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June 11, 2013

Reply To: Thomas Brett
Direct Dial: 416.941.8861
E-mail: tbrett@foglers.com
Our File No. 124015

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

Attention: Kirsten Walli,
Board Secretary

Dear Ms. Walli:

Re: EB-2012-0031

Please find enclosed herewith two (2) copies of the cost claim with respect to the above captioned proceeding on behalf of Building Owners and Managers Association, Greater Toronto (BOMA).

Yours sincerely,

FOGLER, RUBINOFF LLP

Thomas Brett
TB/dd
Encls.

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- EB-2012-0031

Process: Hydro One Transmission Rates

Party: BOMA

Affiant's Name: Tom Brett

HST Number: R119420859

HST Rate Ontario: 13.00%

Full Registrant

Qualifying Non-Profit

Unregistered

Tax Exempt

Other

Affidavit

I, Tom Brett, of the City/Town of Toronto
in the Province/State of Ontario, swear or affirm that:

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

[Signature]
Signature of Affiant

Sworn or affirmed before me at the City/Town of Toronto,
in the Province/State of Ontario, on June 11/13.
(date)

[Signature]
Commissioner for taking Affidavits

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



File # EB- EB-2012-0031 Process: Hydro One Transmission Rates

Party: BOMA

Summary of Fees and Disbursements Being Claimed

Legal/consultant fees	\$29,964.00
Disbursements	\$11.99
HST	\$3,896.88
Total Cost Claim	\$33,872.87

Ontario Energy Board COST CLAIM FOR HEARINGS



Detail of Fees and Disbursements Being Claimed

File # EB- <u>EB-2012-0031</u>	Process: <u>Hydro One Transmission Rates</u>
Party: <u>BOMA</u>	Name: <u>Tom Brett</u>
	Completed Years Practising/Years of relevant experience <hr style="width: 100px; margin: auto;"/> <u>35</u> <hr style="width: 100px; margin: auto;"/>
Counsel/Articling Student/Paralegal: <input checked="" type="checkbox"/>	
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	68.80	\$330.00	\$22,704.00	\$2,951.52	\$25,655.52
Attendance - Technical Conference	6.50	\$330.00	\$2,145.00	\$278.85	\$2,423.85
Attendance - Settlement Conference	13.50	\$330.00	\$4,455.00	\$579.15	\$5,034.15
Attendance - Oral Hearing	2.00	\$330.00	\$660.00	\$85.80	\$745.80
Argument			\$0.00	\$0.00	\$0.00
Case Management		\$170.00	\$0.00	\$0.00	\$0.00
TOTAL LEGAL/CONSULTANT FEES			\$29,964.00	\$3,895.32	\$33,859.32

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	\$11.99	\$1.56	\$13.55
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:	\$11.99	\$1.56	\$13.55

F1588
Fraser & Company

CLIENT LAWYER: Brett, Thomas

MATTER_LAWYER: Brett, Thomas

LAWYER ON BILL: Brett, Thomas

LAST BILL DATE: NONE

124015
BOMA – Hydro One Networks,
Transmission Rates Applications;
Board File No. EB-2012-0031

PAYOR NAME & ADDRESS
Fraser & Company
502-33 Harbour Square
Toronto, ON
M5J 2G2
Canada
Attn: Marion Fraser

PAYOR: F1588 MAIN
BILL: F1588 MAIN

ACCOUNT APPROVAL

Thomas Brett

FINAL BILL: MATTER WILL BE MADE INACTIVE

UNBILLED TIME

<u>LAST ENTRY</u>	<u>TIMEKEEPER</u>	<u>HOURS</u>	<u>AMOUNT</u>	<u>FEE CREDIT ALLOCATION</u> [] AS DOCKETED	<u>CODE</u>	<u>INIT</u>
06/Feb/13	Thomas Brett	90.80	29,964.00		415	TB
TOTAL UNBILLED FEES		90.80	29,964.00	<input type="checkbox"/> WRITE OFF		
PREMIUM (WRITE DOWN)						
TOTAL FEES THIS BILL						

UNBILLED DISBURSEMENTS

<u>LAST ENTRY</u>	<u>CODE</u>	<u>DISB. TYPE</u>	<u>GST</u>	<u>AMOUNT</u>	<u>UNBILLED W/O</u>	<u>ANTICIPATED</u>	<u>TOTAL THIS BILL</u>
26/Jun/12	7	Courier & Delivery	Y	11.99			
TOTAL UNBILLED DISB				11.99	<input type="checkbox"/> WRITE OFF		
TOTAL ADJUSTMENTS							
TOTAL DISB THIS BILL							

TRUST SUMMARY – A Trust was not opened on this Matter

F1588 **124015**
Fraser & Company
BOMA – Hydro One Networks,
Transmission Rates Applications; Board
File No. EB-2012-0031
Prebill No.: 691001
Session ID: 388127

LAST BILL DATE: NONE
LAST BILLED TO DATE: NONE
FILE LAWYER: Brett, Thomas
ASSIGNED LAWYER: Brett, Thomas

CLIENT ADDRESS
Fraser & Company
502-33 Harbour Square
Toronto, ON M5J 2G2
CANADA

BILLING ADDRESS
502-33 Harbour Square
Toronto, ON
M5J 2G2
Fraser, Marion

DETAIL OF UNBILLED TIME

<u>DATE</u>	<u>TIME ID</u>	<u>TIMEKEEPER</u>	<u>HOURS</u>	<u>RATE</u>	<u>AMOUNT</u>	<u>DESCRIPTION</u>
15/Aug/12	2093338	415 TB	1.00	330.00	330.00	Reviewing evidence
22/Sep/12	2113368	415 TB	4.00	330.00	1,320.00	Reviewing evidence
23/Sep/12	2113366	415 TB	4.00	330.00	1,320.00	Reviewing evidence
24/Sep/12	2113024	415 TB	4.00	330.00	1,320.00	Reviewing evidence
26/Sep/12	2113371	415 TB	3.00	330.00	990.00	Reviewing evidence
27/Sep/12	2115368	415 TB	3.00	330.00	990.00	Reviewing evidence
28/Sep/12	2115376	415 TB	3.00	330.00	990.00	Reviewing evidence
02/Oct/12	2116208	415 TB	2.00	330.00	660.00	Reviewing evidence; Preparing for Technical Conference
03/Oct/12	2116786	415 TB	1.50	330.00	495.00	Reviewing evidence
04/Oct/12	2117792	415 TB	2.00	330.00	660.00	Reviewing evidence
05/Oct/12	2117798	415 TB	1.50	330.00	495.00	Reviewing evidence
07/Oct/12	2117802	415 TB	3.00	330.00	990.00	Reviewing evidence
08/Oct/12	2118612	415 TB	2.00	330.00	660.00	Reviewing evidence
10/Oct/12	2121035	415 TB	4.00	330.00	1,320.00	Reviewing evidence and IR responses
11/Oct/12	2121038	415 TB	3.00	330.00	990.00	Reviewing evidence
12/Oct/12	2121040	415 TB	6.50	330.00	2,145.00	Attending Technical Conference
15/Oct/12	2121042	415 TB	4.00	330.00	1,320.00	Reviewing evidence; Preparation for Settlement Conference
17/Oct/12	2122348	415 TB	3.00	330.00	990.00	Reviewing evidence
18/Oct/12	2125105	415 TB	2.00	330.00	660.00	Reviewing evidence
22/Oct/12	2126005	415 TB	3.50	330.00	1,155.00	Reviewing evidence
23/Oct/12	2126007	415 TB	6.00	330.00	1,980.00	Attending Settlement Conference
24/Oct/12	2127307	415 TB	6.00	330.00	1,980.00	Attending Settlement Conference
25/Oct/12	2129643	415 TB	1.50	330.00	495.00	Attending Settlement Conference
30/Oct/12	2130348	415 TB	1.50	330.00	495.00	Preparation for Hearing
01/Nov/12	2132656	415 TB	1.50	330.00	495.00	Reviewing Settlement Agreement comments
01/Nov/12	2132668	415 TB	1.50	330.00	495.00	Reviewing comments and evidence
01/Nov/12	2132669	415 TB	0.50	330.00	165.00	Reviewing Settlement Agreement
02/Nov/12	2132671	415 TB	2.00	330.00	660.00	Reviewing ETS evidence
02/Nov/12	2132676	415 TB	1.00	330.00	330.00	Reviewing Settlement Agreement
04/Nov/12	2133390	415 TB	3.50	330.00	1,155.00	Reviewing evidence; Preparing cross examination
05/Nov/12	2133392	415 TB	1.00	330.00	330.00	Reviewing intervenor evidence
05/Nov/12	2133394	415 TB	0.50	330.00	165.00	Preparation of cross examination; Discussion with Harold Thiessen
07/Nov/12	2134811	415 TB	0.30	330.00	99.00	Telephone discussion with Board staff; Preparing for Hearing
08/Nov/12	2136533	415 TB	1.50	330.00	495.00	Preparation for presentation of Settlement Agreement (Goldcorp issue)
08/Nov/12	2136534	415 TB	2.00	330.00	660.00	Attending Hearing
06/Feb/13	2178185	415 TB	0.50	330.00	165.00	Reviewing Procedural Order
TOTAL TIME			90.80		29,964.00	

DETAIL OF UNBILLED DISBURSEMENTS

FOGLER, RUBINOFF
BILLING STATEMENT TO 06/Jun/13

F1588 **124015**
Fraser & Company
BOMA – Hydro One Networks,
Transmission Rates Applications; Board
File No. EB-2012-0031
Prebill No.: 691001
Session ID: 388127

LAST BILL DATE: NONE
LAST BILLED TO DATE: NONE
FILE LAWYER: Brett, Thomas
ASSIGNED LAWYER: Brett, Thomas

CLIENT ADDRESS
Fraser & Company
502-33 Harbour Square
Toronto, ON M5J 2G2
CANADA

BILLING ADDRESS
502-33 Harbour Square
Toronto, ON
M5J 2G2
Fraser, Marion

<u>DATE</u>	<u>DISB ID</u>	<u>CODE</u>	<u>QUAN</u>	<u>AMOUNT</u>	<u>DESCRIPTION</u>
26/Jun/12	4687042	7		11.99	15:21 TOB Courier: Blizzard# 6097689 ONTARIO ENERGY BOARD 2300 Yonge St francoise
			TOTAL DISB	11.99	

Filter

Disb ID

4687042

Disbursement Details

Client	F1588	Fraser _Company
Matter	124015	BOMA – Hydro One Networks, Transmission
Entry Empl	AP	Parusis, Tony
Auth Empl		
Disb Empl		
Billed Empl		
Disb Office	FOGR	Fogler, Rubinoff LLP
Office	FOGR	Fogler, Rubinoff LLP
Dept	LITN	Litigation
Profit Center	GEN	General Profit Centre
Project		

Std Amt	\$10.89	Currency Code	CDN
Base Amt	\$10.89	Base Qty	0.000000
Tobill Amt	\$11.99		
Billed Amt	\$11.99	Bill Qty	0.000000

Narrative

15:21 TOB Courier: Blizzard# 6097689 ONTARIO ENERGY BOARD 2300 Yonge St francoise