

March 26, 2013

**Filed on RESS
Sent By Courier**

Kirsten Walli
Board Secretary
Ontario Energy Board
Suite 2700
2300 Yonge Street
Toronto, ON M4P 1E4



Barristers & Solicitors / Patent & Trade-mark Agents

Norton Rose Canada LLP
Royal Bank Plaza, South Tower, Suite 3800
200 Bay Street, P.O. Box 84
Toronto, Ontario M5J 2Z4 CANADA

F: +1 416.216.3930
nortonrose.com

Your reference
EB-2012-0087

Direct line
+1 (416) 216-1927

Our reference
01015413-0028

Email
john.beauchamp@nortonrose.com

Dear Ms. Walli:

**Association of Power Producers of Ontario ("APPRO") – Cost Claim
EB-2012-0087– Union Gas Limited – 2011 Earnings Sharing & Disposition of Deferral
Account and Other Balances**

Enclosed please find the cost claim submitted by APPRO in relation to the above-noted matter. Please note that due to a technical issue, Norton Rose did not receive the Board's email on February 28th which included the decision in this proceeding. As a result, we were unaware that the Board had issued a decision in this proceeding, and of the March 14th deadline for submitting intervenor cost claims.

Please note that we have discussed this matter with Union Gas representatives, and their counsel, who have agreed not to object to APPRO submitting a late cost claim. We have also conferred with Board Staff and understand that the Panel will assess APPRO's claim after Union has had an opportunity to review and comment.

Yours very truly,

Original signed by

John Beauchamp

JB/mnm

Enclosure

DOCSTOR: 2667280\1

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

File # EB-2012-0087
Party: APPrO

Process: Union Gas 2011 Earnings Sharing

Summary of Fees and Disbursements Being Claimed

Legal/Consultant Fees	\$ 23,670.00
Disbursements	\$ 11.89
HST	\$ 3,078.65
 Total Cost Claim	 \$ 26,760.54

Ontario Energy Board

COST CLAIM FOR HEARINGS



Detail of Fees and Disbursements Being Claimed

File # EB-	2012-0087	Process:	Union Gas 2011 Earnings Sharing
Party:	APPrO	Name:	Richard King
		Completed Years Practising/Years of relevant experience	
Counsel/Articling Student/Paralegal:	<input checked="" type="checkbox"/>	17	
Consultant:	<input type="checkbox"/>		
CV attached:	<input type="checkbox"/>	CV not required:	<input type="checkbox"/>

Statement of Fees Being Claimed

	Hours	Hourly rate	Subtotal	HST	Total
Preparation	8.30	\$290.00	\$2,407.00	\$312.91	\$2,719.91
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			\$2,407.00	\$312.91	\$2,719.91

Statement of Disbursements Being Claimed

	Net Cost	HST	Total
Photocopies		\$0.00	\$0.00
Printing		\$0.00	\$0.00
Fax		\$0.00	\$0.00
Courier		\$0.00	\$0.00
Telephone		\$0.00	\$0.00
Postage		\$0.00	\$0.00
Transcripts		\$0.00	\$0.00
Travel: Air		\$0.00	\$0.00
Travel: Car		\$0.00	\$0.00
Travel: Rail		\$0.00	\$0.00
Travel (Other):		\$0.00	\$0.00
Parking		included	\$0.00
Taxi or Airport Limo		\$0.00	\$0.00
Accommodation		\$0.00	\$0.00
Meals		\$0.00	\$0.00
Other:		\$0.00	\$0.00
TOTAL DISBURSEMENTS:	\$0.00	\$0.00	\$0.00

Richard King**Partner****Toronto (Royal Bank Plaza), Canada****Norton Rose Canada LLP****+1 416.216.2311****richard.king@nortonrose.com****Ontario 1996**

Richard King practises energy, aboriginal and environmental law. He has been extensively involved in the Ontario energy sector for many years, and advises clients on commercial and regulatory matters related to power project development, power trading and utility regulation (rates and compliance). He has advised clients on a number of power transmission and generation projects in Ontario, including combined-cycle generation facilities (e.g., Greenfield Energy Centre's 1,005 MW plant), cogeneration plants (e.g., TransAlta's 440 MW Sarnia Plant), large and small-scale wind farms (e.g., 99 MW Erie Shores Windfarm), solar power facilities (including First Solar's developments in Ontario), and new transmission projects (e.g., Five Nations Energy Inc. line in James Bay). He regularly appears before the Ontario Energy Board and the National Energy Board on behalf of clients in project approval and rate regulation matters.

Mr. King's aboriginal law practice focuses on consultation and accommodation of aboriginal groups in connection with large natural resource projects (primarily in the energy and mining sectors). He assists clients with advice on their delegated duty to consult, the preparation of aboriginal consultation policies and reports, and negotiating and developing impact benefits agreements. Mr. King has unique expertise in relation to aboriginal matters related to large-scale, greenfield transmission projects, having acted for Five Nations Energy Inc., Ontario's first First-Nation-owned transmission company, and Wataynikaneyap Power (formed to connect Goldcorp's Musselwhite mine and 13 remote aboriginal communities in northern Ontario).

Mr. King's environmental practice focuses on the environmental aspects of major infrastructure projects in all economic sectors. This includes environmental assessment work, the review of environmental provisions in project development agreements, and diligence and management of environmental issues associated with new projects (e.g., contaminated lands, project approvals, risk allocation, etc.).

Mr. King completed course work towards a doctor of juridical science degree at University of Toronto law school in 2006.

Global expertise

Richard King

Carbon Capture and Storage; Cleantech; Climate change; Energy; Environment, safety and planning; Nuclear; Occupational health, safety and security; Renewables; Solar; Wind.

Local expertise

Aboriginal; Cleantech; Corporate responsibility and sustainability; Energy; Environmental; Governance and directors' liability.

Key industry sectors

Energy, Infrastructure, mining and commodities

Law school and education

LL.M., London School of Economics and Political Science, 1995

LL.B., Osgoode Hall Law School, 1993

M.E.S., York University, 1993

B.Sc., Western University, 1989

Selected client work

Mr. King is acting or has acted recently for the following clients:

Power transmission

- Wataynikaneyap Power in preparation for a leave to construct application to be filed with the Ontario Energy Board in 2013. This project will ultimately connect approximately 13 remote First Nation communities in northern Ontario
- Five Nations Energy Inc., since 2000, in connection with the greenfield development of a 270-kilometre transmission line along the west coast of James Bay. Five Nations is Ontario's only First Nation-owned transmission company

Power generation

- Greenfield Energy Centre LP (a Calpine/Mitsui venture) in respect of all environmental assessment and regulatory (including environmental) approvals associated with the construction and operation of a 1,005 MW combined-cycle gas-fired power plant in St. Clair Township, Ontario
- TransAlta Energy Corporation in respect of the development of a first large cogeneration plant (660 MW) built in Ontario in contemplation of a competitive wholesale market. The facility supplies power and steam to large industrial hosts in Sarnia, Ontario

Aboriginal consultation

- Cliffs Natural Resources Inc. in connection with aboriginal consultation and the negotiation and development of benefits agreements with numerous First Nations. Cliffs is developing an open-pit chromite mine in the Ring of Fire region of Ontario and an associated ferrochrome production facility in Sudbury
- A wind farm developer in connection with its aboriginal consultation for eight wind farms (>600 MW) in southern and central Ontario.

Power trading

Richard King

- Numerous US and Canadian power trading companies in connection with trading compliance matters in Ontario, including congestion management settlement credit disputes with the IESO, representation in alleged breaches of IESO Market Rules, and representation in connection with compliance investigation and enforcement by the Ontario Energy Board's Market Surveillance Panel
- Power traders in current Hydro One rate case, in connection with export transmission charges

Utility regulation

- The Electricity Distributors Association in connection with the establishment of a smart metering charge and approval of a contractual arrangement regarding same with IESO
- The Association of Power Producers of Ontario (APPrO) in connection with Ontario Energy Board matters, including natural gas rate applications by Union Gas and Enbridge Gas Distribution, export transmission rate applications by Hydro One Networks Inc., and conservation and demand management program applications by Union Gas and Enbridge Gas Distribution

Publications

- The era of the Canadian Environmental Assessment Act, 2012 has begun, September 2012
- Canadian government proposes significant changes to the environmental assessment and regulatory framework, June 2012
- Bill C-300 heads back to standing committee, March 10, 2010
- Ontario's new green energy Act released, February 23, 2009

Speaking engagements

- Mr. King is a regular speaker at conferences on aboriginal consultation, and electricity and natural gas regulation in Ontario.

Media highlights

- Norton Rose lawyers release IFC Performance Standards on Environmental & Social Sustainability, 31 October 2012
- Native law is a growing field, March 6, 2012
- Facing More Controls, March 9, 2010
- Companies to report toxic substances, November 23, 2009
- Ontario goes green, May 19, 2009
- Ontario rolls out bold new feed-in tariff, April 28, 2009
- Green Act may prompt flood of litigation, March 2, 2009
- Province to fast-track wind turbine projects, February 21, 2009

Rankings and recognitions

- *Best Lawyers in Canada*, 2013 - Environmental Law

Richard King

- *Canadian Legal Lexpert Directory*, 2012: recommended in Energy (Electricity)
- London School of Economics, Law Award of Merit
- Osgoode Hall Law School, Environmental Law Prize
- Osgoode Hall Law School, Rights of Indigenous Peoples Prize

Membership and activities

- Association of Power Producers of Ontario
- Ontario Energy Association
- Environmental Defence Canada
 - Former board member
- Ontario Waterpower Association
 - Former committee member Class EA for Waterpower
- Former adjunct professor, International Environmental Law, Osgoode Hall Law School
- Former adjunct professor, Environmental Law, Western University

Ontario Energy Board

COST CLAIM FOR HEARINGS



Detail of Fees and Disbursements Being Claimed

File # EB-	2012-0087	Process:	Union Gas 2011 Earnings Sharing
Party:	APPrO	Name:	John Beauchamp
		Completed Years Practising/Years of relevant experience	
Counsel/Articling Student/Paralegal:	<input checked="" type="checkbox"/>	5	
Consultant:	<input type="checkbox"/>		
CV attached:	<input checked="" type="checkbox"/>	CV not required:	<input type="checkbox"/>

Statement of Fees Being Claimed

	Hours	Hourly rate	Subtotal	HST	Total
Preparation	88.90	\$170.00	\$15,113.00	\$1,964.69	\$17,077.69
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			\$15,113.00	\$1,964.69	\$17,077.69

Statement of Disbursements Being Claimed

	Net Cost	HST	Total
Photocopies		\$0.00	\$0.00
Printing		\$0.00	\$0.00
Fax		\$0.00	\$0.00
Courier	\$11.89	\$1.55	\$13.44
Telephone		\$0.00	\$0.00
Postage		\$0.00	\$0.00
Transcripts		\$0.00	\$0.00
Travel: Air		\$0.00	\$0.00
Travel: Car		\$0.00	\$0.00
Travel: Rail		\$0.00	\$0.00
Travel (Other):		\$0.00	\$0.00
Parking		included	\$0.00
Taxi or Airport Limo		\$0.00	\$0.00
Accommodation		\$0.00	\$0.00
Meals		\$0.00	\$0.00
Other:		\$0.00	\$0.00
TOTAL DISBURSEMENTS:	\$11.89	\$1.55	\$13.44

John Beauchamp**Associate****Toronto (Royal Bank Plaza), Canada****Norton Rose Canada LLP**

+1 416.216.1927

john.beauchamp@nortonrose.com

**Ontario 2008**

John Beauchamp's practice covers all aspects of corporate law, with an emphasis on environmental and energy-related matters. He has appeared before the Ontario Energy Board and has worked on a variety of energy regulatory matters, including rate applications, licensing issues, franchise applications and utility share acquisitions. Mr. Beauchamp has also recently advised clients on the Ontario Power Authority's Feed-in Tariff Program, smart metering, connection impact assessments, and carbon emissions.

Mr. Beauchamp has experience in the environmental aspects of corporate transactions and has provided compliance advice on a variety of topics, including product stewardship and recycling laws, the federal *Fisheries Act*, water takings pursuant to the *Ontario Water Resources Act*, PCB storage, brownfields remediation, and the federal government's Chemicals Management Program.

Mr. Beauchamp also served as counsel to the Independent Electricity System Operator (IESO) during a 10-month secondment. The IESO is responsible for overseeing the wholesale electricity markets and the safe and reliable operation of Ontario's bulk electricity system.

Local expertise

Energy; Environmental.

Key industry sectors

Energy

Law school and education

LL.B., University of Ottawa, 2007

B.A., McMaster University, 2003

B.Kin.(Hons.), McMaster University, 2002

Publications

- Global CSR Monitor - Whistleblower Protections and CSR, May 27, 2010

ASSOCIATION OF POWER PRODUCERS
OF ONTARIO (APPRO)

01015413-0028

**RE: Union Gas Limited - EB-2012-0087 2011 Earnings Sharing & Disposition of
Deferral Accounts**

FEE DETAIL

Date	Timekeeper	Description	Hours
13/6/12	John Beauchamp	Reviewing interrogatory responses from Union Gas; liaising with J. Wolnik and E. Nadeau on same; corresponding with L. Gluck at Ontario Energy Board on same.	4.00
18/6/12	John Beauchamp	Reviewing correspondence from Union Gas and intervenors regarding procedural steps and issues pertaining to proposed technical conference; corresponding with J. Wolnik and E. Nadeau regarding same.	1.30
19/6/12	John Beauchamp	Corresponding with J. wolnik regarding proceeding.	0.30
21/6/12	John Beauchamp	Liaising with J. Wolnik to discuss proceeding; corresponding with B. Kelly, E. Nadeau and J. Wolnik on same.	1.80
27/6/12	John Beauchamp	Reviewing Procedural Order from Ontario Energy Board; drafting correspondence on same to B. Kelly, E. Nadeau and J. Wolnik.	0.80

DISBURSEMENTS - TAXABLE

Courier service		11.89
	TOTAL	CAD \$11.89

ASSOCIATION OF POWER PRODUCERS
OF ONTARIO (APPRO)

01015413-0028

**RE: Union Gas Limited - EB-2012-0087 2011 Earnings Sharing & Disposition of
Deferral Accounts**

FEE DETAIL

Date	Timekeeper	Description	Hours
9/5/12	John Beauchamp	Preparing for and attending teleconference with D. Butters and J. Wolnik to discuss proceeding and strategy.	0.20
16/5/12	John Beauchamp	Researching topics as per discussion with J. Wolnik in preparation of potential interrogatories.	2.00
18/5/12	John Beauchamp	Corresponding with J. Wolnik and D. Butters regarding potential motion to provide responses to interrogatories; reviewing Transcanada motion on same; reviewing precedents of same; discussing same with R. King and providing comments on same to J. Wolnik and D. Butters.	3.00
18/5/12	John Beauchamp	Reviewing Union Gas' application in preparation for meeting with J. Wolnik.	2.00
22/5/12	John Beauchamp	Researching issues relating to proceeding as per discussions with D. Butters and J. Wolnik.	2.00
23/5/12	John Beauchamp	Meeting with J. Wolnik for extensive discussion on proceeding and preparation of interrogatories; liaising by phone and corresponding by email with E. Nadeau to discuss proceeding and interrogatories.	2.50
25/5/12	John Beauchamp	Drafting and revising interrogatories to file with the Ontario Energy Board; corresponding with J. Wolnik, E. Nadeau and D. Butters regarding same; filing same with Ontario Energy Board.	4.50
27/5/12	John Beauchamp	Performing additional research on issue of rate shock in context of Union Gas' deferral accounts proceeding as per discussion with J. Wolnik; drafting up explanation of same; corresponding with J. Wolnik and R. King regarding same.	1.50

ASSOCIATION OF POWER PRODUCERS
OF ONTARIO (APPRO)

01015413-0028

**RE: Union Gas Limited - EB-2012-0087 2011 Earnings Sharing & Disposition of
Deferral Accounts**

FEE DETAIL

Date	Timekeeper	Description	Hours
6/7/12	John Beauchamp	Corresponding with D. Butters regarding proceeding.	0.50
6/7/12	Richard J. King	Forward email exchanges to J. Beauchamp; brief review of same.	0.30
10/7/12	John Beauchamp	Reviewing Ontario Energy Board jurisprudence with respect to clearance of deferral accounts.	0.50
11/7/12	John Beauchamp	Reviewing Board jurisprudence with respect to clearance of deferral accounts.	1.00
12/7/12	Richard J. King	Discussion with J. Beauchamp regarding issues and possible strategies.	0.50
19/7/12	Richard J. King	Review evidence.	1.50
23/7/12	John Beauchamp	Reviewing procedural matters and corresponding with R. King and D. Butters on same.	0.50
23/7/12	Richard J. King	Review evidence in detail; make list of other information; discussion with R. Aiken; check timelines; question to client.	2.30
30/7/12	John Beauchamp	Corresponding with L. Gluck at Ontario Energy Board; corresponding with R. King regarding same; corresponding with E. Nadeau and J. Wolnik regarding upcoming issues submission.	0.80

ASSOCIATION OF POWER PRODUCERS
OF ONTARIO (APPRO)

01015413-0028

**RE: Union Gas Limited - EB-2012-0087 2011 Earnings Sharing & Disposition of
Deferral Accounts**

FEE DETAIL

Date	Timekeeper	Description	Hours
1/8/12	John Beauchamp	Corresponding with other intervenors with respect to issues submission for technical conference; liaising with R. King to discuss same; corresponding with J. Wolnik to discuss same.	0.50
2/8/12	John Beauchamp	Corresponding with D. Butters, R. King, J. Wolnik and E. Nadeau by email with respect to proceeding; attending teleconference with D. Butters, R. King and J. Wolnik to discuss file; liaising by phone with L. Gluck and K. Sebalj at Board to discuss proceeding; liaising with E. Nadeau by phone to discuss file; corresponding with other intervenors on file; reviewing 2011 DSM Report and Audit.	5.80
2/8/12	Richard J. King	Research on technical conference issue; liaise with J. Beauchamp; meeting and conference call with client; review P. Thompson's letter.	2.00
3/8/12	John Beauchamp	Researching issues pertaining to total resource cost; liaising with E. Nadeau to discuss proceeding; corresponding with R. King to discuss proceeding.	2.30
10/8/12	John Beauchamp	Liaising with R. King and J. Wolnik to discuss Union reply submission on technical conference and with respect to upcoming settlement conference; corresponding with D. Butters, R. King and J. Wolnik regarding Union reply submission on technical conference and with respect to settlement conference.	2.00
14/8/12	John Beauchamp	Extensive research for upcoming settlement conference and negotiations; drafting correspondence on same for J. Wolnik.	2.00
15/8/12	Richard J. King	Liaise with J. Beauchamp regarding technical conference and CME issues; liaise with client.	1.10
15/8/12	John Beauchamp	Corresponding with J. Wolnik about mitigation-related issues; reviewing procedural order and corresponding with J. Wolnik, R. King, D. Butters on technical conference and other matters.	2.00

ASSOCIATION OF POWER PRODUCERS
OF ONTARIO (APPRO)

01015413-0028

**RE: Union Gas Limited - EB-2012-0087 2011 Earnings Sharing & Disposition of
Deferral Accounts**

Date	Timekeeper	Description	Hours
16/8/12	John Beauchamp	Corresponding with E. Nadeau about proceeding; corresponding with R. King and J. Wolnik regarding same; phone call with D. Butters to discuss proceeding.	2.00
20/8/12	Richard J. King	Discussion with J. Beauchamp regarding argument and technical conference.	0.60
21/8/12	John Beauchamp	Attending technical conference; corresponding with J. Wolnik and R. King regarding same.	3.50

ASSOCIATION OF POWER PRODUCERS
OF ONTARIO (APPRO)

01015413-0028

**RE: Union Gas Limited - EB-2012-0087 2011 Earnings Sharing & Disposition of
Deferral Accounts**

FEE DETAIL

Date	Timekeeper	Description	Hours
22/11/12	John Beauchamp	Corresponding with J. Wolnik to discuss strategy for upcoming proceeding; reviewing file for purposes of same.	1.00
23/11/12	John Beauchamp	Corresponding with D. Butters and J. Wolnik to discuss upcoming settlement conference; reviewing file in preparation for settlement conference.	1.50
25/11/12	John Beauchamp	Reviewing file and other DSM-related proceedings in preparation for settlement conference.	2.00
26/11/12	John Beauchamp	Corresponding with D. Butters and J. Wolnik to discuss upcoming settlement conference; reviewing file in preparation for settlement conference; corresponding by phone and email with other interested parties regarding same.	4.00
27/11/12	John Beauchamp	Corresponding with D. Butters and J. Wolnik regarding strategy for settlement conference; preparing for and attending settlement conference at Ontario Energy Board; corresponding with other intervenors regarding same.	8.00
28/11/12	John Beauchamp	Reviewing correspondence and settlement conference undertakings from Union Gas; corresponding with D. Butters, J. Wolnik and other intervenors regarding same.	1.50
29/11/12	John Beauchamp	Preparing for and attending settlement conference at Ontario Energy Board; corresponding with D. Butters, J. Wolnik and other intervenors regarding same.	5.00
30/11/12	John Beauchamp	Corresponding with Board Staff regarding procedural matters.	0.80

ASSOCIATION OF POWER PRODUCERS
OF ONTARIO (APPRO)

01015413-0028

**RE: Union Gas Limited - EB-2012-0087 2011 Earnings Sharing & Disposition of
Deferral Accounts**

FEE DETAIL

Date	Timekeeper	Description	Hours
4/12/12	John Beauchamp	Corresponding with J. Wolnik, D. Butters and R. King to discuss procedural matters; corresponding with I. Mondrow regarding same.	1.00
11/12/12	John Beauchamp	Corresponding with IGUA counsel and J. Wolnik to discuss various proceeding-related matters; reviewing numbers in proceeding.	2.00
12/12/12	John Beauchamp	Corresponding with IGUA counsel and J. Wolnik to discuss various proceeding-related matters.	1.50
13/12/12	John Beauchamp	Corresponding with J. Wolnik, I. Mondrow and other intervenors; corresponding with Union representatives; reviewing draft settlement agreement; reviewing revised financial numbers forwarded by Union; liaising with R. King; attending teleconference with D. Butters and J. Wolnik.	5.00
14/12/12	John Beauchamp	Corresponding with J. Wolnik, P. Serafina, I. Mondrow, Union representatives and other intervenors with respect to settlement agreement; reviewing and commenting on same.	3.00
21/12/12	John Beauchamp	Attending oral hearing via Board's online service.	2.00

ASSOCIATION OF POWER PRODUCERS
OF ONTARIO (APPRO)

01015413-0028

**RE: Union Gas Limited - EB-2012-0087 2011 Earnings Sharing & Disposition of
Deferral Accounts**

FEE DETAIL

Date	Timekeeper	Description	Hours
15/4/12	John Beauchamp	Corresponding with D. Butters and J. Wolnik regarding Union application in EB-2012-0087.	0.50
16/4/12	John Beauchamp	Corresponding with L. Gluck at Ontario Energy Board regarding proceeding; corresponding with D. Butters and J. Wolnik regarding same.	0.80

Ontario Energy Board

COST CLAIM FOR HEARINGS



Detail of Fees and Disbursements Being Claimed

File # EB-	2012-0087	Process:	Union Gas 2011 Earnings Sharing
Party:	APPrO	Name:	John Wolnik
		Completed Years Practising/Years of relevant experience	
Counsel/Articling Student/Paralegal:	<input type="checkbox"/>		
Consultant:	<input checked="" type="checkbox"/>	20+	
CV attached:	<input type="checkbox"/>	CV not required:	<input type="checkbox"/>

Statement of Fees Being Claimed

	Hours	Hourly rate	Subtotal	HST	Total
Preparation	19.00	\$315.00	\$5,985.00	\$778.05	\$6,763.05
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			\$5,985.00	\$778.05	\$6,763.05

Statement of Disbursements Being Claimed

	Net Cost	HST	Total
Photocopies		\$0.00	\$0.00
Printing		\$0.00	\$0.00
Fax		\$0.00	\$0.00
Courier		\$0.00	\$0.00
Telephone		\$0.00	\$0.00
Postage		\$0.00	\$0.00
Transcripts		\$0.00	\$0.00
Travel: Air		\$0.00	\$0.00
Travel: Car		\$0.00	\$0.00
Travel: Rail		\$0.00	\$0.00
Travel (Other):		\$0.00	\$0.00
Parking		included	\$0.00
Taxi or Airport Limo		\$0.00	\$0.00
Accommodation		\$0.00	\$0.00
Meals		\$0.00	\$0.00
Other:		\$0.00	\$0.00
TOTAL DISBURSEMENTS:	\$0.00	\$0.00	\$0.00

Ontario Energy Board

COST CLAIM FOR HEARINGS



Detail of Fees and Disbursements Being Claimed

File # EB-	2012-0087	Process:	Union Gas 2011 Earnings Sharing
Party:	APPrO	Name:	John Wolnik
		Completed Years Practising/Years of relevant experience	
Counsel/Articling Student/Paralegal:	<input type="checkbox"/>		
Consultant:	<input checked="" type="checkbox"/>	20+	
CV attached:	<input type="checkbox"/>	CV not required:	<input type="checkbox"/>

Statement of Fees Being Claimed

	Hours	Hourly rate	Subtotal	HST	Total
Preparation	0.50	\$330.00	\$165.00	\$21.45	\$186.45
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			\$165.00	\$21.45	\$186.45

Statement of Disbursements Being Claimed

	Net Cost	HST	Total
Photocopies		\$0.00	\$0.00
Printing		\$0.00	\$0.00
Fax		\$0.00	\$0.00
Courier		\$0.00	\$0.00
Telephone		\$0.00	\$0.00
Postage		\$0.00	\$0.00
Transcripts		\$0.00	\$0.00
Travel: Air		\$0.00	\$0.00
Travel: Car		\$0.00	\$0.00
Travel: Rail		\$0.00	\$0.00
Travel (Other):		\$0.00	\$0.00
Parking		included	\$0.00
Taxi or Airport Limo		\$0.00	\$0.00
Accommodation		\$0.00	\$0.00
Meals		\$0.00	\$0.00
Other:		\$0.00	\$0.00
TOTAL DISBURSEMENTS:	\$0.00	\$0.00	\$0.00

ELENCHUS RESEARCH ASSOCIATES

John D Wolnik, P. Eng., MBA

John Wolnik, the principal of John Wolnik & Associates Inc, has over 30 years experience in many sectors of the natural gas industry working for several of the Duke Energy affiliates. As Director of Business Development for Westcoast Energy responsible for underground gas storage and gas pipeline project evaluation and development he acted as project manager on the evaluation and implementation of a number of greenfield pipeline and underground gas storage projects. He has business development experience in Canada and the US as well as international experience. Responsible for acquiring all of the Union Gas' system gas supply, John developed a strong foundation in gas supply and transportation matters within Canada and the US. John also served as Operations Manager for Union Gas in the rapidly growing Regional Municipality of Halton where he established a new operating division to deliver improved customer service and lower operating costs.

EXPERIENCE

President, John Wolnik & Associates Inc

2004

- Established consulting firm January 2004 to provide consulting services to the natural gas and power industries.
- Current clients are from both the natural gas and power sectors.

Project Manager Union Gas (Union is a subsidiary of Westcoast, both are now subsidiaries of Duke)

2003

- Marketing lead on a Duke team to dispose of certain major capital assets.
- Assessed feasibility of smaller utility projects including add on power generation at existing compressor stations.
- Provided strategic regulatory support in the area of upstream transportation issues.
- Provided marketing support for development of new products and services.

Director, Business Development, Westcoast Energy (promoted from Manager in 2000)

1999-2002

- Project Managed Westcoast's involvement in the development and construction of 2 major natural gas pipeline projects. In the first project, Westcoast held a 30% ownership position in a 340 mile 42" (US \$600 million) pipeline extending from Chicago to Sarnia, constructed in 2000. The second project, currently on hold pending further market support, is a 25% involvement in a 540 mile 36" pipeline from Sarnia to New York City. Projected costs of over US \$1,000 million. Specific responsibilities included:
 - Project origination
 - Commercial feasibility
 - Negotiation of all ownership and major development agreements

- Company representative on partnership management committees
- Responsibility to lead a team for the Cdn \$175 million Canadian component, including engineering design, marketing, regulatory approvals (pursuant to National Energy Board Act and Canadian Environmental Assessment Act), land acquisition, environmental considerations, marketing, construction (pending) and arranging for operation of the facility.
- Assessed commercial and technical feasibility to develop underground compressed air energy storage
- Commercial and technical lead on feasibility analysis of 2 new underground natural gas storage opportunities in Canada. Each project had an expected development cost of Cdn \$100-150 million.
- Leadership of a technical and commercial team to identify feasibility of a storage opportunity in north Western Europe.

Manager, Storage Business Development St. Clair Pipelines

1993 - 1998

- Identified and managed the evaluation of potential storage projects in Michigan and New York States as well as other storage projects that supported Westcoast initiatives including projects in the Pacific northwest area of the US, Alberta and the East Coast of Canada.
- Leadership of a multi-disciplinary team consisting of internal personnel and outside consultants to competitively bid and subsequently evaluate the conversion of 4 gas fields to underground storage in Australia. This included a full technical and commercial review, and development recommendations. These fields were developed and are currently in operation today based on the work completed. This also contributed in excess of \$100,000 to Westcoast's net earnings.
- Managed the company's interests in a New York State based storage project and also recommended that the company exit the project when the development risks exceeded the corporate risk appetite. These risks did materialize which ultimately lead to the demise of the project.

Manager, Storage Business Developments Union Gas

1991 to 1993

- Led a team in evaluating commercial and technical aspects of new storage opportunities in Michigan and New York States, including developing "go/no-go" criteria, ownership structures and potential partners.

Manager Gas Purchasing, Union Gas

1987 to 1991

- Negotiated new and re-negotiated pricing and volume terms in existing gas supply and transportation contracts for up to 250 bcf annually (annual value approximately \$500 million), resulting in reduced gas supply costs each year and defended the results before the Ontario Energy Board. This was done through the early phases of deregulation prior to the development of a competitive industry.
- Managed a commercial arbitration with one supplier resulting in a cost reduction of approximately \$6 million annually.

- Instituted a new program to acquire competitive alternate supplies in an era when this had not been accomplished before. This involved initiating the acquisition of US gas supplies from dozens of new suppliers and new transportation routes.

**Manager, Engineering Projects Analysis, Union Gas
1984 to 1987**

- Project managed Union's interest in a large growth phase for expansion of storage and transportation activities into the northeast US.
- Identified the potential, and managed the opening of a mothballed interconnect with a US pipeline. This resulted in significant new competitive opportunities and continued savings of gas supply costs.
- Developed the first Ontario based deregulated gas sales into the US.

**Operation Management Roles Union Gas
1976 to 1984**

- Held various management positions in Chatham, Hamilton and Halton Divisions.
- Managed operating group of approximately 75 employees, including unionized staff.
- Managed pipeline, engineering and construction program.
- Successfully started up a new operating division for the company in Halton to create regionalized customer service and plant maintenance functions.

**Engineering Roles Union Gas
1974-1976**

- Design of natural gas stations.

EDUCATION AND PROFESSIONAL AFFILIATION

Masters of Business Administration, May 1984, McMaster University, Hamilton

Bachelor of Engineering (Civil), May 1974, McMaster University, Hamilton

Member of Professional Engineers of Ontario



34 King St East
6th Floor
Toronto, Ontario
M5C 2X8

Invoice

Date	Invoice #
30/04/2012	2012176

Invoice To
APPrO 25 Adelaide St. East Suite 1602 Toronto, ON M5C 3A1 Attn: Karla Martinez

P.O. No.	Terms
	Net 30

Project

EB 2012-0087

Date	Item	Description	Hours	Rate	Amount
15/04/2012	Preparation	Union Year End Deferral Accounts	1.5	315.00	472.50
16/04/2012	Preparation	Review application	1	315.00	315.00
17/04/2012	Preparation	Review Application	1	315.00	315.00
		HST on Sales		13.00%	143.33

	Subtotal	\$1,102.50
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Billing Inquiries
Anna Luciani-Marzo
416-348-9917 x36
aluciani-marzo@elenchus.ca

HST#861367431	\$143.33
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Total	\$1,245.83
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34 King St East
6th Floor
Toronto, Ontario
M5C 2X8

Invoice

Date	Invoice #
31/05/2012	2012228

Invoice To
APPrO 25 Adelaide St. East Suite 1602 Toronto, ON M5C 3A1 Attn: Karla Martinez

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Project

EB 2012-0087

Date	Item	Description	Hours	Rate	Amount
17/05/2012	Preparation	Union Year End Deferral Accounts Review Application	0.5	315.00	157.50
23/05/2012	Preparation	Review application with counsel, prepare IRs	3	315.00	945.00
		HST on Sales		13.00%	143.33

Subtotal \$1,102.50

Billing Inquiries
Anna Luciani-Marzo
416-348-9917 x36
aluciani-marzo@elenchus.ca

HST#861367431 \$143.33

Total \$1,245.83



34 King St East
6th Floor
Toronto, Ontario
M5C 2X8

Invoice

Date	Invoice #
30/06/2012	2012340

Invoice To
APPrO 25 Adelaide St. East Suite 1602 Toronto, ON M5C 3A1 Attn: Karla Martinez

P.O. No.	Terms
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Project

EB-2012-0087

Date	Item	Description	Hours	Rate	Amount
15/06/2012	Preparation	EB-2012-0087 Union Year End Deferral Accounts Review IR responses HST on Sales	0.5	315.00 13.00%	157.50 20.48

	Subtotal	\$157.50
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Billing Inquiries
Anna Luciani-Marzo
416-348-9917 x36
aluciani-marzo@elenchus.ca

HST#861367431	\$20.48
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Total	\$177.98
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34 King St East
6th Floor
Toronto, Ontario
M5C 2X8

Invoice

Date	Invoice #
31/07/2012	2012310

Invoice To
APPrO 25 Adelaide St. East Suite 1602 Toronto, ON M5C 3A1 Attn: Karla Martinez

P.O. No.	Terms
	Net 30

Project

EB 2012-0087

Date	Item	Description	Hours	Rate	Amount
15/07/2012	Preparation	Union Year End Deferral Accounts Review IR responses HST on Sales	0.5	315.00 13.00%	157.50 20.48

	Subtotal	\$157.50
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Billing Inquiries
Anna Luciani-Marzo
416-348-9917 x36
aluciani-marzo@elenchus.ca

HST#861367431	\$20.48
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Total	\$177.98
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34 King St East
6th Floor
Toronto, Ontario
M5C 2X8

Invoice

Date	Invoice #
31/08/2012	2012375

Invoice To
APPrO 25 Adelaide St. East Suite 1602 Toronto, ON M5C 3A1 Attn: Karla Martinez

P.O. No.	Terms
	Net 30

Project					
EB-2012-0087 Union					
Date	Item	Description	Hours	Rate	Amount
		Union Year End Deferral Accounts			
02/08/2012	Preparation	Analysis of issues and update client	2.5	315.00	787.50
03/08/2012	Preparation	Review issues	0.5	315.00	157.50
16/08/2012	Meeting	Instructions from client	0.25	315.00	78.75
24/08/2012	Preparation	Review final argument and review with client	0.5	315.00	157.50
		Subtotal			1,181.25
		HST on Sales		13.00%	153.56
				Subtotal	\$1,181.25
Billing Inquiries Anna Luciani-Marzo 416-348-9917 x36 aluciani-marzo@elenchus.ca				HST#861367431	\$153.56
				Total	\$1,334.81



34 King St East
6th Floor
Toronto, Ontario
M5C 2X8

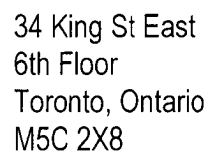
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Date	Invoice #
30/11/2012	2012504

Invoice To
APPrO 25 Adelaide St. East Suite 1602 Toronto, ON M5C 3A1 Attn: Karla Martinez

P.O. No.	Terms
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Project					
Union ESM EB-2012-0087					
Date	Item	Description	Hours	Rate	Amount
19/11/2012	Preparation	Review and comment on decision	1	315.00	315.00
21/11/2012	Preparation	Instructions	0.25	315.00	78.75
27/11/2012	Preparation	Comment on filings and provide feedback on potential settlement offerings	1.5	315.00	472.50
		HST on Sales		13.00%	112.61
				Subtotal	\$866.25
Billing Inquiries Anna Luciani-Marzo 416-348-9917 x36 aluciani-marzo@elenchus.ca				HST#861367431	\$112.61
				Total	\$978.86

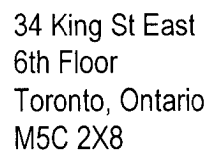


Date	Invoice #
31/12/2012	2012541

Invoice To
APPrO 25 Adelaide St. East Suite 1602 Toronto, ON M5C 3A1 Attn: Karla Martinez

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[illegible]



Date	Invoice #
28/02/2013	2013068

Invoice To
APPrO 25 Adelaide St. East Suite 1602 Toronto, ON M5C 3A1 Attn: Karla Martinez

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