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June 25, 2013

Reply To: Thomas Brett

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Our File No. 132527

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-2013-0024

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

A handwritten signature in blue ink that reads "Tom Brett per:" followed by a stylized circular flourish.

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- 2013-0024

Process: Enersource LRAM Application

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 of Affiant

Sworn or affirmed before me at the City/Town of Toronto,
in the Province/State of Ontario, on Jun 24/13,
(date)


Commissioner for taking Affidavits

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



File # EB- 2013-0024

Process: Enersource LRAM Application

Party: BOMA

Summary of Fees and Disbursements Being Claimed

Legal/consultant fees	\$4,884.00
Disbursements	—
HST	634.92
Total Cost Claim	\$5,518.92

Ontario Energy Board COST CLAIM FOR HEARINGS



Detail of Fees and Disbursements Being Claimed

File # EB- <u>2013-0024</u>	Process: <u>Enersource LRAM Application</u>
Party: <u>BOMA</u>	Name: <u>Tom Brett</u>
Completed Years Practising/Years of relevant experience <u>35</u>	
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	3.80	\$330.00	\$1,254.00	\$163.02	\$1,417.02
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					
			\$1,254.00	\$163.02	\$1,417.02

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

Prebill # 694339 Session: 389572 Bill to: 24/Jun/13

F1588
Fraser & Company

CLIENT LAWYER: Brett, Thomas
MATTER_LAWYER: Brett, Thomas
LAWYER ON BILL: Brett, Thomas
LAST BILL DATE: NONE

132527
BOMA – Enersource Hydro
Mississauga Inc., 2013 Electricity
Distribution Rate Change; Board
File No. EB-2013-0024

FOGLER, RUBINOFF LLP

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

Page 1

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>	<u>CODE</u>	<u>INIT</u>
15/May/13	Thomas Brett	3.80	1,254.00	[] AS DOCKETED	415	TB
TOTAL UNBILLED FEES		3.80	1,254.00	[] WRITE OFF		
PREMIUM (WRITE DOWN)						
TOTAL FEES THIS BILL						

TRUST SUMMARY – A Trust was not opened on this Matter

FOGLER, RUBINOFF
BILLING STATEMENT TO 24/Jun/13F1588 **132527**Fraser & Company
BOMA – Enersource Hydro Mississauga
Inc., 2013 Electricity Distribution Rate
Change; Board File No. EB-2013-0024
Prebill No.: 694339
Session ID: 389572

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>
22/Mar/13	2202948	415 TB	0.30	330.00	99.00	Preparation of letter of intervention
25/Mar/13	2203835	415 TB	0.30	330.00	99.00	Preparation of letter of intervention
02/Apr/13	2207681	415 TB	1.50	330.00	495.00	Reviewing evidence; Telephone discussion with OEB staff
11/Apr/13	2213534	415 TB	0.50	330.00	165.00	Preparation of and submitting Interrogatories
03/May/13	2226076	415 TB	0.70	330.00	231.00	Reviewing Interrogatory Responses and evidence
15/May/13	2230259	415 TB	0.50	330.00	165.00	Preparation of Submission
TOTAL TIME			3.80		1,254.00	

Ontario Energy Board COST CLAIM FOR HEARINGS



Detail of Fees and Disbursements Being Claimed

File # EB- <u>2013-0024</u>		Process: <u>Enersource LRAM Application</u>	
Party: <u>BOMA</u>		Name: <u>Marion Fraser</u>	
		Completed Years Practising/Years of relevant experience	
Counsel/Articling Student/Paralegal:	<input type="checkbox"/>	_____	
Consultant:	<input checked="" type="checkbox"/>	_____	
		33	
CV attached:	<input type="checkbox"/>	CV not required:	<input checked="" type="checkbox"/>

Statement of Fees Being Claimed

	Hours	Hourly rate	Subtotal	HST	Total
Preparation	10.00	\$330.00	\$3,300.00	\$429.00	\$3,729.00
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	1.00	\$330.00	\$330.00	\$42.90	\$372.90
Case Management		\$170.00	\$0.00	\$0.00	\$0.00
TOTAL LEGAL/CONSULTANT FEES					
			\$3,630.00	\$471.90	\$4,101.90

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

Appendix B

DOCKET

EB-2013-0024 Enersource LRAM Application				BOMA Toronto				
Board File Number				Party Name				
				Fraser & Company				
Date	Explanation	Consultant	Preparation	Attendance TC	Attendance SC	Attendance OH	Argument	Total
	Application review	MEF	5					5
	IR Preparation	MEF	4					4
	IRR Review	MEF	1					1
	Submission	MEF					1	1
Total				10	0	0	1	11