

VIA E-MAIL & COURIER TO THE BOARD

March 14, 2013

Ontario Energy Board  
P.O. Box 2319  
27<sup>th</sup> Floor  
2300 Yonge Street  
Toronto ON M4P 1E4

Attn: Kirsten Walli, Board Secretary

**RE: EB-2012-0087 UNION GAS 2012 ESM/DEF DISPOSITION - FRPO COST CLAIM**

Please find attached the cost claim of the Federation of Rental-housing Providers of Ontario (FRPO) for the Union Gas 2012 Earnings Sharing Mechanism and Deferral Account Disposition Proceeding.

Respectfully Submitted on Behalf of FRPO,



Dwayne R. Quinn  
Principal  
DR QUINN & ASSOCIATES LTD.

c. C. Ripley - Union Gas  
V. Brescia

Invoice To

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

# Invoice

Date	Invoice #
12/03/13	Quinn 60

P.O. No.	Terms	Project
	Upon Receipt	

Description	Qty	Rate	Amount
Cost Claim of the Federation of Rental-housing Providers of Ontario EB-2012-0087 RE: DR Quinn and Associates Ltd. HST (ON) on sales		32,139.18	32,139.18
		13.00%	4,178.09
<b>Total</b>			\$36,317.27
GST/HST No. 105211114			<b>Payments/Credits</b> \$0.00
			<b>Balance Due</b> \$36,317.27

## DR QUINN &amp; ASSOCIATES LTD.

130 Muscovy Drive,  
Elmira, ON N3B 3P7

(519) 500-1022

drquinn@rogers.com

**Invoice**

Date	Invoice #
05/03/2013	60

*Invoice To*

Federation of Rental-housing Providers ON  
Vince Brescia  
20 Upjohn Road, Suite 105  
Toronto, Ontario  
M3B 2V9

*Terms*

Net 60

Service Dates	Description	Qty	Rate	Amount
05/05/2012	FRPO REPRESENTATION IN EB-2012-0087 UNION GAS EARNINGS SHARING MECHANISM AND DEFERRAL ACCOUNT DISPOSITION			
06/05/2012	REVIEW EVIDENCE - IDENTIFY ISSUES	2	330.00	660.00
22/05/2012	REVIEW EVIDENCE - ANALYZE MARGINS	1	330.00	330.00
24/05/2012	REVIEW EVIDENCE INCLUDING EB-2008-0220 - DRAFT ISSUES	2.5	330.00	825.00
25/05/2012	REVIEW EB-2009-0052, EB-2010-0039 - DRAFT IR'S	3	330.00	990.00
11/06/2012	REFINE IR'S - DISCUSS WITH INTERVENORS - SUBMIT IR'S	3.5	330.00	1,155.00
12/06/2012	REVIEW IRR'S	2.5	330.00	825.00
13/06/2012	REVIEW NEB RH-003-2011, TCPL INDEX OF CUSTOMERS, PREPARE TABLE OF CAPACITIES	2.5	330.00	825.00
14/06/2012	REVIEW IRR'S AND EVIDENCE, DRAFT SUBMISSION	1	330.00	330.00
20/06/2012	DISCUSS FINDINGS WITH INTERVENOR - REFINE AND SUBMIT LETTER	2	330.00	660.00
26/06/2012	REVIEW DOS-MN SERVICE, PRESENT CONCERNS IN EMAILS TO INTERVENORS	2.5	330.00	825.00
01/08/2012	FORWARD CONTRACT SUMMARY TO INTERVENORS, DISCUSSION WITH BOARD STAFF	1	330.00	330.00
02/08/2012	REVIEW DRAFT INTERVENOR LETTER, PROVIDE FEEDBACK	1	330.00	330.00
18/08/2012	CALL WITH INTERVENORS, DISCUSSION WITH BOARD STAFF	0.5	330.00	165.00
19/08/2012	TECHNICAL CONFERENCE PREPARATION	3	330.00	990.00
20/08/2012	TECHNICAL CONFERENCE PREPARATION	3	330.00	990.00
21/08/2012	TECHNICAL CONFERENCE PREPARATION	5	330.00	1,650.00
30/08/2012	TECHNICAL CONFERENCE ATTENDANCE	3	330.00	990.00
07/09/2012	REVIEW UNDERTAKING RESPONSES	1.5	330.00	495.00
08/09/2012	REVIEW RECORD INCLUDING EB-2010-0210 - DRAFT ISSUES	5	330.00	1,650.00
09/09/2012	REVIEW RECORD INCLUDING EB-2008-0220 - DRAFT ARGUMENT	3	330.00	990.00
11/09/2012	REVIEW AND DRAFT	2.5	330.00	825.00
	DRAFT ARGUMENT	2.5	330.00	825.00
		<b>Total</b>		

GST/HST No.

820292415

DR QUINN & ASSOCIATES LTD.

130 Muscovy Drive,  
Elmira, ON N3B 3P7  
(519) 500-1022  
drquinn@rogers.com

# Invoice

Date	Invoice #
05/03/2013	60

Invoice To
Federation of Rental-housing Providers ON Vince Brescia 20 Upjohn Road, Suite 105 Toronto, Ontario M3B 2V9

Terms
Net 60

Service Dates	Description	Qty	Rate	Amount
12/09/2012	COMPLETE DRAFT ARGUMENT	2	330.00	660.00
13/09/2012	REVIEW INTERVENOR ARGUMENT - REVISE SUBMISSION	2.5	330.00	825.00
14/09/2012	REFINE AND SUBMIT ARGUMENT	2.5	330.00	825.00
19/11/2012	REVIEW PRELIMINARY DECISION - CONSIDER IMPACT	1	330.00	330.00
23/11/2012	REVIEW RECORD PREPARE EXPECTED IMPACT OF PRELIMINARY DECISION	1	330.00	330.00
26/11/2012	REVIEW UNION SUBMISSIONS - COMPARE WITH EXPECTED IMPACTS - DISCUSSIONS WITH MULTIPLE INTERVENORS	3.5	330.00	1,155.00
27/11/2012	ATTEND SETTLEMENT CONFERENCE	1.75	330.00	577.50
28/11/2012	REVIEW INFO REQUEST RESPONSES	1	330.00	330.00
29/11/2012	ATTEND SETTLEMENT CONFERENCE VIA TELECONFERENCE	1.25	330.00	412.50
30/11/2012	CALL WITH INTERVENORS	0.5	330.00	165.00
01/12/2012	REVIEW HISTORIC DEFERRAL ACCOUNT DECISIONS INCLUDING EB-208-0034, DRAFT QUESTIONS FOR UNION	2	330.00	660.00
04/12/2012	REVIEW PAST DECISIONS EB-2009-0052, EB-201-0039 + QRAM, DRAFT QUESTIONS	2.5	330.00	825.00
05/12/2012	REVIEW REPORTING- REVISE QUESTIONS, SEND TO INTERVENORS	1	330.00	330.00
06/12/2012	FINALIZE AND SUBMIT DATA REQUESTS	1	330.00	330.00
13/12/2012	REVIEW SETTLEMENT AGREEMENT - PROVIDE CONCERNS ON DEFERRAL ACCOUNT WORDING	1	330.00	330.00
14/12/2012	REVIEW FINAL AGREEMENT - PROVIDE ACCEPTANCE	0.5	330.00	165.00
20/12/2012	PREPARE CROSS EXAM	2.5	330.00	825.00
21/12/2012	ATTEND HEARING	2	330.00	660.00
22/12/2012	OUTLINE ARGUMENT	2	330.00	660.00
27/12/2012	REVIEW RECORD - DRAFT ARGUMENT	4	330.00	1,320.00
28/12/2012	FINALIZE DRAFT AND FORWARD TO INTERVENOR	3.5	330.00	1,155.00
31/12/2012	SHARE ARGUMENT WITH OTHER INTERVENORS - EXCHANGE PERSPECTIVES	1	330.00	330.00
		<b>Total</b>		

GST/HST No. 820292415

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Elmira, ON N3B 3P7

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<i>Date</i>	<i>Invoice #</i>
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Federation of Rental-housing Providers ON  
Vince Brescia  
20 Upjohn Road, Suite 105  
Toronto, Ontario  
M3B 2V9

*Terms*

Net 60

<i>Service Dates</i>	<i>Description</i>	<i>Qty</i>	<i>Rate</i>	<i>Amount</i>
22/12/2012	REFINE, FINALIZE & SUBMIT ARGUMENT	2.5	330.00	825.00
	DISBURSEMENTS			
21/08/2012	Travel - Ontario Energy Board - TECHNICAL CONFERENCE	280	0.40	112.00
21/08/2012	Parking		15.93	15.93
21/08/2012	Lunch		9.96	9.96
26/11/2012	Accommodation		149.99	149.99
26/11/2012	Parking		17.70	17.70
27/11/2012	Parking		15.93	15.93
27/11/2012	Lunch		9.74	9.74
21/12/2012	Travel - Ontario Energy Board - Oral Hearing	280	0.40	112.00
21/12/2012	Parking		15.93	15.93
	HST on Sales		13.00%	4,178.09

GST/HST No.

820292415

**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.**

<b>File # EB-</b> <u>2012-0087</u>	<b>Process:</b> <u>UNION GAS ESM AND DEF. ACCT. DISPOSITION</u>
<b>Party:</b> <u>Federation of Rental-housing Prov. Of Ont.</u>	<b>Affiant's Name:</b> <u>Dwayne R. Quinn</u>
<b>HST Number:</b> <u>82029 2415 RT0001</u>	<b>HST Rate Ontario:</b> <u>13.00%</u>
Full Registrant <input checked="" type="checkbox"/>	Qualifying Non-Profit <input type="checkbox"/>
Unregistered <input type="checkbox"/>	Tax Exempt <input type="checkbox"/>
Other <input type="checkbox"/>	

**Affidavit**

I, ROBERT DWAYNE QUINN, of the City/Town of ELMIRA  
in the Province/State of ONTARIO, swear or affirm that:

1. I am a representative of the above-noted party (the "Party") and as such have knowledge of the matters attested to herein.
2. I have examined all of the documentation in support of this cost claim, including the attached "Summary of Fees and Disbursements Being Claimed", "Statement(s) of Fees Being Claimed" and "Statement(s) of Disbursements Being Claimed".
3. The attached "Summary of Fees and Disbursements Being Claimed", "Statement(s) of Fees Being Claimed" and "Statement(s) of Disbursements Being Claimed" include only costs incurred and time spent directly for the purposes of the Party's participation in the Ontario Energy Board process referred to above.
4. This cost claim does not include any costs for work done, or time spent, by a person that is an employee or officer of the Party as described in sections 6.05 and 6.09 of the Board's Practice Direction on Cost Awards.

Dwayne R. Quinn  
Signature of Affiant

Sworn or affirmed before me at the City/Town of Waterloo,  
in the Province/State of Ontario, on March 13 2013,  
(date)

Heather Anne Grant  
Commissioner for taking Affidavits

Heather Anne Grant, a Commissioner, etc.,  
Province of Ontario, for Dueck, Sauer, Jutzi & Noll LLP,  
Barristers & Solicitors. Expires November 2, 2013.

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



**File #** EB- 2012-0087 **Process:** UNION GAS ESM AND DEF. ACCT. DISPOSITION

**Party:** Federation of Rental-housing Prov. Of Ont.

Summary of Fees and Disbursements Being Claimed	
Legal/consultant fees	\$31,680.00
Disbursements	\$467.69
HST	\$4,169.58
<b>Total Cost Claim</b>	<b>\$36,317.27</b>



# Ontario Energy Board

## COST CLAIM FOR HEARINGS



### Detail of Fees and Disbursements Being Claimed

File # EB-	<b>2012-0087</b>	Process:	UNION GAS ESM AND DEF. ACCT. DISPOSITION
Party:	<b>Federation of Rental-housing Prov. of Ont</b>	Name:	<b>Dwayne R. Quinn</b>
		Completed Years Practising/Years of relevant experience	
Counsel/Articling Student/Paralegal:	<input type="checkbox"/>		
Consultant:	<input checked="" type="checkbox"/>	25	
CV attached:	<input checked="" type="checkbox"/>	CV not required:	<input type="checkbox"/>

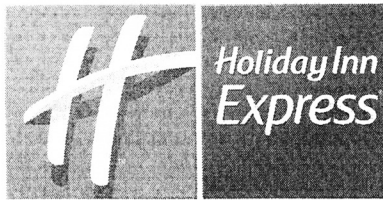
#### Statement of Fees Being Claimed

	Hours	Hourly rate	Subtotal	HST	Total
Preparation	55.00	\$330.00	\$18,150.00	\$2,359.50	\$20,509.50
Attendance - Technical Conference	3.00	\$330.00	\$990.00	\$128.70	\$1,118.70
Attendance - Settlement Conference	3.00	\$330.00	\$990.00	\$128.70	\$1,118.70
Attendance - Oral Hearing	2.00	\$330.00	\$660.00	\$85.80	\$745.80
Argument	33.00	\$330.00	\$10,890.00	\$1,415.70	\$12,305.70
Case Management	0.00	\$170.00	\$0.00	\$0.00	\$0.00
<b>TOTAL LEGAL/CONSULTANT FEES</b>			<b>\$31,680.00</b>	<b>\$4,118.40</b>	<b>\$35,798.40</b>

#### 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	\$224.00	\$29.12	\$253.12
Travel: Rail		\$0.00	\$0.00
Travel (Other):		\$0.00	\$0.00
Parking	\$74.00	included	\$74.00
Taxi or Airport Limo		\$0.00	\$0.00
Accommodation	\$149.99	\$19.50	\$169.49
Meals	\$19.70	\$2.56	\$22.26
Other:		\$0.00	\$0.00
<b>TOTAL DISBURSEMENTS:</b>	<b>\$467.69</b>	<b>\$51.18</b>	<b>\$518.87</b>





11-27-12

Dwayne Quinn  
130 Muscovy Dr  
Elmira ON N3B-3P7  
CA

Folio No. :  
A/R Number :  
Ref. Number :  
Company :  
Membership No. : **PC 887005489**  
Invoice No. :

Room No. : **1006**  
Arrival : **11-25-12**  
Departure : **11-27-12**  
Conf. No. : **63340369**  
Rate Code : **IKPCM**  
Page No. : **1 of 1**

Date	Description	Charges	Credits
11-25-12	*Accommodation	TCPL ANNUAL MEETING 204.99	
11-25-12	HST Tax	26.65	
11-26-12	*Accommodation	EB-2012-0087 SETTLEMENT 149.99	
11-26-12	HST Tax	19.50	
11-26-12	Parking	17.70	
11-26-12	HST Tax	2.30	
Thank you for staying at The Holiday Inn Express Toronto Downtown. Qualifying points for this stay will automatically be credited to your account. To make additional reservations online, update your account information or view your statement please visit <a href="http://www.priorityclub.com">www.priorityclub.com</a> . We look forward to welcoming you back soon.		<b>Total</b>	<b>421.13</b>
		<b>Balance</b>	<b>421.13</b>

**Guest Signature:**

I have received the goods and / or services in the amount shown heron. 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 associate fails to pay for any part or the full amount of these charges. If a credit card charge, I further agree to perform the obligations set forth in the cardholder's agreement with the issuer.

Holiday Inn Express Toronto Downtown  
111 Lombard Street  
Toronto, ON M5C 2T9  
Tel:(416)367-5555 Fax:(416)367-3470  
HST # 860549062RT0057

EB-2012-0087

Freshii  
2300 Yonge Street (Kiosk)  
Toronto, ON  
M4P 1E4  
P 416-486-2301  
F 416-486-2309

Nov 27/12 1:12p

Emp: Day Cash 1  
Bill: 012599 Item ID: 127907

Type: Purchase  
Order ID: 7907121127131250  
Card Num: 5191\*\*\*\*0653 S  
Account: MasterCard  
Date: Nov 27/12 13:12:00  
Ref: bMOWDGS5H1127 INCW  
Auth Code: 13125B  
Amount: 11.01  
Amount: 11.01

RECEIPT  
CAR PARK: Yonge & Eglinton Ctr  
DEVICE: Paystation 1  
PAID: 21/08/12 03:20P  
SHORT TERM 147389  
ENTRY: 21/08/12 09:20A  
EXIT: 21/08/12 03:20P  
PARKING DURATION: 000 05:59  
CHARGED DURATION: 000 02:20  
PAID: CAD18.00  
TAX FREE CAD15.93  
V.A.T. 13% : CAD2.07  
CASH PAYMENTS: CAD20.00  
GIVEN CAD2.00

RECEIPT  
CAR PARK: Yonge & Eglinton Ctr  
DEVICE: Paystation 3  
PAID: 21/12/12 12:01P  
SHORT TERM 000125  
ENTRY: 21/12/12 08:21A  
EXIT: 21/12/12 12:01P  
PARKING DURATION: 000 03:39  
CHARGED DURATION: 000 02:20  
PAID: CAD18.00  
TAX FREE CAD15.93  
V.A.T. 13% : CAD2.07  
CASH PAYMENTS: CAD20.00  
GIVEN CAD2.00

RECEIPT  
CAR PARK: Yonge & Eglinton Ctr  
DEVICE: Paystation 3  
PAID: 27/11/12 04:00P  
SHORT TERM 177692  
ENTRY: 27/11/12 09:29A  
EXIT: 27/11/12 03:59P  
PARKING DURATION: 000 06:30  
CHARGED DURATION: 000 02:20  
PAID: CAD18.00  
TAX FREE CAD15.93  
V.A.T. 13% : CAD2.07  
CASH PAYMENTS: CAD20.00  
GIVEN CAD2.00

EB-2012-0087

EB-2012-0087

Freshii  
2300 Yonge Street (Kiosk)  
Toronto, ON  
M4P 1E4  
P 416-486-2301  
F 416-486-2309

Aug 21/12 12:57p

Emp: Day Cash 1  
Bill: 014312 Item ID: 157835

Type: Purchase  
Order ID: 7835120821125728  
Card Num: 5191\*\*\*\*4108 S  
Account: MasterCard  
Date: Aug 21/12 12:57:00  
Ref: bMOWDVTYS0821 INCW  
Auth Code: 12573B  
Amount: 13.55  
Amount: 13.55

Signature

Cardholder will pay card issuer  
above amount pursuant to  
Cardholder Agreement.

APPROVED - THANK YOU  
Thanks for visiting.  
If your order was less than  
perfect, we'll make it  
right!  
let us know and we'll make it  
right!  
contact us at freshii.com  
find us twitter and facebook

GST #857836670 RT0001

**Dwayne R. Quinn, P. Eng., MBA**  
**DR QUINN & ASSOCIATES LTD.**  
**drquinn@rogers.com**  
**(519) 500-1022**

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**FOCUS**

Assisting organizations with proactive adaptation to legislative and regulatory evolution and resulting market developments. Identifying the organizations' needs and goals and using strategic insights into public policy evolution to develop strategic and tactical initiatives to address proactively the pending opportunities and challenges. As a professional engineer with a Masters of Business Administration, I have over 20 years of utility experience including over 10 years influencing public policy and regulation; achieving personal credibility with governmental and regulatory bodies.

**ACCOMPLISHMENTS**

- Evolved a combined, traditional gas and water utility into a customer-sensitive organization delivering bottom line value to customers and owners
- Instituted Mutual Gains (Interest Based) Bargaining with labour union in 1999
- Directed market research of customers and owners to determine their desires for the natural gas utility in a deregulated environment
- Developed and implemented a direct purchase strategy to buy natural gas for the utilities customers
- Directed the branding of Kitchener Utilities as the Community-Owned Utility
- Recontracted natural gas transportation and delivery agreements resulting in substantial savings
- Developed strategy to implement full cost recovery from water and wastewater systems receiving Council approval to represent the City at public hearings on the Draft Sustainable Water and Sewer Systems Act
- Directed market research of customers to determine their expectations of long-term outlook, investment and willingness to pay for sustainability
- Implemented the principles of the Sustainable Water and Sewer Systems Act absent regulations resulting in two consecutive 18% water and wastewater rate increases with significant public acceptance
- Worked with the Ministry of the Environment, Ministry of Municipal Affairs and Public Infrastructure Renewal to evolve financial regulations to be more effective for municipal water utilities

**RESULTS**

- Satisfied and engaged work force
- Customer understanding and appreciation for our service measured through Market Research
- Customer natural gas savings of over \$25 million in 7 years through implementation of direct purchase
- Incremental profits of over \$25 million dollars in same 7 years from the for-profit aspect of the natural gas utility while keeping customer rate increases below the rate of inflation
- Kitchener's water and wastewater utilities positioned to be fully financially sustainable
- Water and wastewater utilities across the province benefit from more effective financial planning regulations

# Dwayne R. Quinn, P.Eng., MBA

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## **BOTTOM LINE**

I am a highly motivated and passionate professional who believes in service. My pursuit of the interests of those I serve is paramount. Success has been achieved by attaining a comprehensive understanding of the situation coupled with an ability to match stakeholders' interests with opportunities. Much of what was accomplished in Kitchener was unprecedented in public service.

## **ACADEMIC AND PROFESSIONAL**

- Bachelor of Engineering Science (Chemical) - University of Western Ontario – 1985
- Association of Professional Engineers of Ontario – 1987
- Master of Business Administration – Wilfrid Laurier University – 1997

## **EXPERIENCE**

- Union Gas Limited – 1985-92  
Three successive positions of increasing responsibility covering Facilities Planning, Operations Engineering and Plant Construction. Improved simulation modeling techniques, pressure station design, workflow, performance and customer service.
- Babcock & Wilcox – Project Management – 1993-1994  
Project management on a \$200 million steam generator replacement project.
- City of Kitchener, Utilities Division – Engineering – 1994-98  
Engineering and plant construction for distribution system. Contributed to the updating and enhancement of engineering standards and construction coordination.
- City of Kitchener, Utilities Division – Director – 1998-2007  
Management, operations, regulatory lead and strategic direction of a combined gas and water utility. Contributed to the strategic evolution of Utilities to meet the challenges of natural gas deregulation and the implementation of the Sustainable Water and Sewer Systems Act, 2002.
- DR QUINN & ASSOCIATES LTD – Principal 2008-present.  
Established an independent consulting company providing advisory services in the fields of energy and infrastructure to clients in the public and private sectors.

## **COMMITTEES, ASSOCIATIONS & REPRESENTATIONS**

- Ontario Natural Gas Association – Board of Directors 1999-2000  
Contributed to the survival of the association for the benefit of its members
- Ontario Energy Association – Board of Directors 2000-2001  
Contributed to the design and implementation of a business plan to evolve the energy association to reflect the changing market
- Technical Standards and Safety Authority, Advisory Council 2000-2008  
Contributed to the Authorities strategic direction of Ontario natural gas industry's safety regulator putting Public Safety First during deregulation of utility services
- Ontario Energy Board – 1999-2007, 2008-12  
Lead Kitchener Utilities regulatory representation including submission of written evidence and supporting testimony until 2007 and subsequently, regulatory consultant for FRPO