



Fogler, Rubinoﬀ LLP
Lawyers

77 King Street West
Suite 3000, PO Box 95
TD Centre North Tower
Toronto, ON M5K 1G8
t: 416.864.9700 | f: 416.941.8852
foglers.com

May 6, 2015

Reply To: Thomas Brett
Direct Dial: 416.941.8861
E-mail: tbrett@foglers.com
Our File No. 131801

VIA RESS, EMAIL AND MAIL

Ontario Energy Board
2300 Yonge Street, 27th Floor
Toronto, Ontario
M4P 1E4

Attention: Kirsten Walli,
Board Secretary

Dear Ms. Walli:

Re: Board File No. EB-2012-0410

Please find attached BOMA's Cost Claim.

Yours truly,

FOGLER, RUBINOFF LLP

Thomas Brett

TB/dd

Encls.

cc: All Parties (*via email*)

Ontario Energy Board
COST CLAIM FOR CONSULTATIONS



Affidavit and Summary of Fees and Disbursements

This form should be used by a party (defined in the Practice Direction on Cost Awards as including a participant in a consultation process) in a consultation 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 Notice of Hearing for Cost Awards. Please ensure all required fields are filled in and the Affidavit portion is signed and sworn or affirmed.

Instructions

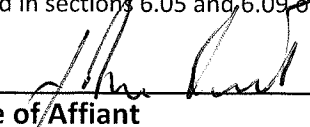
- Required data input is indicated by yellow-shaded fields. Formulas are present in the document to assist with the calculation of the cost claim.
- All claims must be in Canadian dollars. If applicable, state exchange rate and country of initial currency.
Rate: _____ Country: _____
- A separate "Statement of Disbursements Being Claimed" is required for each consultant or lawyer/articling student/paralegal. However only one "Statement of Fees Being Claimed" and one "Summary of Fees and Disbursements Being Claimed" 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>2012-0410</u>	Process: <u>Rate Design - Residential Electricity Customers</u>
Party: <u>BOMA</u>	Affiant's Name: <u>Tom Brett</u>
HST Number: <u>R119420859</u>	HST Rate Ontario: <u>13.00%</u>
Full Registrant <input checked="" type="checkbox"/>	Qualifying Non-Profit <input type="checkbox"/>
Unregistered <input type="checkbox"/>	Tax Exempt <input type="checkbox"/>
Other <input type="checkbox"/>	

Affidavit

I, 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 of Fees Being Claimed" and "Statement(s) of Disbursements Being Claimed".
3. The attached "Summary of Fees and Disbursements Being Claimed", "Statement 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 May 6/15
(date)



Commissioner for taking Affidavits

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



File # EB- 2012-0410 Process: Rate Design - Residential Electricity Customers

Party: BOMA

Summary of Fees and Disbursements Being Claimed

Legal/consultant fees	\$10,292.04
Disbursements	\$ 24.58
HST	\$ 1,341.16
Total Cost Claim	\$11,657.78

Payment Information

Make cheque payable to: Fogler, Rubinoff LLP

Send payment to this address: Attention: Debbie Dey
77 King Street West, Suite 3000
P.O. Box 95, TD Centre North Tower
Toronto, ON M5K 1G8

Detail of Fees and Disbursements Being Claimed

Statement of Fees Being Claimed

Statement of Fees being claimed for Eligible Activity is found on the second tab of this workbook.

Statement(s) of Disbursements Being Claimed

Statement of Disbursements being claimed is found on the third tab of this workbook.

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



Individual Whose Costs are Being Claimed

Name: Tom Brett

	Year Called to Bar	Completed Years Practicing/Years of Relevant Experience
Counsel/Articling Student/Paralegal: <input checked="" type="checkbox"/>	1971	35
Analyst/Consultant: <input type="checkbox"/>		
CV attached: <input type="checkbox"/>	CV not required: <input checked="" type="checkbox"/>	

Name: Marion Fraser

	Year Called to Bar	Completed Years Practicing/Years of relevant experience
Counsel/Articling Student/Paralegal: <input type="checkbox"/>		
Analyst/Consultant: <input checked="" type="checkbox"/>		33
CV attached: <input type="checkbox"/>	CV not required: <input checked="" type="checkbox"/>	

Name: _____

	Year Called to Bar	Completed Years Practicing/Years of relevant experience
Counsel/Articling Student/Paralegal: <input type="checkbox"/>		
Analyst/Consultant: <input type="checkbox"/>		
CV attached: <input type="checkbox"/>	CV not required: <input type="checkbox"/>	

Name: _____

	Year Called to Bar	Completed Years Practicing/Years of relevant experience
Counsel/Articling Student/Paralegal: <input type="checkbox"/>		
Analyst/Consultant: <input type="checkbox"/>		
CV attached: <input type="checkbox"/>	CV not required: <input type="checkbox"/>	

Name: _____

	Year Called to Bar	Completed Years Practicing/Years of relevant experience
Counsel/Articling Student/Paralegal: <input type="checkbox"/>		
Analyst/Consultant: <input type="checkbox"/>		
CV attached: <input type="checkbox"/>	CV not required: <input type="checkbox"/>	



COST CLAIM FOR CONSULTATIONS
Statement of Fees Being Claimed

2012-0410
Rate Design for Residential Electricity Customers
BOMA

13%

Meeting with Board
Written Comments on Staff May 16 or May
Board's Draft Policy 26, 2014
Eligible Participant

Individual Whose Fees are Being Claimed

Individual Whose Fees are Being Claimed	Hourly rate	Up to 25 hours	Up to 7 hours	Subtotal	HST	Total
Tom Brett	\$330	12.6		4158	540.54	4698.54
Marion Fraser	\$330	15		4950	643.5	5593.5
				0	0	
				0	0	
				0	0	
Totals				9108	1184.04	10292.04
Total legal/consultant fees:						10292.04

Ontario Energy Board
COST CLAIM FOR CONSULTATIONS
Statement of Disbursements Being Claimed



File # EB- <u>2012-0410</u>	Process: <u>Rate Design - Residential Electricity Customers</u>
Party: <u>BOMA</u>	

Name of individual whose disbursements are being claimed: Tom Brett

HST Rate Ontario: 13.00%

	Net Cost	HST	Total
Scanning/Photocopy		\$0.00	\$0.00
Printing	\$0.60	\$0.08	\$0.68
Courier	\$23.98	\$3.12	\$27.10
Telephone/Fax		\$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		\$0.00	\$0.00
Taxi		\$0.00	\$0.00
Accommodation		\$0.00	\$0.00
Meals		\$0.00	\$0.00
Other:		\$0.00	\$0.00
Other:		\$0.00	\$0.00
Other:		\$0.00	\$0.00
TOTAL DISBURSEMENTS:	\$24.58	\$3.20	\$27.78

Ontario Energy Board
COST CLAIM FOR CONSULTATIONS
Statement of Disbursements Being Claimed



File # EB-	2012-0410	Process: <u>Rate Design - Residential Electricity Customers</u>
Party:	<u>BOMA</u>	

Name of individual whose disbursements are being claimed: _____

HST Rate Ontario: 13.00%

	Net Cost	HST	Total
Scanning/Photocopy		\$0.00	\$0.00
Printing		\$0.00	\$0.00
Courier		\$0.00	\$0.00
Telephone/Fax		\$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		\$0.00	\$0.00
Taxi		\$0.00	\$0.00
Accommodation		\$0.00	\$0.00
Meals		\$0.00	\$0.00
Other:		\$0.00	\$0.00
Other:		\$0.00	\$0.00
Other:		\$0.00	\$0.00
TOTAL DISBURSEMENTS:	\$0.00	\$0.00	\$0.00

2/

Ontario Energy Board
COST CLAIM FOR CONSULTATIONS
Statement of Disbursements Being Claimed



File # EB-	2012-0410	Process: Rate Design - Residential Electricity Customers
Party:	BOMA	

Name of individual whose disbursements are being claimed: _____

HST Rate Ontario: 13.00%

	Net Cost	HST	Total
Scanning/Photocopy		\$0.00	\$0.00
Printing		\$0.00	\$0.00
Courier		\$0.00	\$0.00
Telephone/Fax		\$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		\$0.00	\$0.00
Taxi		\$0.00	\$0.00
Accommodation		\$0.00	\$0.00
Meals		\$0.00	\$0.00
Other:		\$0.00	\$0.00
Other:		\$0.00	\$0.00
Other:		\$0.00	\$0.00
TOTAL DISBURSEMENTS:	\$0.00	\$0.00	\$0.00

Ontario Energy Board
COST CLAIM FOR CONSULTATIONS
Statement of Disbursements Being Claimed



File # EB-	2012-0410	Process:	Rate Design - Residential Electricity Customers
Party:	BOMA		

Name of individual whose disbursements are being claimed: _____

HST Rate Ontario: 13.00%

	Net Cost	HST	Total
Scanning/Photocopy		\$0.00	\$0.00
Printing		\$0.00	\$0.00
Courier		\$0.00	\$0.00
Telephone/Fax		\$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		\$0.00	\$0.00
Taxi		\$0.00	\$0.00
Accommodation		\$0.00	\$0.00
Meals		\$0.00	\$0.00
Other:		\$0.00	\$0.00
Other:		\$0.00	\$0.00
Other:		\$0.00	\$0.00
TOTAL DISBURSEMENTS:	\$0.00	\$0.00	\$0.00

4/

Ontario Energy Board
COST CLAIM FOR CONSULTATIONS
Statement of Disbursements Being Claimed



File # EB-	2012-0410	Process:	Rate Design - Residential Electricity Customers
Party:	BOMA		

Name of individual whose disbursements are being claimed: _____

HST Rate Ontario: 13.00%

	Net Cost	HST	Total
Scanning/Photocopy		\$0.00	\$0.00
Printing		\$0.00	\$0.00
Courier		\$0.00	\$0.00
Telephone/Fax		\$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		\$0.00	\$0.00
Taxi		\$0.00	\$0.00
Accommodation		\$0.00	\$0.00
Meals		\$0.00	\$0.00
Other:		\$0.00	\$0.00
Other:		\$0.00	\$0.00
Other:		\$0.00	\$0.00
TOTAL DISBURSEMENTS:	\$0.00	\$0.00	\$0.00

Client: F1588
Fraser & Company

CLIENT LAWYER: Brett, Thomas
MATTER_LAWYER: Brett, Thomas
LAWYER ON BILL: Brett, Thomas
LAST BILL DATE: NONE

PAYOR NAME & ADDRESS
Fraser & Company
33 Harbour Square, Suite 502
Toronto, ON
M5J 2G2
Canada
Attn: Marion Fraser

PAYOR: F1588 MAIN
BILL: F1588 MAIN

Matter: 131801
BOMA - OEB Rate Design for
Electricity Distributors

ACCOUNT APPROVAL

Thomas Brett

FINAL BILL: MATTER WILL BE MADE INACTIVE

UNBILLED TIME

LAST ENTRY	TIMEKEEPER	HOURS	AMOUNT	FEE CREDIT ALLOCATION	CODE	INIT
09/Jun/14	Thomas Brett	12.60	4,158.00	<input type="checkbox"/> AS DOCKETED	415	TB
TOTAL UNBILLED FEES		12.60	4,158.00	<input type="checkbox"/> WRITE OFF		
PREMIUM (WRITE DOWN)						
TOTAL FEES THIS BILL						

UNBILLED DISBURSEMENTS

LAST ENTRY	CODE	DISB. TYPE	GST	AMOUNT	UNBILLED W/O	ANTICIPATED	TOTAL THIS BILL
02/Apr/13	1	Prints	Y	0.60			
09/Jun/14	7	Courier & Delivery	Y	23.98			
TOTAL UNBILLED DISB				24.58	<input type="checkbox"/> WRITE OFF		
TOTAL ADJUSTMENTS							
TOTAL DISB THIS BILL							

TRUST SUMMARY – A Trust was not opened on this Matter

Payor/Matter: F1588/**131801**
Fraser & Company
BOMA - OEB Rate Design for Electricity
Distributors
Prebill No.: 804824
Session ID: 449307

LAST BILL DATE: NONE
LAST BILLED TO DATE: NONE
FILE LAWYER: Brett, Thomas
ASSIGNED LAWYER: Brett, Thomas

BILL ADDRESS
Fraser & Company
33 Harbour Square, Suite 502
Toronto, ON M5J 2G2
CANADA

PAYOR DEFAULT ADDRESS
33 Harbour Square, Suite 502
Toronto, ON
M5J 2G2

Fraser, Marion

DETAIL OF UNBILLED TIME

<u>DATE</u>	<u>TIME ID</u>	<u>TIMEKEEPER</u>	<u>HOURS</u>	<u>RATE</u>	<u>AMOUNT</u>	<u>DESCRIPTION</u>
22/Apr/14	2404550	415 TB	1.20	330.00	396.00	Reviewing document
24/Apr/14	2404588	415 TB	1.00	330.00	330.00	Preparation of cost eligibility letter
25/Apr/14	2404599	415 TB	0.50	330.00	165.00	Reviewing document; filing intervention letter
05/Jun/14	2426243	415 TB	3.00	330.00	990.00	Reviewing papers; Drafting comments
06/Jun/14	2426249	415 TB	3.50	330.00	1,155.00	Revising memo to the Board
09/Jun/14	2426256	415 TB	3.40	330.00	1,122.00	Reviewing materials
		TOTAL TIME	12.60		4,158.00	

DETAIL OF UNBILLED DISBURSEMENTS

<u>DATE</u>	<u>DISB ID</u>	<u>CODE</u>	<u>QUAN</u>	<u>AMOUNT</u>	<u>DESCRIPTION</u>
02/Apr/13	5050258	1 Prints	2.00	0.60	Rotchtin Richard M.
24/Apr/14	5649023	7 Courier & Delivery		11.99	13:04 TB Courier: Blizzard# 7168814 Ontario Energy Board- 2300 Yonge St-nicole
09/Jun/14	5711486	7 Courier & Delivery		11.99	16:06 TB Courier: Blizzard# 7182740 Ontario Energy Board- 2300 Yonge St-liam
		TOTAL DISB		24.58	

MARION FRASER DOCKET

EB-2012-0410

Board File Number

BOMA

Party Name

Date	Explanation	Consultant	Preparation	Fraser & Company				Total
				Attendance TC	Attendance SC	Attendance OH	Argument	
30-May-14	Review of Report	MEF	4					4
1-Jun-14	Review of Appendices	MEF	4					4
3-Jun-14	Research	MEF	3					3
4-Jun-14	Drafting Comments	MEF	4					4
								0
								0

Total 15 0 0 0 0 15

Filters

Client		Disb Code 7	Session
Matter 131801		Office	Tran Type
Tkpr		Dept	Prebill #
Disb ID		Prof Ctr	Bill #
Date		Period	Bill Date
			Project

Disbursement Details

Base Amt \$21.78 Tobill Amt \$23.98 Billed Amt

Date	TT	Client	Matter	st	C	st	nt	Tobill Amt	Narrative	Pr
4/24/2014		F1588	131801	.	.	.	.	\$11.99	13:04 TB Courier: Blizzard# 7168814 Ontario Energy Board-2300 Yonge St-nicole	
6/9/2014		F1588	131801	.	.	.	.	\$11.99	16:06 TB Courier: Blizzard# 7182740 Ontario Energy Board-2300 Yonge St-iam	