

March 4, 2014

Ms. Kirsten Walli  
Board Secretary  
Ontario Energy Board  
Toronto, ON  
M4P 1E4

Dear Ms. Walli:

**Re: EB-2012-0451/EB-2012-0433/EB-2013-0074 - Union Gas Limited and Enbridge Gas Distribution Inc. Leave to Construct Proceedings - Cost Claim of the Consumers Council of Canada**

Please find, attached the cost claim of the Consumers Council of Canada for the above-referenced proceeding. We have completed separate invoices and cost claim forms for Union Gas Limited ("Union") and Enbridge Gas Distribution Inc. ("EGD").

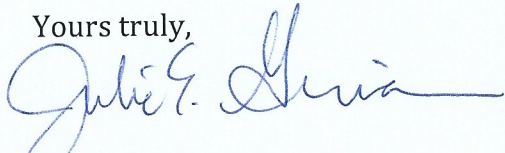
The cost claims have two elements. The first are combined activities that have been divided equally between Union and EGD. In addition, we have provided details of time spent on specific company applications. These are set out in the invoices that are part of the package.

Payment should be made directly to the Consumers Council of Canada at the following address:

Consumers Council of Canada  
201-1920 Yonge Street  
Toronto, ON  
M4S 3E2  
Attention: Ken Whitehurst, Executive Director

Please feel free to contact me if there are any questions or concerns regarding the cost claim.

Yours truly,



Julie Girvan

Cc: EGD Regulatory  
Union Regulatory  
Ken Whitehurst, CCC



**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- 2012-0451 Process: Enbridge Gas Leave to Construct - GTA Reinforcement

Party: CONSUMERS COUNCIL OF CANADA Affiant's Name: Julie Girvan

HST Number: 140609165 HST Rate Ontario: 13.00%

Full Registrant ☒  
Unregistered ☐  
Other ☐

Qualifying Non-Profit ☐  
Tax Exempt ☐

**Affidavit**

I, Julie Girvan, 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 \_\_\_\_\_, (date)

**Commissioner for taking Affidavits**



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



File # EB- 2012-0451 Process: Enbridge Gas Leave to Construct - GTA Reinforcement

Party: 0

**Summary of Fees and Disbursements Being Claimed**

Legal/consultant fees	\$60,225.00
Disbursements	\$0.00
HST	\$7,829.25
<b>Total Cost Claim</b>	<b>\$68,054.25</b>



# Ontario Energy Board

## COST CLAIM FOR HEARINGS



### Detail of Fees and Disbursements Being Claimed

File # EB- <u>2012-2012-0451</u>	Process: <u>Enbridge Gas Leave to Construct</u>
Party: <u>Cosnumers Council of Canada</u>	Name: <u>Julie Girvan and Mark Garner</u>
Completed Years Practising/Years of relevant experience <hr style="width: 100%;"/> 20 + <hr style="width: 100%;"/>	
Counsel/Articling Student/Paralegal: <input type="checkbox"/> Consultant: <input checked="" 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	124.25	\$330.00	\$41,002.50	\$5,330.33	\$46,332.83
Attendance - Technical Conference	9.00	\$330.00	\$2,970.00	\$386.10	\$3,356.10
Attendance - Settlement Conference	16.75	\$330.00	\$5,527.50	\$718.58	\$6,246.08
Attendance - Oral Hearing	15.25	\$330.00	\$5,032.50	\$654.23	\$5,686.73
Argument	17.25	\$330.00	\$5,692.50	\$740.03	\$6,432.53
Case Management		\$170.00	\$0.00	\$0.00	\$0.00
<b>TOTAL LEGAL/CONSULTANT FEES</b>			<b>\$60,225.00</b>	<b>\$7,829.25</b>	<b>\$68,054.25</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>



4/2014

## INVOICE

**TO:** Consumers Council of Canada  
201-1920 Yonge Street  
Toronto, ON  
M4S 3E2

**FROM:**

Julie E. Girvan  
J. E. Girvan Enterprises  
62 Hillsdale Avenue East  
Toronto, Ontario  
M4S 1T5

GST # 135678944

**FOR:**

Consulting Services Regarding the **Ontario Energy Board Proceeding – Enbridge Gas Distribution Inc. – LEAVE TO CONSTRUCT – EB-2012-0451 (Combined Proceeding with Union Gas Limited EB-2012-0433 and EB-2013-0074)**

**DATE:**

March 4, 2014

DATE	DESCRIPTION OF ACTIVITY – COMBINED (DIVIDED 50/50 BETWEEN UNION GAS AND ENBRIDGE)	HOURS	P/AT/AR
April 25	Preparing for meeting	2	P
April 26	Attending process meeting, discussions with intervenors	4	P
April 30	Attending process hearing	4	AT-H
June 11	Preparing for technical conference	4	P
June 12	Attending technical conference	4	AT-TC
July 4	Reviewing motion materials	3	P
July 9	Reviewing motion materials – drafting comments	1	P
July 11	Attending motion, discussions with intervenors	1.5	P
July 12	Reviewing TCPL evidence, notes historical materials	2.5	P
Aug 16	Reviewing TCPL evidence, other evidence, notes	1	P
Aug 19	Preparing for ADR	3	P



Aug 21	Finalizing TCPL questions, notes for ADR	2	P
Aug 22	Preparing for ADR	2	P
Aug 26	Preparing for ADR	3	P
Aug 27	Preparing for ADR, notes on evidence	3	P
Aug 28	Attending ADR	7	AT-ADR
Aug 29	Attending ADR	4.5	AT-ADR
Sept 5	Attending pre-hearing conference	1.5	P
Sept 11	Preparing for hearing, reviewing term sheet	5	P
Sept 12	Attending hearing and meeting	6	P
Sept 13	Preparing for hearing	3	P
Sept 16	Attending hearing	4	AT-H
Sept 17	Attending hearing	4.5	AT-H
Sept 19	Attending hearing	3	AT-H
Sept 30	Drafting briefing notes for Kim	2	P
Oct 9	Attending hearing	2	AT-H
Oct 16	Reviewing undertakings, preparing for argument	3	AR
Oct 31	Reviewing transcripts for argument	3	AR
Nov 1	Reviewing transcripts, undertakings for argument	4	AR
Nov 4	Reviewing transcripts, notes for argument	4	AR
Nov 5	Reviewing materials for argument	3	AR
Nov 7	Drafting argument	5.5	AR
Nov 14	Drafting argument, discussion with intervenors	10	AR
Nov 15	Finalizing argument	2	AR
	<b>TOTAL HOURS - to be divided 50/50 with Union Gas</b>	<b>117</b>	

DATE	DESCRIPTION OF ACTIVITY – EGD GTA PROJECT EB-2012-0451	HOURS	P/AT/AR
April 19	Reviewing GTA evidence	3.5	P
April 23	Reviewing GTA evidence	3.5	P
May 10	Reviewing GTA evidence, notes	4.5	P
May 20	Reviewing GTA evidence	3	P
June 24	Reviewing undertakings, notes	3	P
July 2	Reviewing intervenor evidence	2	P
July 4	Reviewing intervenor evidence, undertakings	4	P
July 5	Reviewing intervenor evidence, drafting questions	3.5	P
July 25	Reviewing evidence	2.5	P
July 31	Preparing detailed notes on evidence	3	P
Aug 14	Reviewing interrogatories, notes	4.5	P
Sept 23	Preparing briefing notes for Kim Dullet for cross	3	P
Sept 24	Attendance at hearing	1	AT-H



Sept 27	Listening to hearing	2.5	AT-H
	<b>TOTAL HOURS</b>	<b>43.5</b>	

HOURS:        58.5 (50% of combined hours)  
                   43.5 (GTA only hours)  
                   **102**

102 Hours x \$330/hour        \$33,660.00  
 plus 13% HST                    \$4,375.80

**TOTAL AMOUNT DUE:        \$38,035.80**



Mark Garner  
647 Broadway Toronto, Ontario, M4G 2S8  
647-408-4501 /[markgarner@rogers.com](mailto:markgarner@rogers.com)

**INVOICE # 2014EGDGTA\_EB-2012-0451**

March 4, 2014

**TO:** Consumers Council of Canada  
Suite 201 1920 Yonge Street Toronto  
M4S 3E2

**RE: ENBRIDGE GAS DISTRIBUTION INC. GTA PROJECT EB-2012-0451**

Please find our invoice below for work done and professional services rendered as per detailed dockets.

Date	March 4, 2014						
Client:	Consumers Council of Canada						
File:	Enbridge Gas Distribution Inc. EB-2012-0165						
Period covering:	April 23, 2013 to September 17, 2013						
Services							
Billable Hours	Hours	80.50	@	Rate	\$330.00		26,565.00
Disbursements							n/a
HST			@		13%		\$ 3453.45
Total							\$ 30,018.45

Please make amounts payable to Mark C. Garner.

Yours Truly



Mark Garner



**Detailed Dockets Enbridge Distribution Inc. GTA Project  
EB-2012-0451**

<b>Date</b>	<b>Hours</b>	<b>Docket Details</b>
23-Apr-2013	0.50	Develop overview and send to JG – intervention material
25-April-2013	1.00	Develop summary notes prior to issues day
30-April-2013	3.00	Attend Issues Conference 9:30 – 12:30
16-May-2013	7.00	Review interrogatory responses/draft supplemental interrogatories
17-May-2013	5.00	Review interrogatory responses/draft supplemental interrogatories
18-May-2013	3.00	Review interrogatory responses/draft supplemental interrogatories
21-May-2013	2.50	Review interrogatory responses/draft supplemental interrogatories
11-June-2013	4.00	Review evidence and prepare for technical conference
12-June-2013	6.00	Review evidence and prepare for technical conference
13-June-2013	7.00	Attend Technical Conference
01-July-2013	2.00	Review intervenor evidence
02-July-02	6.00	Draft 2 <sup>nd</sup> round interrogatories – incorporate with JG
02-Aug-2013	5.25	Review updated EGD evidence
20-Aug-2013	4.00	Review TCPL evidence – draft 2 <sup>nd</sup> round interrogatories
26-Aug-2013	3.00	Review all interrogatories, evidence and prepare for Technical Conference
28-Aug-2013	8.00	Attend Technical Conference./notes
29-Aug-2013	3.00	Attend first part of Technical Conference (9-12) left before end
16-Sept-2013	8.25	Review evidence/develop cross-examination notes
17-Sept-2013	2.00	Review evidence/develop cross-examination notes
<b>Total</b>	<b>80.50</b>	



**Ontario Energy Board**  
**COST CLAIM FOR HEARINGS**



**Affidavit and Summary of Fees and Disbursements**

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Rate: \_\_\_\_\_ Country: \_\_\_\_\_
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- 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.**

<b>File # EB-</b> <u>2012-0433 and EB-2013-0074</u>	<b>Process:</b> <u>Union Gas Leave to Construct - Parkway West and Brantford</u>
<b>Party:</b> <u>Consumers Council of Canada</u>	<b>Affiant's Name:</b> <u>Julie Girvan</u>
<b>HST Number:</b> <u>140609165</u>	<b>HST Rate Ontario:</b> <u>13.00%</u>
Full Registrant <input checked="checked" type="checkbox"/>	Qualifying Non-Profit <input type="checkbox"/>
Unregistered <input type="checkbox"/>	Tax Exempt <input type="checkbox"/>
Other <input type="checkbox"/>	

**Affidavit**

I, Julie Girvan, 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 \_\_\_\_\_,  
(date)

**Commissioner for taking Affidavits**



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



**File # EB-** 2012-0433 and EB-2013-0074

**Process:** Union Gas Leave to Construct - Parkway West and Brantford

**Party:** Consumers Council of Canada

**Summary of Fees and Disbursements Being Claimed**

Legal/consultant fees	\$30,360.00
Disbursements	\$0.00
HST	\$3,946.80
<b>Total Cost Claim</b>	<b>\$34,306.80</b>



# Ontario Energy Board

## COST CLAIM FOR HEARINGS



### Detail of Fees and Disbursements Being Claimed

File # EB- <u>2012-0433 and EB-2013-0074</u>	Process: <u>Union Gas Leave to Construct - Parkway West and Br</u>
Party: <u>Consumers Council of Canada</u>	Name: <u>Julie Girvan</u>
Completed Years Practising/Years of relevant experience <hr style="width: 100%;"/> <div style="display: flex; justify-content: space-between;"> <span>Counsel/Articling Student/Paralegal: <input type="checkbox"/></span> <span>20 +</span> </div> <div style="display: flex; justify-content: space-between;"> <span>Consultant: <input checked="" type="checkbox"/></span> </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	55.25	\$330.00	\$18,232.50	\$2,370.23	\$20,602.73
Attendance - Technical Conference	2.00	\$330.00	\$660.00	\$85.80	\$745.80
Attendance - Settlement Conference	5.75	\$330.00	\$1,897.50	\$246.68	\$2,144.18
Attendance - Oral Hearing	11.75	\$330.00	\$3,877.50	\$504.08	\$4,381.58
Argument	17.25	\$330.00	\$5,692.50	\$740.03	\$6,432.53
Case Management		\$170.00	\$0.00	\$0.00	\$0.00
<b>TOTAL LEGAL/CONSULTANT FEES</b>			<b>\$30,360.00</b>	<b>\$3,946.80</b>	<b>\$34,306.80</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>



5/2014

## INVOICE

**TO:** Consumers Council of Canada  
201-1920 Yonge Street  
Toronto, ON  
M4S 3E2

**FROM:**

Julie E. Girvan  
J. E. Girvan Enterprises  
62 Hillsdale Avenue East  
Toronto, Ontario  
M4S 1T5

GST # 135678944

**FOR:**

Consulting Services Regarding the **Ontario Energy Board Proceeding –Union Gas Limited – LEAVE TO CONSTRUCT – Parkway West and Brantford/Kirkwall - EB-2012-0433 and EB-2013-0074 (Combined Proceeding with Enbridge Gas Distribution – EB- 2012-0451**

**DATE:**

March 4, 2014

DATE	DESCRIPTION OF ACTIVITY – COMBINED (DIVIDED 50/50 BETWEEN UNION GAS AND ENBRIDGE)	HOURS	P/AT/AR
April 25	Preparing for meeting	2	P
April 26	Attending process meeting, discussions with intervenors	4	P
April 30	Attending process hearing	4	AT-H
June 11	Preparing for technical conference	4	P
June 12	Attending technical conference	4	AT-TC
July 4	Reviewing motion materials	3	P
July 9	Reviewing motion materials – drafting comments	1	P
July 11	Attending motion, discussions with intervenors	1.5	P
July 12	Reviewing TCPL evidence, notes historical materials	2.5	P
Aug 16	Reviewing TCPL evidence, other evidence, notes	1	P
Aug 19	Preparing for ADR	3	P



Aug 21	Finalizing TCPL questions, notes for ADR	2	P
Aug 22	Preparing for ADR	2	P
Aug 26	Preparing for ADR	3	P
Aug 27	Preparing for ADR, notes on evidence	3	P
Aug 28	Attending ADR	7	AT-ADR
Aug 29	Attending ADR	4.5	AT-ADR
Sept 5	Attending pre-hearing conference	1.5	P
Sept 11	Preparing for hearing, reviewing term sheet	5	P
Sept 12	Attending hearing and meeting	6	P
Sept 13	Preparing for hearing	3	P
Sept 16	Attending hearing	4	AT-H
Sept 17	Attending hearing	4.5	AT-H
Sept 19	Attending hearing	3	AT-H
Sept 30	Drafting briefing notes for Kim	2	P
Oct 9	Attending hearing	2	AT-H
Oct 16	Reviewing undertakings, preparing for argument	3	AR
Oct 31	Reviewing transcripts for argument	3	AR
Nov 1	Reviewing transcripts, undertakings for argument	4	AR
Nov 4	Reviewing transcripts, notes for argument	4	AR
Nov 5	Reviewing materials for argument	3	AR
Nov 7	Drafting argument	5.5	AR
Nov 14	Drafting argument, discussion with intervenors	10	AR
Nov 15	Finalizing argument	2	AR
	<b>TOTAL HOURS - to be divided 50/50 with Union Gas</b>	<b><u>117</u> 58.5</b>	

DATE	DESCRIPTION OF ACTIVITY – Union Gas Parkway West and Brantford/Kirkwall Applications	HOURS	P/AT/AR
March 27	Union Parkway West Meeting	1.5	P
April 2	Reviewing Parkway West evidence	4	P
May 2	Reviewing Parkway West evidence	3	P
May 3	Reviewing Parkway West and B/K evidence	4	P
May 19	Reviewing evidence	3	P
May 20	Reviewing evidence, drafting interrogatories	3	P
May 21	Reviewing Brantford/Kirkwall evidence	5	P
June 24	Reviewing undertakings	2	P
July 2	Preparing notes on Union evidence	3	P
July 31	Preparing detailed notes on evidence	2.5	P
Aug 19	Preparing for ADR	2.5	P



	<b>TOTAL HOURS</b>	<b>33.5</b>	
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HOURS:      58.5 (50% of combined hours)  
                  33.5 (Union only hours)  
                  **92.0**

92 Hours x \$330/hour	\$30,360.00
plus 13% HST	<u>\$4,375.80</u>

**TOTAL AMOUNT DUE:      \$34,306.80**