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July 26, 2013

Reply To: Thomas Brett

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Our File No. 132877

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-2013-0061

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- 2013-0061

Process: Ontario Power Generation - RMR Agreement

Party: BOMA

Affiant's Name: Debbie Dey (on behalf of Tom Brett)

HST Number: R119420859

HST Rate Ontario: 13.00%

Full Registrant ☒

Qualifying Non-Profit ☐

Unregistered ☐

Tax Exempt ☐

Other ☐

Affidavit

I, Debbie Dey (on behalf of 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.

Debbie Dey
Signature of Affiant

Sworn or affirmed before me at the City/Town of Toronto,
in the Province/State of Ontario, on July 26/13,
(date)

Andrea M. Mansland
Commissioner for taking Affidavits
Andrea M. Mansland

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



File # EB- 2013-0061

Process: Ontario Power Generation - RMR Agreement

Party: BOMA

Summary of Fees and Disbursements Being Claimed

Legal/consultant fees	\$2,607.00
Disbursements	\$1.50
HST	\$339.11
Total Cost Claim	\$2,947.61

Ontario Energy Board
COST CLAIM FOR HEARINGS
Detail of Fees and Disbursements Being Claimed



File # EB- <u>2013-0061</u>	Process: <u>Ontario Power Generation - RMR Agreement</u>
Party: <u>BOMA</u>	Name: <u>Debbie Dey (on behalf of Tom Brett)</u>
Completed Years Practising/Years of relevant experience <hr style="width: 100%;"/> <div style="display: flex; justify-content: space-between;"> Counsel/Articling Student/Paralegal: <input checked="" type="checkbox"/> 35 </div> <div style="display: flex; justify-content: space-between;"> Consultant: <input type="checkbox"/> </div>	
CV attached: <input type="checkbox"/>	CV not required: <input checked="" type="checkbox"/>

Statement of Fees Being Claimed

	Hours	Hourly rate	Subtotal	HST	Total
Preparation	7.90	\$330.00	\$2,607.00	\$338.91	\$2,945.91
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					
			\$2,607.00	\$338.91	\$2,945.91

Statement of Disbursements Being Claimed

	Net Cost	HST	Total
Photocopies		\$0.00	\$0.00
Printing	\$1.50	\$0.20	\$1.70
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:			
	\$1.50	\$0.20	\$1.70

Prebill # 698852 Session: 392609 Bill to: 26/Jul/13

F1588

Fraser & Company

132877

BOMA – Ontario Power
Generation Inc., Reliability Must-
Run Agreement for Thunder Bay
Generating Station; Board File
No. EB-2013-0061

CLIENT LAWYER: Brett, Thomas

MATTER_LAWYER: Brett, Thomas

LAWYER ON BILL: Brett, Thomas

LAST BILL DATE: NONE

FOGLER, RUBINOFF LLP

PAYOR NAME & ADDRESS

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

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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>
				[] AS DOCKETED		
05/Jun/13	Thomas Brett	7.90	2,607.00		415	TB
	TOTAL UNBILLED FEES	7.90	2,607.00	[] 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>
04/Jun/13	1	Prints	Y	1.50			
		TOTAL UNBILLED DISB		1.50	[] WRITE OFF		
		TOTAL ADJUSTMENTS					
		TOTAL DISB THIS BILL					

TRUST SUMMARY – A Trust was not opened on this Matter

F1588 **132877**

Fraser & Company
BOMA – Ontario Power Generation Inc.,
Reliability Must-Run Agreement for
Thunder Bay Generating Station; Board
File No. EB-2013-0061
Prebill No.: 698852
Session ID: 392609

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

DATE	TIME ID	TIMEKEEPER	HOURS	RATE	AMOUNT	DESCRIPTION
11/Apr/13	2213531	415 TB	1.50	330.00	495.00	Preparation of intervention letter; Reviewing evidence
04/Jun/13	2240529	415 TB	6.00	330.00	1,980.00	Reviewing Interrogatory Responses; Preparing Submission
05/Jun/13	2241015	415 TB	0.40	330.00	132.00	Revising Submission
TOTAL TIME			7.90		2,607.00	

DETAIL OF UNBILLED DISBURSEMENTS

DATE	DISB ID	CODE	QUAN	AMOUNT	DESCRIPTION
04/Jun/13	5142541	1 Prints	5.00	1.50	Dey Debbie
TOTAL DISB				1.50	