Fogler, Rubinoff LLP Lawyers 77 King Street West

Suite 3000, PO Box 95 TD Centre Toronto, ON M5K IG8 t: 416.864.9700 | f: 416.941.8852

foglers.com

October 24, 2013

Thomas Brett Reply To: Direct Dial: 416.941.8861 E-mail: tbrett@foglers.com Our File No. 133967

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-2013-0192

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).

Cheque should be made payable as follows:

Fogler, Rubinoff 77 King Street West, Suite 3000 Toronto, ON M5K 1G8

FOGLER, RUBINOFF LLP

Yours sincerely,

Thomas Brett

TB/dd

Encls. CC.

Charlene deBoer, OPA (via email)

Marion Fraser, Fraser & Company (via email)



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.

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•	ata inpu	t is indicated by yellow-sha	ded fields. Forr	mulas are p	resent in the do	ocument to assist wi	th the calculation of the
cost claim.						61.111	
- All claims m	- All claims must be in Canadian dollars. If applicable, state exchange rate and country of initial currency.						
- A separate	"Detail o	of Fees and Disbursements	Rate: Being Claimed ⁱ	" (comprisir	g a "Statement	Country: t of Fees Being Claim	ned" and a "Statement of
•	- 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						
		nd Disbursements" covering					, ,
		t be supported by a comple			•		
		ıltant must be attached unl	ess, for a giver	n consultant	, a CV has been	provided to the Bo	ard in another process
within the la			4' B'				
- Except as p	rovided	in section 7.03 of the Prac	tice Direction (on Cost Aw	ards, itemized i	receipts must be pro	ovided.
File # EB-	2013-0)192		Process:	Amendment	s to OPA Licence E	0-2010-0220
Party:	BOMA			Aff	iant's Name:	Tom Brett	
HST Numbe	er: <u>F</u>	R119420859			HST	Rate Ontario:	13.00%
		Full Registrant	7		Qualifyin	g Non-Profit	
		Unregistered			Δ.σ,	Tax Exempt	
		Other	H			ran znampe	
			Para San	Affidavit			
1,		Tom Brett			ty/Town of	Т	oronto
in the Prov	inco/S		Ontario	, or the c		, swear or affirm	
in the Frov	/IIICe/3	iate of	Jitario			, swear or amini	tilat.
1. I am a rep	resentat	ive of the above-noted par	ty (the "Party")) and as suc	h have knowled	dge of the matters a	ttested to herein.
		I of the documentation in s	, .		_	· ·	of Fees and Disbursements
		tement(s) of Fees Being Cla				_	
		nmary of Fees and Disburse					
	_	Claimed" include only cost		i time spent	airectly for the	e purposes of the Pa	rty's participation in the
		d process referred to above es not include any costs for		time spent	hy a nerson th	iat is an employee o	r officer of the Party as
	- 1	6.05 and 6,09 of the Board				iac is air ciripioyee o	officer of the farty as
acounted in	7//		, 5 , , 4 5		, , , , , , , , , , , , , , , , , , , ,		
/	1h	Maril					
Signature	of Affia	ant			•		
Swardors	offirmo	d before me at the Cit	y/Town of		Tor	onto	
			17				· · · · · · · · · · · · · · · · · · ·
in the Prov	vince/2		Ontario		, on _	Oct.24/13 (date)	<u> </u>
41						(uate)	
Yao	tera,	Pores					
Commissio	oner fo	r taking Affidavits			-		



Affidavit and Summary of Fees and Disbursements

File # EB-	2013-0192	Process: Amendments to OPA Licence EO-2010-0220	
Party:	ВОМА		
		mary of Fees and Disbursements Being Claimed	-8, T
Legai/con:	sultant fees	\$1,155.00	
Disbursen	nents	19.98	
HST		152.75	
Total Cost	Claim	\$1,327.73	



Detail of Fees and Disbursements Being Claimed

File # EB-	2013-0192		Process:	Amendments to	OPA Liceno	ce EO-2010-0220
Party:	вома		Name:	Tom Brett		
				Completed Practising/Years experien	of relevant	
Counse	el/Articling Student/Paralegal:	$\overline{\mathbf{v}}$		35		
	Consultant:					
	CV attached:		CV n	ot required:	~	

Statement of Fees Being Claimed							
	Hours	Hourly rate	Subtotal	HST	Total		
Preparation	1.50	\$330.00	\$495.00	\$64.35	\$559.35		
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			\$495.00	\$64.35	\$559.35		

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	\$19.98	\$2.60	\$22.58				
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:	\$19.98	\$2.60	\$22.58				



Detail of Fees and Disbursements Being Claimed

File # EB-	2013-0192		Process:	Amendments to 0	DPA Licenc	e EO-2010-0220
Party:	вома		Name:	Marion Fraser		
				Completed Ye Practising/Years of experience	relevant	
Counse	l/Articling Student/Paralegal:					
	Consultant:	J		33		
	CV attached:		CV n	ot required:	7	

Statement of Fees Being Claimed

Statement of Fees Being Claimed								
	Hours	Hourly rate	Subtotal	нѕт	Total			
Preparation	2.00	\$330.00	\$660.00	\$85.80	\$745.80			
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			\$660.00	\$85.80	\$745.80			

Statement of Disbursements Being Claimed Net Cost HST Total \$0.00 **Photocopies** \$0.00 **Printing** \$0.00 \$0.00 \$0.00 Fax \$0.00 Courier \$0.00 \$0.00 Telephone \$0.00 \$0.00 \$0.00 \$0.00 **Postage Transcripts** \$0.00 \$0.00 Travel: Air \$0.00 \$0.00 \$0.00 Travel: Car \$0.00 Travel: Rail \$0.00 \$0.00 Travel (Other): \$0.00 \$0.00 included \$0.00 **Parking** 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 # 711394 Session: 399520 Bill to: 22/Oct/13 FOGLER, RUBINOFF LLP Page 1 CLIENT LAWYER: PAYOR NAME & ADDRESS Brett, Thomas PAYOR: F1588 MAIN F1588 Fraser & Company BILL: F1588 MAIN Fraser & Company MATTER_LAWYER: Brett, Thomas 502-33 Harbour Square **LAWYER ON BILL: Brett, Thomas** Toronto, ON 133967 M5J 2G2 BOMA - Regional Infrastructure LAST BILL DATE: NONE ACCOUNT APPROVAL Canada Planning - Notice of Proposal to Attn: Marion Fraser Amend the Licence of the Ontario Power Authority; Board File No. EB-2013-0192 **Thomas Brett** [] FINAL BILL: MATTER WILL BE MADE INACTIVE **UNBILLED TIME** LAST ENTRY TIMEKEEPER **HOURS** <u>AMOUNT</u> FEE CREDIT ALLOCATION CODE INIT [] AS DOCKETED 17/Jun/13 1.50 495.00 TB **Thomas Brett** 415 **TOTAL UNBILLED FEES** 1.50 495.00 [] WRITE OFF PREMIUM (WRITE DOWN) TOTAL FEES THIS BILL **UNBILLED DISBURSEMENTS** LAST ENTRY CODE DISB. TYPE <u>GST</u> **AMOUNT UNBILLED W/O** <u>ANTICIPATED</u> TOTAL THIS BILL

19.98

19.98

[] WRITE OFF

TRUST SUMMARY - A Trust was not opened on this Matter

Courier & Delivery

Υ

TOTAL UNBILLED DISB

TOTAL ADJUSTMENTS
TOTAL DISB THIS BILL

7

18/Jul/13

FOGLER, RUBINOFF BILLING STATEMENT TO 22/Oct/13

F1588 133967

Fraser & Company

BOMA – Regional Infrastructure Planning - Notice of Proposal to Amend the

Licence of the Ontario Power Authority; Board File No. EB-2013-0192

Prebill No.: 711394 Session ID: 399520 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	TIMEK	EEPER	<u>HOURS</u>	RATE	AMOUNT	DESCRIPTION
12/Jun/13	2245571	415	ТВ	1.00	330.00	330.00	Reviewing evidence; Preparation of intervention letter
17/Jun/13	2246527	415	ТВ	0.50	330.00	165.00	Reviewing comments; Preparing submission
			TOTAL TIME	1.50		495.00	

DETAIL OF UNBILLED DISBURSEMENTS

<u>DATE</u> 18/Jul/13	DISB ID 5203610	CODE 7	Courier & Delivery	QUAN	<u>AMOUNT</u> 19.98	<u>DESCRIPTION</u> 12:03 TB Courier: Blizzard# 2300 Yonge St ChrMaine	6236831 Ontario Energy Board
			TOTAL DISB		19.98		

Filter Disb ID

5203610

Disbursement Details

Client F1588

Fraser _Company

Matter 133967

BOMA - Regional Infrastructure Planning

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

Currency Code CDN \$18.15

Base Amt

\$18.15

Base Qty 0.000000

Tobill Amt

\$19.98

Billed Amt

\$19.98

Bill Qty

0.000000

Narrative

12:03 TB Courier: Blizzard# 6236831 Ontario Energy Board 2300 Yonge St ChrMaine

Appendix B

DOCKET

Board File Nun		OPA License		s		-			
				Fraser & Comp	any				
Date	Explanation	Consultant	Preparation	Attendance TC	Attendance SC	Attendance OH	Argument	Total	
Jun-17	' Comments	MEF	2						
Total			2	0		0 0		0	0



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.

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•	ata input	is indicated by yell	ow-shaded	l fields. For	mulas are p	resent in th	ne document to assis	st with the calculation of the
cost claim.								
- All claims m	nust be in	Canadian dollars.	If applical			e and count	try of initial currency	٧.
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· ·							nent of rees being c udent/paralegal. Ho	Claimed" and a "Statement of
							should be provided.	owever, only one
-		be supported by a	_					
								e Board in another process
within the las	st 24 mor	nths.						
- Except as p	rovided i	n section 7.03 of t	he Practice	Direction	on Cost Aw	ards, itemi:	zed receipts must be	e provided.
File# EB-	2013-0	192			Process:	Amendm	ents to OPA Licen	ce EO-2010-0220
Party:	вома				Aff	iant's Nan	ne: Tom Brett	
HST Numbe	er: <u>R</u>	119420859				Н	HST Rate Ontario:	13.00%
		Full Regis	trant	/		Qualit	fying Non-Profit	
		Unregist				Quan	Tax Exempt	
		_	Other				rax Exempt	
Million L	1112	W. Walley Control of the	111/11		Affidavit			
l,		Tom Br	ett		, of the C	ty/Town		Toronto
in the Prov	/ince/St	ate of	Ont	tario			, swear or aff	firm that:
2. I have exar Being Claime 3. The attach Disbursemen Ontario Energ 4. This cost of described in s	mined all ed", "State led "Sumi its Being gy Board laim does sections	of the documenta ement(s) of Fees B mary of Fees and D Claimed" include of process referred to s not include any of 5.05 and 6.09 of the	tion in sup eing Claime Disburseme only costs ir o above. osts for wo	port of this ed" and "Sta ents Being C ncurred and ork done, or	cost claim, atement(s) Claimed", "S d time spent	including the of Disburse catement(s) directly for by a perso	he attached "Summa ements Being Claimed) of Fees Being Claim r the purposes of the on that is an employe	ers attested to herein. ery of Fees and Disbursement d". ned" and "Statement(s) of e Party's participation in the ee or officer of the Party as
Signature	of Affia	nt						
		d before me at t	, .				Toronto	,
in the Prov	/ince/St	ate of	Or	ntario		, on	Oct.24	
G	l _{a el} a	ia flo	ues				(date	?)

Commissioner for taking Affidavits



Affidavit and Summary of Fees and Disbursements

File # EB-	2013-0192	Process: Amendments to OPA Licence EO-2010-0220
Party:	ВОМА	
	Sur	nmary of Fees and Disbursements Being Claimed
Legal/con:	sultant fees	\$1,155.00
Disbursem	nents	19.98
HST		152.75
Total Cost	Claim	\$1,327.73



Detail of Fees and Disbursements Being Claimed

File # EB-	2013-0192		Process:	Amendments to	o OPA Liceno	ce EO-2010-0220
Party:	вома		Name:	Tom Brett		
				Completed Practising/Years experier	of relevant	
Counse	l/Articling Student/Paralegal: Consultant:	✓		35		
	CV attached:		CV n	ot required:	V	

Statement of Fees Being Claimed

	tatement of		- Cidilities		
	Hours	Hourly rate	Subtotal	HST	Total
Preparation	1.50	\$330.00	\$495.00	\$64.35	\$559.35
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
		STOWN IN	" Ing Panis		
TOTAL LEGAL/CONSULTANT FEES			\$495.00	\$64.35	\$559.35

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	\$19.98	\$2.60	\$22.58
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:	\$19.98	\$2.60	\$22.58



Detail of Fees and Disbursements Being Claimed

File # EB-	2013-0192		Process: Amendments to OPA Licence EO-2010-0220
Party:	вома		Name: Marion Fraser
			Completed Years Practising/Years of relevant experience
Counse	l/Articling Student/Paralegal:		
	Consultant:	✓	33
	CV attached:		CV not required:

Statement of Fees Being Claimed Hourly Hours Subtotal **HST** Total rate \$660.00 \$85.80 \$745.80 2.00 \$330.00 \$0.00 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 \$0.00 \$0.00 Case Management \$170.00 \$0.00 \$0.00 \$0.00

TOTAL LEGAL/CONSULTANT FEES \$660.00 \$85.80 \$745.80

Preparation

Argument

Statement	of Disbursements	Raing Claimed
Statement	or bisonizements	Deing 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:	IIIV. (CL	\$0.00	\$0.00
TOTAL DISBURSEMENTS:	\$0.00	\$0.00	\$0.00

Prebill # 711394 Session: 399520 Bill to: 22/Oct/13 FOGLER, RUBINOFF LLP Page 1 CLIENT LAWYER: PAYOR NAME & ADDRESS F1588 Brett, Thomas PAYOR: F1588 MAIN Fraser & Company BILL: F1588 MAIN Fraser & Company MATTER_LAWYER: Brett, Thomas 502-33 Harbour Square LAWYER ON BILL: **Brett, Thomas** Toronto, ON 133967 M5J 2G2 BOMA - Regional Infrastructure LAST BILL DATE: NONE ACCOUNT APPROVAL Canada Planning - Notice of Proposal to Attn: Marion Fraser Amend the Licence of the Ontario Power Authority; Board File No. EB-2013-0192 **Thomas Brett** [] FINAL BILL: MATTER WILL BE MADE INACTIVE **UNBILLED TIME** LAST ENTRY **TIMEKEEPER HOURS AMOUNT** FEE CREDIT ALLOCATION CODE INIT [] AS DOCKETED 17/Jun/13 Thomas Brett 1.50 495.00 ТВ 415 **TOTAL UNBILLED FEES** 1.50 495.00 [] WRITE OFF PREMIUM (WRITE DOWN) TOTAL FEES THIS BILL **UNBILLED DISBURSEMENTS**

LAST ENTRY	CODE	DISB. TYPE	<u>GST</u>	AMOUNT	UNBILLED W/O	ANTICIPATED	TOTAL THIS BILL
18/Jul/13	7	Courier & Delivery	Υ	19.98	****		
		TOTAL UNBILLE	D DISB	19.98	[] WRITE OFF		
		TOTAL ADJUST	MENTS				
		TOTAL DISB TH	IIS BILL				

TRUST SUMMARY - A Trust was not opened on this Matter

Page 2

FOGLER, RUBINOFF BILLING STATEMENT TO 22/Oct/13

F1588 **133967**

Fraser & Company

BOMA - Regional Infrastructure Planning

- Notice of Proposal to Amend the Licence of the Ontario Power Authority; Board File No. EB-2013-0192

Prebill No.: 711394 Session ID: 399520 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	TIMEK	EEPER	<u>HOURS</u>	RATE	<u>AMOUNT</u>	DESCRIPTION
12/Jun/13	2245571	415	ТВ	1.00	330.00	330.00	Reviewing evidence; Preparation of intervention letter
17/Jun/13	2246527	415	ТВ	0.50	330.00	165.00	Reviewing comments; Preparing submission
			TOTAL TIME	1.50		495.00	

DETAIL OF UNBILLED DISBURSEMENTS

<u>DATE</u> 18/Jul/13	DISB ID 5203610	CODE 7	Courier & Delivery	QUAN	AMOUNT 19.98	DESCRIPTION 12:03 TB Courier: Blizzard# 2300 Yonge St ChrMaine	6236831 Ontario Energy Board
			TOTAL DISB		19.98		

Filter Disb ID

5203610

Disbursement Details

Client F1588

Fraser _Company

Matter 133967

BOMA - Regional Infrastructure Planning

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

\$18.15 Currency Code CDN

Base Amt

\$18.15

Base Qty 0.000000

Tobill Amt

\$19.98

Billed Amt

\$19.98

Bill Qty

0.000000

Narrative

12:03 TB Courier: Blizzard# 6236831 Ontario Energy Board 2300 Yonge St ChrMaine

Appendix B

DOCKET

EB-2013-0192 Board File Number		Party Name		-				
			Fraser & Comp	any				
Date Explanation	Consultant	Preparation	Attendance TC	Attendance SC	Attendance OH	Argument	Total	
Jun-17 Comments	MEF	2						
Total		2	0		0		0	0