339583-000119 / CME (Union 2012-2014 DSM Plan)

NON-BILLABLE INFORMATION:

Event: Settlement Conference

Expense Details:

Location: Toronto Date(s) of Event: Dec. 19-20, 2011

EXPENSES	Canadian Expense			Expenses Outside Canada
	Total Expense	Pre Tax	HST EST	
Transportation(Air,Bus,Train)	\$ 543.81	481.25	62.56	
Total Kilometers	\$			
Rate \$ 0.45				
Car Rental				
Taxis				
Hotel / Lodging				
Food and Drink				
Parking				
Long Distance				
Miscellaneous (specify)				
TOTALS:	\$ 543.81	481.25	62.56	\$ -
				Total Expenses \$ 543.81

Less: Travel Advance

Reimbursement Total (CDN) \$ 543.81

1. Expenses are to be remitted within one week of being incurred
2. Original receipts are required for all items
3. Non-billable expenses must be approved by Group Leader

PROFESSIONAL/GROUP LEADER APPROVAL:

Signature [Signature]

(check here if by e-mail approval attached) ☐

Thomson, Kim

From: Air Canada [confirmation@aircanada.ca]
Sent: Sunday, December 18, 2011 2:19 PM
To: DeRose, Vincent J.
Subject: Air Canada - 19-Dec: Ottawa - Toronto (booking ref: PFRZWR)

***** PLEASE DO NOT REPLY TO THIS E-MAIL *****

Itinerary/Receipt

Your booking is confirmed. Please print/retain this page for your financial records (for taxation, expense claim or credit card reconciliation purposes). We thank you for choosing Air Canada and look forward to welcoming you on board.

Scan this barcode to
check in at any
Air Canada check in kiosk.



	Looking for Travel Insurance? Protect yourself and your family against unforeseen circumstances.
	Need a hotel in Toronto? Competitive room pricing guaranteed. Earn Aeroplan Miles for every purchase.
	Need ground transportation, sightseeing or attractions?
	Need a car in Toronto? Great rates and additional Aeroplan Miles.

AVIS Budget

Booking Information

AIR CANADA

Booking Reference: **PFRZWR**

Customer Care

Electronic Ticketing confirmed. This is your official itinerary/receipt.

Air Canada
1-888-247-2262

Main Contact:
Mr Vince Derose
vderose@blg.com
Mobile: 1-613-3233024
Home: 1-613-8200805
Work: 1-613-7873589

Flight Arrivals and Departures
1-888-422-7533

Online Services

- **Manage** my booking online (view/change my booking; select seats*).
- **Alert me** of flight status changes directly to my mobile phone or email.
- **Flight Arrivals & Departures** - check online if my flight is on time.
- **Check-in online** and print my boarding pass.

* Can my booking be changed online?

Flight Itinerary

12/20/2011

Flight	From	To	Stops	Duration	Aircraft	Fare Type	Meal
AC441	Ottawa, Ottawa Int'l (YOW) Mon 19-Dec 2011 07:00	Toronto, Pearson Int'l (YYZ) Mon 19-Dec 2011 08:07 - Terminal 1	0	1hr07	<u>319</u>	<u>Tango,</u> N	
AC460	Toronto, Pearson Int'l (YYZ) Tue 20-Dec 2011 17:10 - Terminal 1	Ottawa, Ottawa Int'l (YOW) Tue 20-Dec 2011 18:10	0	1hr00	<u>319</u>	<u>Tango,</u> G	

Passenger Information

1: Mr Vince Derosé : Adult (16+), Ticket Number: 0142102715275

Air Canada - Aeroplan :	516022035	Meal Preference :	None
Credit Card:	xxxx-xxxx-xxxx	Special Needs:	None
Seat Selection:	None		

Purchase Summary

Fare Summary

	Adult
Passenger Type	214.00
Departing Flight - <u>Tango</u>	184.00
Return Flight - <u>Tango</u>	24.00
<u>Surcharges</u>	

Taxes, Fees and Charges

<u>Canada Airport Improvement Fee</u>	45.00
Canada Harmonized Sales Tax (GST/HST #10009-2287 RT0001)	62.56
<u>Air Travellers Security Charge (ATSC)</u>	14.25
Total airfare and taxes before options (per passenger)	543.81
Number of passengers	1
Total	543.81
RBC Travel Insurance (declined)	0.00
Grand Total - Canadian dollars	\$543.81

The following charges (tax inclusive) will appear on your credit card statement:
Air Canada: \$543.81 (Airfare - per ticket)

Ticket number(s): 0142102715275

Fare Rules

Departing Flight Ottawa (YOW) To Toronto (YYZ) - **Tango**

Return Flight Toronto (YYZ) To Ottawa (YOW) - **Tango**

• Changes:

- Prior to day of departure - **Change fee** per direction, per passenger, is \$75 CAD plus applicable taxes and any additional fare difference. **Changes** can be made up to 2 hours prior to departure.
- **Airport same-day changes** are subject to availability and are permitted only for same-day flights at a fee of \$150 CAD/USD per direction, per passenger, except for passengers travelling on a flight between Toronto and Montreal, or Toronto and Ottawa (connecting flights excluded), for whom the flat fee is \$75 CAD/USD. Same-day flights only.

Bord' Ladner Gervais - EXPENSE REPORT

NAME: Vince DeRose (28326) DATE: Jan. 3, 2012

Billable: x Non-Billable:

BILLABLE INFORMATION:

Client File No./Name: 339583-000119 / CME (Union 2012-2014 DSM Plan)

NON-BILLABLE INFORMATION:

Event: Settlement Conference

Expense Details:

Location: Toronto Date(s) of Event: Dec. 19-20, 2011

COPY

EXPENSES	Canadian Expense			Expenses Outside Canada
	Total Expense	Pre Tax	HST GST	
Transportation(Air,Bus,Train)	\$ 84.75	75.00	9.75	
Total Kilometers	\$			
Rate \$ 0.45				
Car Rental				
Taxis	\$ 152.00	135.71	16.29	
Hotel / Lodging	\$ 168.37	149.00	19.37	
Food and Drink				
Parking	\$ 36.00	31.86	4.14	
Long Distance				
Miscellaneous (specify)				
TOTALS:	\$ 441.12	391.57	49.55	\$ -
				Total Expenses \$ 441.12
				Less: Travel Advance
				Reimbursement Total (CDN) \$ 441.12

- Expenses are to be remitted within one week of being incurred
- Original receipts are required for all items
- Non-billable expenses must be approved by Group Leader

PROFESSIONAL/GROUP LEADER APPROVAL: Signature
(check here if by e-mail approval attached) ☐

PASSENGER ITINERARY FOR
VINCE DEPOSE

AIR CANADA
TORONTO
CANADA
08 DECEMBER 11

BOOKING REFERENCE
PERZWR

WE ARE PLEASED TO CONFIRM THE FOLLOWING TRAVEL ARRANGEMENTS

AIR CANADA	AC464	G ECONOMY	CONFIRMED
DEPART	TUE 20 DECEMBER 11	TORONTO PEARSON INTL	1910
ARRIVE	TUE 20 DECEMBER 11	OTTAWA	2010

LATEST CHECK IN IS 45 MINUTES BEFORE DEPARTURE
DEPARTS FROM TERMINAL T1

***FREQUENT TRAVELLER**

FORM OF PAYMENT - PASSENGER 1 VI***XXXXXXXXXXXX

AIRPORT SAME DAY CHANGE FEE

NUMBER OF FEES - 1

TOTAL PER PERSON \$75.00CAD - 9.75RC

GRAND TOTAL \$84.75CAD/20DEC2011/UL

THANK YOU FOR CHOOSING AIR CANADA

CAMBRIDGE SUITE HOTEL

15 Richmond Street East
Toronto, Ontario, Canada M5C 1N2
(416) 368-1990 Fax: (416) 601-3751 Toll Free: 1 800 463-1990
www.cambridgesuitestoronto.com

Guest Name: Vince Derosé
Borden Ladner Gervais LLP
World Exchange Plaza
160 Queen Street Suite 1100
Ottawa, ON K1P 1J9 CN

Room Number: 1404
Folio Number: R421F5 - 1
Group Number:
No. of Guests: 1
Rate: 149.00
C/O Clerk:

CC No: CL #:
Arrival: 12/19/11 Time: 02:07 PM Departure: 12/20/11 Time: 02:25:12 Status: FOL

Date	Ref #	Charge Type	Description	Charges	Credits
12/19/11	1404	ROOM CHARGE		\$149.00	
12/19/11	1404	ROOM HST	ROOM HST	\$19.37	

Folio Balance: \$168.37

H.S.T. Reg. No. 10086 7910 RT0002

AUTHORIZED BY: _____ CHECK-OUT BY: _____

I agree that my liability for this bill is not waived and agree to be held personally liable in the event that the indicated person, company or association fails to pay for any part or the full amount of these charges

Signature

Thank You For Staying With Us

Page No. 1

CUSTOMER SIG.

COUPON

ACC. NO.	DATE <u>Dec 19</u> <u>2011</u>	
ACC. NAME	DRIVER'S NAME	
TIME	A.M. P.M.	YOUR REFERENCE
FROM <u>Yonge & Eglinton</u>	AMOUNT ON METER	
TO <u>Waterloo</u>	GRATUITY (IF ANY)	
CAB NO.	TOTAL	<u>21.00</u>

ROYAL TAXI INC.
(416) 777-9222

RECEIVED BY

RECEIPT FOR CAB FARE

Date: Dec 20, 11 Amount: \$55-

From: _____

To: _____

Cab No.: 2358 Driver: Abbas

Note: Amount shown above includes G.S.T. Driver is an Independent Contractor, any G.S.T. Input Credit may be claimed as "NOTIONAL" or applied to DRIVER'S Registration Number, not Maple Leaf Taxi.

Serving Toronto for over 25 years

Driver G.S.T. # (if applicable)

Aéroport d'Ottawa Airport

Exit 1 20/12/11 19:20
Receipt 093492

Ticket/Billet
P1 - No. 018354
19/12/11 05:58
20/12/11 19:20
Period 1d13h23'
(CAN) \$36.00

Total \$36.00

Payment Received
VISA
XXXXXXXXXXXX
Merch: 82008300037
Auth: 039344
Type: Swiped
\$36.00

Sub Total \$31.86
HST 13% 4.14

HST#TVH 898569942RT.CAD
Good day Au revoir

BAFD9465 - 1/1

RECEIPT

CALL NO. _____ DATE Dec 20

CAB NO. _____ AMOUNT \$24

DRIVER'S NAME _____

FROM Cambridge St.

TO Yonge & Eglinton

NOTE: AMOUNT SHOWN ABOVE INCLUDES HST
Driver is an Independent Contractor, any HST Input Credit
may be claimed as "NOTIONAL" or applied to driver's
registration number, not Co-op Cab.

DRIVER'S HST NO.
(if applicable)

AEROFLEET SERVICES
30-2601 HATNESON BLVD E
MISSISSAUGA, ON, L4W5A0
HID: 07204010014
GST#: 0000000000000000

TID: 093

SALE

7426 Exp: 11/11
Visa CHIP

12/15/2011 00:57.36 Inv#: 257
Record#: 390002 Batch#: 353001
Retrieval#: 00000002

A0000000003101001 VISA CREDIT
TVR 0000000000 TSI F800

Amount: \$49.00
Tip: \$3.00
Total: \$52.00

Auth Code: 022139
APPROVED

Customer copy

Thank you.
Please call us for return trip
1-800-268-0905

905-678-7077

Ontario Energy Board
COST CLAIM FOR HEARINGS
Detail of Fees and Disbursements Being Claimed

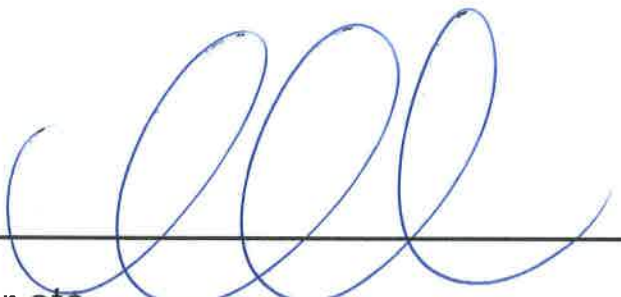


File # EB- <u>2011-0327</u>		Process: <u>Union Gas Limited 2012-2014 DSM Plan</u>	
Party: <u>Canadian Manufacturers & Exporters</u>		Name: <u>Jack Hughes</u>	
		Completed Years Practising/Years of relevant experience	
Counsel/Articling Student/Paralegal:	<input checked="" type="checkbox"/>	<u>7</u>	
Consultant:	<input type="checkbox"/>		
CV attached:	<input type="checkbox"/>	CV not required:	<input checked="" type="checkbox"/>

Statement of Fees Being Claimed

	Hours	Hourly rate	Subtotal	HST	Total
Preparation	6.90	\$230.00	\$1,587.00	\$206.31	\$1,793.31
Attendance - Technical Conference			\$0.00	\$0.00	\$0.00
Attendance - Settlement Conference			\$0.00	\$0.00	\$0.00
Attendance - Oral Hearing			\$0.00	\$0.00	\$0.00
Argument			\$0.00	\$0.00	\$0.00
Case Management		\$170.00	\$0.00	\$0.00	\$0.00
TOTAL LEGAL/CONSULTANT FEES			\$1,587.00	\$206.31	\$1,793.31

This is Exhibit I to the Affidavit of
Vincent J. DeRose, sworn before me
this 16th day of July, 2012.



A Commissioner etc.



uniongas

A Spectra Energy Company

June 14, 2012

Ms. Kirsten Walli
Board Secretary
Ontario Energy Board
2300 Yonge Street, 27th Floor
Toronto, ON M4P 1E4

Dear Ms. Walli:

**RE: EB-2011-0327 – 2012 – 2014 DSM Plan
Union Gas Limited – Submission on Canadian Manufacturer's & Exporters
("CME") Cost Claim dated June 7, 2012**

On February 21, 2012, the Ontario Energy Board (the "Board") issued its Decision and Order on the DSM Settlement Agreement. On April 27, 2012 the Board issued a Decision and Order on Cost Awards. This letter specifically addresses the Supplementary Cost Claim submitted by CME on June 7, 2012.

Union has reviewed the Supplementary Cost Claim submitted by CME and has no comments.

If you have any questions, please contact me at 519-436-4521.

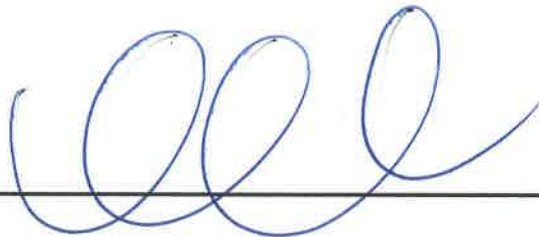
Yours truly,

[original signed by]

Marian Redford
Manager, Regulatory Initiatives

cc: Crawford Smith (Torys)
Vincent J. DeRose (CME)

This is Exhibit J to the Affidavit of
Vincent J. DeRose, sworn before me
this 16th day of July, 2012.

A handwritten signature in blue ink, consisting of several loops and a trailing flourish, positioned above a horizontal line.

A Commissioner etc.

From: Josh Wasylyk [Josh.Wasylyk@ontarioenergyboard.ca]
Sent: Thursday, June 14, 2012 3:22 PM
To: DeRose, Vincent J.; Castanza, Suzanne
Subject: Supplemental Cost Claim - EB-2011-0327

Hi Vince and Suzanne,

I'm contacting you in regards to the supplemental cost claim filed for EB-2011-0327 – Union's 2012-14 DSM Plan proceeding.

As the Board's Decision and Order on Cost Awards is a final order, CME needs to make its request for additional costs through a motion to review under sections 42-45 of the Board's Rules of Practice and Procedure. This will allow the Board to formally re-open its Decision and Order if grounds are raised (i.e. new facts) that call for the Board to re-evaluate its D&O.

It would be helpful if you can explicitly address the reasons for the error of not including the supplemental costs in the original cost claim and the passage of time since the cost decision. As well, as I have discussed with Suzanne, please include the detailed statement of hours, an acknowledgement that Union has no objections to the costs and any other information that you feel the Board would find helpful.

If I can offer any assistance, please feel free to give me a call or shoot me an email.

Josh

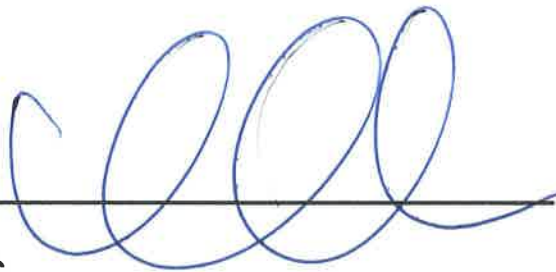
Josh Wasylyk
Advisor, Conservation and Reporting
416-440-7723
josh.wasylyk@ontarioenergyboard.ca

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This is Exhibit K to the Affidavit of
Vincent J. DeRose, sworn before me
this 16th day of July, 2012.

A Commissioner etc.

A handwritten signature in blue ink, consisting of several large, overlapping loops, positioned above a horizontal line.

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



File #: **EB-2011-0327**

Process: **Union Gas Limited 2012-2014 DSM Plan**

Party: **Canadian Manufacturers & Exporters**

Summary of Fees and Disbursements Being Claimed

Legal/consultant fees	\$16,994.00
Disbursements	\$1,323.14
HST	\$2,381.23
Total Cost Claim	\$20,698.37

Ontario Energy Board
COST CLAIM FOR HEARINGS
Detail of Fees and Disbursements Being Claimed



File #: EB-2011-0327 Party: Canadian Manufacturers & Exporters	Process: Union Gas Limited 2012-2014 DSM Plan Name: Peter C.P. Thompson, Q.C.
Completed Years Practising/Years of relevant experience <hr style="width: 100px; margin: 0 auto;"/>	
Counsel/Articling Student/Paralegal: <input checked="" type="checkbox"/> Consultant: <input type="checkbox"/> CV attached <input type="checkbox"/>	45 CV not required: <input checked="" type="checkbox"/>

Statement of Fees Being Claimed					
	Hours	Hourly rate	Subtotal	HST	Total
Preparation	0.2	\$330.00	\$66.00	\$8.58	\$74.58
Attendance – Settlement Conference			0.00	0.00	0.00
Attendance – Oral Hearing			\$0.00	\$0.00	\$0.00
Argument			\$0.00	\$0.00	\$0.00
Case Management		\$170.00	\$0.00	\$0.00	\$0.00
TOTAL LEGAL/ CONSULTANT FEES			\$66.00	\$8.58	\$74.58

Detailed Statement of Fees Being Claimed – Peter C.P. Thompson			
Date	Description of Services	Time	Allocation

5-Dec-11	Considering and responding to e-mails from J. Wasylyk of Board Staff	0.2	Prep
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TOTAL HOURS:

0.2

Ontario Energy Board
COST CLAIM FOR HEARINGS
Detail of Fees and Disbursements Being Claimed



File #: EB-2011-0327 Party: Canadian Manufacturers & Exporters	Process: Union Gas Limited 2012-2014 DSM Plan Name: Vincent J. DeRose
Completed Years Practising/Years of relevant experience	
Counsel/Articling Student/Paralegal: <input checked="" type="checkbox"/>	11
Consultant: <input type="checkbox"/>	
CV attached <input type="checkbox"/>	CV not required: <input checked="" type="checkbox"/>

Statement of Fees Being Claimed					
	Hours	Hourly rate	Subtotal	HST	Total
Preparation	51.80	\$230.00	\$11,914.00	\$1,548.82	\$13,462.82
Attendance – Settlement Conference	14.90	\$230.00	\$3,427.00	\$445.51	\$3,872.51
Attendance – Oral Hearing			\$0.00	\$0.00	\$0.00
Argument			\$0.00	\$0.00	\$0.00
Case Management		\$170.00	\$0.00	\$0.00	\$0.00
TOTAL LEGAL/ CONSULTANT FEES			\$15,341.00	\$1,994.33	\$17,335.33

Statement of Disbursements Being Claimed			
	Net Cost	HST	Total
Photocopies	\$384.00	\$49.92	\$433.92
Conference Calls	\$16.32	\$2.12	\$18.44
Travel: Air	\$556.25	\$72.31	\$628.56
Parking	\$31.86	\$4.14	\$36.00
Taxi or Airport Limo	\$135.71	\$17.64	\$153.35
Accommodation	\$149.00	\$19.37	\$168.37
Other: LPIC Levy Surcharge (as in previous Claims)	\$50.00	\$6.50	\$56.50
TOTAL DISBURSEMENTS:	\$1,323.14	\$172.01	\$1,495.15

Ontario Energy Board
COST CLAIM FOR HEARINGS
Detail of Fees and Disbursements Being Claimed



Detailed Statement of Fees Being Claimed – Vincent J. DeRose			
<i>Date</i>	<i>Description of Services</i>	<i>Time</i>	<i>Allocation</i>
23-Sep-11	Reviewing Application	3.8	Prep
25-Sep-11	Reviewing Application	1.3	Prep
26-Sep-11	Reviewing Application	2.1	Prep
5-Oct-11	Reviewing Application	3.1	Prep
7-Oct-11	Reviewing Application	2.1	Prep
11-Oct-11	Reviewing Application	2.7	Prep
21-Oct-11	Reviewing letter from Board	0.3	Prep
28-Oct-11	Reviewing evidence	3.4	Prep
28-Oct-11	Telephone call from S. Van Der Paelt	0.3	Prep
9-Nov-11	Reviewing evidence re: interim request; telephone call from SEC and CCC; drafting submissions; reviewing Board Staff and SEC submissions	4.9	Prep
11-Nov-11	Reviewing Issues List and drafting letter to the Board; reviewing related evidence re: cost allocation	2.4	Prep
21-Nov-11	Drafting reporting letter to client	0.7	Prep
25-Nov-11	Reviewing Interrogatories	0.3	Prep
30-Nov-11	Reviewing evidence re: Interrogatories	1.7	Prep
1-Dec-11	Reviewing evidence and drafting Interrogatories	3.2	Prep
2-Dec-11	Drafting Interrogatories	3.7	Prep
17-Dec-11	Reviewing Interrogatories and related evidence	5.6	Prep
18-Dec-11	Prepare for Settlement Conference	7.1	Prep
19-Dec-11	Prepare for Settlement Conference	1.3	Prep
19-Dec-11	Attendance at Settlement Conference	7.0	Attend SC
20-Dec-11	Prepare for Settlement Conference	1.8	Prep
20-Dec-11	Attendance at Settlement Conference, including pre-conference meeting with intervenors	7.9	Attend SC
TOTAL HOURS:		66.7	

Ontario Energy Board
COST CLAIM FOR HEARINGS
Detail of Fees and Disbursements Being Claimed



File #: EB-2011-0327 Party: Canadian Manufacturers & Exporters	Process: Union Gas Limited 2012-2014 DSM Plan Name: Jack Hughes <div style="text-align: right;"> Completed Years Practising/Years of relevant experience <hr style="width: 100px; margin: 0 auto;"/> 7 </div>
<div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> Counsel/Articling Student/Paralegal: <input checked="" type="checkbox"/> Consultant: <input type="checkbox"/> CV attached <input type="checkbox"/> </div> <div style="width: 45%; text-align: right;"> CV not required: <input checked="" type="checkbox"/> </div> </div>	

Statement of Fees Being Claimed					
	Hours	Hourly rate	Subtotal	HST	Total
Preparation	6.9	\$230.00	\$1,587.00	\$206.31	\$1,793.31
Attendance – Settlement Conference			0.00	0.00	0.00
Attendance – Oral Hearing			\$0.00	\$0.00	\$0.00
Argument			\$0.00	\$0.00	\$0.00
Case Management		\$170.00	\$0.00	\$0.00	\$0.00
TOTAL LEGAL/ CONSULTANT FEES			\$1,587.00	\$206.31	\$1,793.31

Detailed Statement of Fees Being Claimed – Jack Hughes			
Date	Description of Services	Time	Allocation
26-Oct-11	Confer and consult with V. DeRose; review Demand Side Guidelines; commence review of pre-filed evidence	2.2	Prep
27-Oct-11	Continue review of pre-filed evidence	1.8	Prep
31-Oct-11	Review of pre-filed evidence	2.6	Prep
9-Nov-11	Review Procedural Order; review Union Gas correspondence with Board; confer and consult with V. DeRose; receive and review draft CME submissions	0.3	Prep
TOTAL HOURS:		6.9	