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By electronic filing

October 21, 2014

Kirsten Walli
Board Secretary
Ontario Energy Board
P.O. Box 2319
2300 Yonge Street
27th floor
Toronto, ON M4P 1E4

Dear Ms. Walli,

Union Gas Limited (“Union”)
Application to Reduce Certain Penalty Charges Applied to its Direct Purchase Customers
Board File No.: EB-2014-0154
Our File No.: 339583-000176

Pursuant to the Board’s Decision and Order dated October 9, 2014, we enclose a Cost Claim on behalf of our client, Canadian Manufacturers & Exporters (“CME”).

A copy of this Cost Claim has been forwarded to Union as instructed in the Decision and Order.

Please contact me if you have any questions or require any additional information.

Yours very truly,

A handwritten signature in blue ink, appearing to be 'V. DeRose', with a long, sweeping underline that extends across the width of the signature area.

Vincent J. DeRose

\slc
enclosure

c. Chris Ripley (Union)
Paul Clipsham and Ian Shaw(CME)

OTT01: 6589668: v1

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 (yellow-shaded) 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 embedded in the form to assist with calculations.
- 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 lawyer, analyst/consultant and 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/analyst must be attached unless provided to the Board as prescribed on the Cost Award Tariff.

Except as provided in section 7.03 of the Practice Direction on Cost Awards, itemized receipts must be provided.

File # EB- 2014-0154 Process: Union Gas - Application to Reduce Certain Penalty Charges

Party: Canadian Manufacturers & Exporters Affiant's Name: Vincent J. DeRose

HST Number: 10807 5482 RT0001 HST Rate Ontario: 13.00%

- | | | | |
|-----------------|-------------------------------------|-----------------------|--------------------------|
| Full Registrant | <input type="checkbox"/> | Qualifying Non-Profit | <input type="checkbox"/> |
| Unregistered | <input type="checkbox"/> | Tax Exempt | <input type="checkbox"/> |
| Other | <input checked="" type="checkbox"/> | | |

Affidavit

I, Vincent J. DeRose, of the City of Ottawa
in the Province 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 of Ottawa
in the Province of Ontario, on October 23, 2014
(date)

Commissioner for taking Affidavits

Ontario Energy Board
COST CLAIM FOR HEARINGS



Affidavit and Summary of Fees and Disbursements

File # EB- 2014-0154 Process: Union Gas - Application to Reduce Certain Penalty Charges

Party: Canadian Manufacturers & Exporters

Summary of Fees and Disbursements Being Claimed

Legal/consultant/other fees	\$5,920.00
Disbursements	\$66.00
HST	\$778.18
Total Cost Claim	\$6,764.18

Payment Information

Make cheque payable to: Borden Ladner Gervais LLP

Send payment to this address: Borden Ladner Gervais LLP
Attention: Peter C.P. Thompson, QC
World Exchange Plaza
100 Queen Street, Suite 1300
Ottawa, ON K1P 1J9

Ontario Energy Board COST CLAIM FOR HEARINGS



Detail of Fees and Disbursements Being Claimed

File #	EB- <u>2014-0154</u>	Process:	<u>Union Gas - Application to Reduce Certain Penalty Charges</u>																												
Party:	<u>Canadian Manufacturers & Exporters</u>	Service Provider Name:	<u>Peter C.P. Thompson, QC</u>																												
	<table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 40%;">Service Provider Type</td> <td style="width: 10%;"><i>(check one)</i></td> <td style="width: 20%;">Year Called to Bar</td> <td style="width: 30%;">Completed Years Practising/Years of relevant experience</td> </tr> <tr> <td>Legal Counsel</td> <td style="text-align: center;"><input checked="" type="checkbox"/></td> <td style="text-align: center;"><div style="border: 1px solid black; padding: 2px;">1967</div></td> <td style="text-align: center;"><div style="border: 1px solid black; padding: 2px;">45+</div></td> </tr> <tr> <td>Articling Student/Paralegal</td> <td style="text-align: center;"><input type="checkbox"/></td> <td></td> <td></td> </tr> <tr> <td>Consultant</td> <td style="text-align: center;"><input type="checkbox"/></td> <td></td> <td>Hourly Rate: <div style="border: 1px solid black; padding: 2px;">\$330.00</div></td> </tr> <tr> <td>Analyst</td> <td style="text-align: center;"><input type="checkbox"/></td> <td></td> <td></td> </tr> <tr> <td>For Consultant/Analyst:</td> <td style="text-align: center;"><input type="checkbox"/></td> <td>CV attached</td> <td>HST Rate Charged (enter %) <div style="border: 1px solid black; padding: 2px;">13%</div></td> </tr> <tr> <td></td> <td style="text-align: center;"><input type="checkbox"/></td> <td colspan="2">CV provided within previous 24 months</td> </tr> </table>	Service Provider Type	<i>(check one)</i>	Year Called to Bar	Completed Years Practising/Years of relevant experience	Legal Counsel	<input checked="" type="checkbox"/>	<div style="border: 1px solid black; padding: 2px;">1967</div>	<div style="border: 1px solid black; padding: 2px;">45+</div>	Articling Student/Paralegal	<input type="checkbox"/>			Consultant	<input type="checkbox"/>		Hourly Rate: <div style="border: 1px solid black; padding: 2px;">\$330.00</div>	Analyst	<input type="checkbox"/>			For Consultant/Analyst:	<input type="checkbox"/>	CV attached	HST Rate Charged (enter %) <div style="border: 1px solid black; padding: 2px;">13%</div>		<input type="checkbox"/>	CV provided within previous 24 months			
Service Provider Type	<i>(check one)</i>	Year Called to Bar	Completed Years Practising/Years of relevant experience																												
Legal Counsel	<input checked="" type="checkbox"/>	<div style="border: 1px solid black; padding: 2px;">1967</div>	<div style="border: 1px solid black; padding: 2px;">45+</div>																												
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	<input type="checkbox"/>	CV provided within previous 24 months																													

Statement of Fees Being Claimed					
	Hours	Hourly rate	Subtotal	HST	Total
Preparation	0.6	\$330.00	\$198.00	\$25.74	\$223.74
Technical Conference					
Preparation		\$330.00	\$0.00	\$0.00	\$0.00
Attendance		\$330.00	\$0.00	\$0.00	\$0.00
Interrogatories					
Preparation	3.6	\$330.00	\$1,188.00	\$154.44	\$1,342.44
Responses	1.7	\$330.00	\$561.00	\$72.93	\$633.93
Issues Conference					
Preparation		\$330.00	\$0.00	\$0.00	\$0.00
Attendance		\$330.00	\$0.00	\$0.00	\$0.00
ADR - Settlement Conference					
Preparation		\$330.00	\$0.00	\$0.00	\$0.00
Attendance		\$330.00	\$0.00	\$0.00	\$0.00
Proposal Preparation		\$330.00	\$0.00	\$0.00	\$0.00
Argument					
Preparation	6.4	\$330.00	\$2,112.00	\$274.56	\$2,386.56
Oral Hearing					
Preparation		\$330.00	\$0.00	\$0.00	\$0.00
Attendance		\$330.00	\$0.00	\$0.00	\$0.00
Other Conferences					
Preparation	5.2	\$330.00	\$1,716.00	\$223.08	\$1,939.08
Attendance		\$330.00	\$0.00	\$0.00	\$0.00
Case Management		\$170.00	\$0.00	\$0.00	\$0.00
TOTAL SERVICE PROVIDER FEES			\$5,775.00	\$750.75	\$6,525.75

Ontario Energy Board
COST CLAIM FOR HEARINGS



Detail of Fees and Disbursements Being Claimed

File # EB- <u>2014-0154</u>	Process: <u>Union Gas - Application to Reduce Certain Penalty Charges</u>		
Party: <u>Canadian Manufacturers & Exporters</u>	Service Provider Name: <u>Peter C.P. Thompson, QC</u>		
Statement of Disbursements Being Claimed			
	Net Cost	HST	Total
Scanning/Photocopying: 64 copies @ \$0.25 each	\$16.00	\$2.08	\$18.08
LPIC Levy Surcharge (as in previous cost claims)	\$50.00	\$6.50	\$0.00
Other:		\$0.00	\$0.00
TOTAL DISBURSEMENTS:	\$66.00	\$8.58	\$18.08

Ontario Energy Board
COST CLAIM FOR HEARINGS
Detail of Fees being Claimed



File #: EB-2014-0154

Process: Union Gas – Application to Reduce Certain Penalty Charges

Party: Canadian Manufacturers & Exporters

Name: Peter Thompson

May 16-14	Drafting, revising and finalizing request for intervenor status and cost award eligibility	0.3	Preparation
Jun 2-14	Reviewing OEB website to obtain all information on Board's file; reviewing Interrogatories submitted by Board Staff, LPMA and BOMA; drafting Interrogatories from CME to Union	1.6	Interrogatories Prep
Jun 3-14	Considering, dictate, revise and finalize CME Interrogatories to Union	1.9	Interrogatories Prep
Jun 3-14	Considering email from D. Quinn	0.1	Interrogatories Prep
Jun 18-14	Reviewing Interrogatory Responses	1.0	Interrogatory Responses
Jun 19-14	Reviewing Union's Interrogatory Responses to NRG	0.7	Interrogatory Responses
Jun 25-14	Reviewing TransAlta's submissions on its Motion	0.3	Other Conf. Prep
Jun 27-14	Considering TransAlta Motion materials, TCPL submissions and LPMA submissions; considering, drafting, dictating and filing submissions on behalf of CME	2.9	Other Conf. Prep
Jun 27-14	Reviewing submissions of City of Kitchener	0.2	Other Conf. Prep
Jun 27-14	Considering email from E. DeMarco	0.1	Other Conf. Prep
Jul 3-14	Reviewing Union's reply submissions, supporting Affidavit and Authorities Brief	0.9	Other Conf. Prep
Jul 7-14	Reviewing reply submissions	0.4	Other Conf. Prep
Aug 7-14	Reviewing evidence from TCE	0.4	Other Conf. Prep
Sep 10-14	Reviewing Union Argument; emails to R. Aiken and D. Quinn; considering and drafting Points of Argument	1.5	Argument Prep
Sep 12-14	Reviewing pre-filed evidence, interrogatory responses and Union's Argument-in-Chief; considering, composing and finalizing Argument on behalf of CME; reviewing submissions of other parties and Board Staff	4.9	Argument Prep
Sep 19-14	Considering Union's Reply Argument	0.3	Preparation
Total Hours for Peter Thompson		17.5	

	<u>Hours</u>		<u>Fees</u>
Preparation	0.6	x \$330.00/hr =	198.00
Interrogatories Prep	3.6	x \$330.00/hr =	\$1,188.00
Interrogatory Responses	1.7	x \$330.00/hr =	\$561.00

Ontario Energy Board
COST CLAIM FOR HEARINGS
Detail of Fees being Claimed



Other Conf. Prep	5.2	x \$330.00/hr =	\$1,716.00
Argument Prep	6.4	x \$330.00/hr =	\$2,112.00
	17.5	Total Fees for Peter Thompson:	\$5,775.00

OTT01: 6581150: v1

**Ontario Energy Board
COST CLAIM FOR HEARINGS**



Detail of Fees and Disbursements Being Claimed

File # EB- <u>2014-0154</u>	Process: <u>Union Gas - Application to Reduce Certain Penalty Charges</u>
Party: <u>Canadian Manufacturers & Exporters</u>	Service Provider Name: <u>Vincent J. DeRose</u>
Service Provider Type <i>(check one)</i>	Year Called to Bar
<input checked="" type="checkbox"/> Legal Counsel <input type="checkbox"/> Articling Student/Paralegal <input type="checkbox"/> Consultant <input type="checkbox"/> Analyst <input type="checkbox"/> For Consultant/Analyst:	<div style="border: 1px solid black; padding: 2px; display: inline-block;">2001</div>
	Completed Years Practising/Years of relevant experience
	<div style="border: 1px solid black; padding: 2px; display: inline-block;">13</div>
	Hourly Rate: <div style="border: 1px solid black; padding: 2px; display: inline-block;">\$290.00</div>
	HST Rate Charged (enter %) <div style="border: 1px solid black; padding: 2px; display: inline-block;">13%</div>
	<input type="checkbox"/> CV attached <input type="checkbox"/> CV provided within previous 24 months

Statement of Fees Being Claimed					
	Hours	Hourly rate	Subtotal	HST	Total
Pre-hearing Conference					
Preparation		\$290.00	\$0.00	\$0.00	\$0.00
Attendance		\$290.00	\$0.00	\$0.00	\$0.00
Technical Conference					
Preparation		\$290.00	\$0.00	\$0.00	\$0.00
Attendance		\$290.00	\$0.00	\$0.00	\$0.00
Interrogatories					
Preparation		\$290.00	\$0.00	\$0.00	\$0.00
Responses		\$290.00	\$0.00	\$0.00	\$0.00
Issues Conference					
Preparation		\$290.00	\$0.00	\$0.00	\$0.00
Attendance		\$290.00	\$0.00	\$0.00	\$0.00
ADR - Settlement Conference					
Preparation		\$290.00	\$0.00	\$0.00	\$0.00
Attendance		\$290.00	\$0.00	\$0.00	\$0.00
Proposal Preparation		\$290.00	\$0.00	\$0.00	\$0.00
Argument					
Preparation	0.50	\$290.00	\$145.00	\$18.85	\$163.85
Oral Hearing					
Preparation		\$290.00	\$0.00	\$0.00	\$0.00
Attendance		\$290.00	\$0.00	\$0.00	\$0.00
Other Conferences					
Preparation		\$290.00	\$0.00	\$0.00	\$0.00
Attendance		\$290.00	\$0.00	\$0.00	\$0.00
Case Management		\$170.00	\$0.00	\$0.00	\$0.00
TOTAL SERVICE PROVIDER FEES			\$145.00	\$18.85	\$163.85

Ontario Energy Board
COST CLAIM FOR HEARINGS
 Detail of Fees being Claimed



File #: EB-2014-0154

Process: Union Gas – Application to Reduce Certain Penalty Charges

Party: Canadian Manufacturers & Exporters

Name: Vince DeRose

Sep 19-14	Reviewing Reply Argument	0.5	Argument Prep
Total Hours for Vince DeRose:		0.5	

	<u>Hours</u>		<u>Fees</u>
Argument Prep	0.5	x \$290.00/hr =	145.00
	0.5	Total Fees for Vince DeRose:	\$ 145.00