

July 23, 2013

VIA RESS AND COURIER

Ms. Kirsten Walli
ONTARIO ENERGY BOARD
P.O. Box 2319, 27th Floor
2300 Yonge Street
Toronto, Ontario
M4P 1E4

Ian A. Mondrow
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ian.mondrow@gowlings.com

Assistant: Cathy Galler
Direct: 416-369-4570
cathy.galler@gowlings.com

File No. T995818

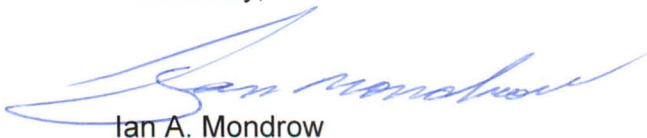
Dear Ms. Walli:

**Re: EB-2012-0394 – Enbridge Gas Distribution Inc. – Update to 2012-2014 DSM Plan
Industrial Gas Users Association (“IGUA”) Statement of Costs**

Further to the Board's Decision and Order dated July 4, 2013 for the captioned proceeding, enclosed, on behalf of IGUA, please find a Statement of Costs.

Please also note that on the Statement of Disbursements for Ian Mondrow, we have included an amount of \$8.03 for a courier delivery to the Board for filing this Statement of Costs. As we have not been invoiced for this charge as of yet, we enclose the waybill for this delivery. This disbursement charge is included in the totals attested to in the Affidavit and Summary of Fees and Disbursements.

Yours truly,



Ian A. Mondrow

IAM:cag
Encl.

cc: Dr. Shahrzad Rahbar (IGUA)
Darlene Prokop/Ghislaine Carrière (IGUA)
Norm Ryckman (EGD)
Dennis O'Leary (Aird & Berlis LLP)
Michael Bell (OEB Staff)

TOR_LAW\ 8207440\1

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- <u>2012-0394</u>	Process: <u>EGD Update to 2012-2014 DSM Plan</u>
Party: <u>Industrial Gas Users Association</u>	Affiant's Name: <u>Ian Mondrow (Gowlings)</u>
HST Number: <u>86950 3323 RT0001</u>	HST Rate Ontario: <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, Ian Mondrow, of the City/Town of Thornhill
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 July 22, 2013,
(date)


Commissioner for taking Affidavits

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



File # EB- 2012-0394 Process: EGD Update to 2012-2014 DSM Plan

Party: Industrial Gas Users Association

Summary of Fees and Disbursements Being Claimed	
Legal/consultant fees	\$4,785.00
Disbursements	\$47.71
HST	\$625.23
Total Cost Claim	\$5,457.94

Ontario Energy Board

COST CLAIM FOR HEARINGS



Detail of Fees and Disbursements Being Claimed

File # EB- <u>2012-0394</u>	Process: <u>EGD Update to 2012-2014 DSM Plan</u>
Party: <u>Industrial Gas Users Association</u>	Name: <u>Ian Mondrow (Gowlings)</u>
Completed Years Practising/Years of relevant experience <hr style="width: 100%;"/>	
Counsel/Articling Student/Paralegal: <input checked="" type="checkbox"/>	<u>22</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	7.00	\$330.00	\$2,310.00	\$300.30	\$2,610.30
Attendance - Technical Conference		\$330.00	\$0.00	\$0.00	\$0.00
Attendance - Settlement Conference			\$0.00	\$0.00	\$0.00
Attendance - Oral Hearing	7.50	\$330.00	\$2,475.00	\$321.75	\$2,796.75
Argument			\$0.00	\$0.00	\$0.00
Case Management		\$170.00	\$0.00	\$0.00	\$0.00
TOTAL LEGAL/CONSULTANT FEES					
			\$4,785.00	\$622.05	\$5,407.05

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	\$24.09	\$3.13	\$27.22
Telephone	\$0.14	\$0.02	\$0.16
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	\$23.23	included	\$23.23
Taxi or Airport Limo		\$0.00	\$0.00
Accommodation		\$0.00	\$0.00
Meals		\$0.00	\$0.00
Other: Scanning	\$0.25	\$0.03	\$0.28
TOTAL DISBURSEMENTS:			
	\$47.71	\$3.18	\$50.89



May 13, 2013
INVOICE: 17722329

Industrial Gas Users Association
Our Matter: T995818
EGD Update to 2012-2014 DSM Plan (EB-2012-0394)

PROFESSIONAL SERVICES

Date	Hours	Timekeeper		Description
26/04/2013	3.00	Ian Mondrow	P	Review record and draft late intervention letter;
29/04/2013	7.50	Ian Mondrow	A	Attend issues discussion and Issues Day;

Total Fees for Professional Services

SUMMARY OF FEES

TK#	TK Name	Hours
1760	Mondrow, Ian	10.50
	Totals	10.50

DISBURSEMENTS

Taxable Costs

26/04/2013	Courier	\$8.03
	Originator:MONDROWI BLIZZARD 1 Piece(s) 100 King St West	
	--> 2300 Yonge St	
	Total Taxable Disbursements	<u>\$8.03</u>

terms: due upon receipt
interest at the rate of 1.3% per annum will be charged on all amounts not paid within one month from the date of this invoice

errors and omissions excluded

GOWLING, LAFLEUR & HENDERSON

Blizzard Courier Orders

Date Range: 2013.04.21 to 2013.04.30 inclusive

Created: 20130504 03:40:03 ver: 2.9.27

#	Waybill	Srv Type	Order Time	Pickup Address	DropOff Address	Reff	Received By	\$	Agent
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96	620-8090	2 (nd)	0426 17:03	100 King St West	2300 Yonge St	1760 - I. Mondrow - T995818	Steph 0429 11:25	8.03	A
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June 11, 2013
INVOICE: 17744678

Industrial Gas Users Association
Our Matter: T995818
EGD Update to 2012-2014 DSM Plan (EB-2012-0394)

PROFESSIONAL SERVICES

Date	Hours	Timekeeper	Description
09/05/2013	0.10	Ian Mondrow	Update note to IGUA;

Total Fees for Professional Services

SUMMARY OF FEES

TK#	TK Name	Hours
1760	Mondrow, Ian	0.10
Totals		0.10

DISBURSEMENTS

Taxable Costs

06/05/2013	PR Parking - Local Travel	\$23.23
	Mondrow, Ian - IGUA/Update to EGD 2013-2014 DSM Plan:	
	Parking for attendance at Issues/Process Day (April 29) 04/29/2013	
	Total Taxable Disbursements	<u>\$23.23</u>

terms: due upon receipt
interest at the rate of 1.3% per annum will be charged on all amounts not paid within one month from the date of this invoice

errors and omissions excluded

1601A 12 EGD 2012-14
DSM Update

RECEIPT	
CAR PARK:	Yonge & Eglinton Ctr
DEVICE:	Paystation 4
PAID:	29/04/13 07:42P
SHORT TERM	006884
ENTRY:	29/04/13 08:34A
EXIT:	29/04/13 07:45P
PARKING DURATION:	000 11:08
CHARGED DURATION:	000 03:20
PAID:	CAD26.25
TAX FREE	CAD23.23
V.A.T. 13% :	CAD3.02
CREDIT CARD	CAD26.25
CREDIT CARD	
DATE:	29/04/13 07:42P
	****12101947****
	03/16
PRICE:	CAD26.25
TRANSACTION No:	XC2161845
MERCHANT No:	30205023726
AUTH CODE:	045302

T995818

Industrial Gas Users Association
Our Matter: T995818
EGD Update to 2012-2014 DSM Plan (EB-2012-0394)

PROFESSIONAL SERVICES

Date	Hours	Timekeeper		Description
04/06/2013	0.20	Ian Mondrow	P	Review status and recent correspondence;
12/06/2013	2.10	Ian Mondrow	P	Reviewing status of the record and various submissions; status/reporting note to S. Rahbar;
13/06/2013	0.30	Ian Mondrow	P	Letter to OEB relating to endorsement of EGD "undue rate impact" argument;

Total Fees for Professional Services

SUMMARY OF FEES

TK#	TK Name	Hours
1760	Mondrow, Ian	2.60
Totals		2.60

DISBURSEMENTS

Taxable Costs

13/06/2013	Scanning Service Originator:GALLERC Scans=1 Time:1052 EquipmentID:2.16.147	\$0.25
13/06/2013	Courier Originator:MONDROWI BLIZZARD 1 Piece(s) 100 King St West --> 2300 Yonge St	\$8.03
Total Taxable Disbursements		<u>\$8.28</u>

terms: due upon receipt
Interest at the rate of 1.3% per annum will be charged on all amounts not paid within one month from the date of this invoice

errors and omissions excluded

SCANNING DISBURSEMENT DETAIL

<u>Cost ID</u>	<u>Authorized By</u>	<u>Date</u>	<u>Cost Type</u>	<u>Tax Flag</u>	<u>Cost Description</u>	<u>Amount</u>	<u>Sum on Bill</u>	<u>Print on Bill</u>	<u>Phase/ Task</u>
37616940	1760	13/06/13	1005	Y	Taxable: Scanning Service Originator:GALLERC Scans=1 Time:1052 EquipmentID:2.16.147	\$0.25	Y	Y	

GOWLING, LAFLEUR & HENDERSON

Blizzard Courier Orders

Date Range: 2013.06.09 to 2013.06.15 inclusive

Created: 20130618 10:26:43 ver: 2.9.27

#	Waybill	Srv Type	Order Time	Pickup Address	DropOff Address	Reff	Received By	\$	Agent
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50	622- 5069	2	0613 12:24	100 King St West	2300 Yonge St	1760 - mondrow - t 995818	fatima 0613 14:13	8.03	H
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Monday, July 22, 2013 2:18:36 PM

REx Online

WIP Fees Detail

As of Sunday, July 21, 2013 11:31:00 PM

Client Code 190123
Client Name Industrial Gas Users Association
Nature of Client Business Oil & Gas

Matter Code T995818
Matter Name EGD Update to 2012-2014 DSM Plan (EB-2012-0394)
Practice Area of Work Energy (SA10)
Status Open Open and Active
Open Date Apr 29, 2013
Close Date
Billing Professional Mondrow, Ian (1760)
Nature of Work
Tax Jurisdiction Ontario HST (ONT)

WIP Fees Detail All Timekeepers

Date ^	Timekeeper	Remarks	Hours
Jul 4, 2013	Mondrow, Ian 1760	P Initial review of OEB decision;	0.1
Jul 5, 2013	Mondrow, Ian 1760	P Summary/comment note on decision to S. Rahbar;	0.8
Jul 8, 2013	Mondrow, Ian 1760	P Call with S. Rahbar to review decision and follow-up options; calls to parties regarding comments;	0.4
Total			1.3

<http://gowlinks.gowlings.corp/site/rex/matterDesc/wipdetail.asp?matteruno=1314199> | Cathy Galler



Monday, July 22, 2013 2:18:52 PM

REx Online

Unbilled Disbursements Detail

As of Sunday, July 21, 2013 11:31:00 PM

Client Code 190123
Client Name Industrial Gas Users Association
Nature of Client Business Oil & Gas

Matter Code T995818
Matter Name EGD Update to 2012-2014 DSM Plan (EB-2012-0394)
Practice Area of Work Energy (SA10)
Status Open Open and Active
Open Date Apr 29, 2013
Close Date
Billing Professional Mondrow, Ian (1760)
Nature of Work
Tax Jurisdiction Ontario HST (ONT)

Unbilled Disbursements Detail All Costs

Date	Timekeeper	Remarks	Amount
Jul 8, 2013	Long Distance Telephone	Originator:MONDROWI Ext:84670 Time:11:27 Phone#:16137873589	\$0.14
Total			\$0.14

<http://gowlinks.gowlings.corp/site/rex/matterDesc/disbdetail.asp?matteruno=1314199> | Cathy Galler

LONG DISTANCE TELEPHONE DISBURSEMENT DETAIL

UNBILLED COSTS

<u>Cost ID</u>	<u>Authorized</u> <u>By</u>	<u>Date</u>	<u>Cost</u> <u>Type</u>	<u>Tax</u> <u>Flag</u>	<u>Cost Description</u>	<u>Amount</u>	<u>Sum on</u> <u>Bill</u>	<u>Print on</u> <u>Bill</u>	<u>Phase/</u> <u>Task</u>
37817890		08/07/13	1030	Y	Taxable: Long Distance Telephone Originator:MONDROWI Ext:84670 Time:11:27 Phone#:16137873589	\$0.14	Y	Y	

Blizzard Courier Order # 6237940

Reference	1760 - t995818 - i.mondrow
ServiceType	2
Waybill	6237940
Order Time	20130723 08:45:13
PickUp Company	GOWLING,LAFLEUR & HENDERSON
PickUp Building	First Canadian Place
PickUp Address	100 King St West
PickUp Suite	13flr 369-7316
PickUp City	Toronto
PickUp Attention	
PickUp Instructions	
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DropOff Company	
DropOff Building	
DropOff Address	2300 Yonge St
DropOff Suite	27th floor
DropOff City	Toronto
DropOff Attention	kristen walli
DropOff Instructions	
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	1 piece(s)
Tariff	8.03
Received By:	
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