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October 15, 2013

BY EMAIL & COURIER

Ms Kirsten Walli  
Board Secretary  
Ontario Energy Board  
2300 Yonge St, Suite 2701  
Toronto ON M4P 1E4

Dear Ms Walli:

**Board File No. EB-2013-0066 – Enbridge Gas Distribution Inc.  
Open Bill Access Application  
Energy Probe – Costs Submission**

Pursuant to the Decision on Settlement Agreement, issued by the Board on September 23, 2013, please find attached the Costs Submission of Energy Probe Research Foundation (Energy Probe) in the EB-2013-0066 proceeding for consideration by the Board.

Energy wishes to apologize to the Board and to the Applicant for missing the date set by the Board for the submission of Costs by 11 days. Although the Decision on Settlement Agreement was sent to us, the submission date escaped our notice.

Should you require additional information, please do not hesitate to contact me.

Yours truly,

David S. MacIntosh  
Case Manager

cc: Norm Ryckman, Enbridge Gas Distribution Inc. (By email)  
David Stevens, Aird & Berlis LLP (By email)  
Roger Higgin, Consultant to Energy Probe (By email)

**Energy Probe Research Foundation** 225 BRUNSWICK AVE., TORONTO, ONTARIO M5S 2M6

Phone: (416) 964-9223 Fax: (416) 964-8239 E-mail: [EnergyProbe@nextcity.com](mailto:EnergyProbe@nextcity.com) Internet: [www.EnergyProbe.org](http://www.EnergyProbe.org)



**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>2013-0099</u>	Process: <u>Enbridge Gas Open Bill Access Application</u>
Party: <u>Energy Probe Research Foundation</u>	Affiant's Name: <u>Annetta Turner</u>
HST Number: <u>10730 5146 RT0001</u>	HST Rate Ontario: <u>6.50%</u>
Full Registrant <input type="checkbox"/>	Qualifying Non-Profit <input checked="" type="checkbox"/>
Unregistered <input type="checkbox"/>	Tax Exempt <input type="checkbox"/>
Other <input type="checkbox"/>	

**Affidavit**

I, Annetta Turner, of the City/Town of Toronto  
in the Province/State of Ontario, Canada, 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 \_\_\_\_\_,  
in the Province/State of \_\_\_\_\_, on \_\_\_\_\_ (date).

**Commissioner for taking Affidavits**



File # EB- 2013-0099 Process: Enbridge Gas Open Bill Access Application

Party: Energy Probe Research Foundation

Summary of Fees and Disbursements Being Claimed	
Legal/consultant fees	\$4,737.50
Disbursements	0.00
HST	307.94
<b>Total Cost Claim</b>	<b>\$5,045.44</b>



# Ontario Energy Board

## COST CLAIM FOR HEARINGS



### Detail of Fees and Disbursements Being Claimed

File # EB- <u>2013-0099</u>	Process: <u>Enbridge Gas Open Bill Access Application</u>
Party: <u>Energy Probe Research Foundation</u>	Name: <u>Roger Higgin</u>
Completed Years Practising/Years of relevant experience <hr/>	
Counsel/Articling Student/Paralegal: <input type="checkbox"/>	<hr/>
Consultant: <input checked="" type="checkbox"/>	30+
CV attached: <input type="checkbox"/>	CV not required: <input checked="" type="checkbox"/>

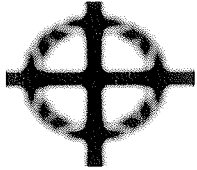
#### Statement of Fees Being Claimed

	Hours	Hourly rate	Subtotal	HST	Total
Preparation	3.00	\$330.00	\$990.00	\$64.35	\$1,054.35
Attendance - Technical Conference		\$330.00	\$0.00	\$0.00	\$0.00
Attendance - Settlement Conference	10.00	\$330.00	\$3,300.00	\$214.50	\$3,514.50
Attendance - Oral Hearing		\$330.00	\$0.00	\$0.00	\$0.00
Argument		\$330.00	\$0.00	\$0.00	\$0.00
Case Management		\$170.00	\$0.00	\$0.00	\$0.00
<b>TOTAL LEGAL/CONSULTANT FEES</b>					
			\$4,290.00	\$278.85	\$4,568.85

#### 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
<b>TOTAL DISBURSEMENTS:</b>			
	\$0.00	\$0.00	\$0.00





## SPA Inc

15 Malabar Place  
Don Mills, Toronto, Ontario M3B 1A4  
(416) 391-0738 fax (416) 391-0738

Invoice No. 2013-EP 9

## INVOICE

### Customer

Name Energy Probe Research Foundation  
Address 225 Brunswick Avenue  
City Toronto Province Ont P.C. M5S 2M6  
Attn. Mr. David MacIntosh

Date 12/10/2013  
Project No EB-2013-0099  
Title EGD Open Bill

Hours	Date	Description Of Services	Unit Price	TOTAL
4	Aug14,2013	Prep TCQs and attend ADR	\$330.00	\$1,320.00
6	Aug15 2013	Attend ADR	\$330.00	\$1,980.00
1	Aug18 2013	Review Draft Settlement	\$330.00	\$330.00
2	Aug25-Sept5	Review E-mails on outstanding issues	\$330.00	\$660.00
				\$4,290.00

### Payment

- ☐ Cash  
☒ Cheque  
☐ Other

Name  
Date

Taxes HST \$557.70  
PST  
TOTAL \$4,847.70

HST NUMBER 88413 6714 RT0001

Thank you for your Business



# Ontario Energy Board

## COST CLAIM FOR HEARINGS



### Detail of Fees and Disbursements Being Claimed

File # EB- <u>2012-0055</u>	Process: <u>Enbridge Gas Distribution 2011 ESM App.</u>
Party: <u>Energy Probe Research Foundation</u>	Name: <u>David MacIntosh</u>
Completed Years Practising/Years of relevant experience	
Counsel/Articling Student/Paralegal: <input type="checkbox"/>	_____
Consultant: <input checked="" type="checkbox"/>	14
CV attached: <input type="checkbox"/>	CV not required: <input checked="" type="checkbox"/>

### Statement of Fees Being Claimed

	Hours	Hourly rate	Subtotal	HST	Total
Preparation	1.25	\$290.00	\$362.50	\$23.56	\$386.06
Attendance - Technical Conference		\$290.00	\$0.00	\$0.00	\$0.00
Attendance - Settlement Conference		\$290.00	\$0.00	\$0.00	\$0.00
Attendance - Oral Hearing		\$290.00	\$0.00	\$0.00	\$0.00
Argument		\$290.00	\$0.00	\$0.00	\$0.00
Case Management	0.50	\$170.00	\$85.00	\$5.53	\$90.53
<b>TOTAL LEGAL/CONSULTANT FEES</b>			<b>\$447.50</b>	<b>\$29.09</b>	<b>\$476.59</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		\$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
<b>TOTAL DISBURSEMENTS:</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>



**Time Sheet for D. MacIntosh**  
**Board File: EB-2013-0099 EGDI Open Bill**

**Summary:           Hours**

Preparation	<b>1.25</b>
Attend. Tech.	<b>0.00</b>
Attend. ADR	<b>0.00</b>
Attend. Hearing	<b>0.00</b>
Argument Prep.	<b>0.00</b>
Case Mngt. (CM)	<b>0.50</b>

<b>Total</b>	<b>1.75</b>
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**Date                   Hours   Note**

10-Jun-13	0.75	prep - Review Prefiled Evidence
11-Jun-13	0.50	prep - Draft Notice of Intervention

<b>Total</b>	<b>1.25</b>	<b>Preparation</b>
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**Date                   Hours   Note**

11-Jun-13	0.50	CM - File Notice of Intervention
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<b>Total</b>	<b>0.50</b>	<b>Case Management</b>
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