



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. 146039

VIA RESS, EMAIL AND COURIER

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-2014-0261

Please find attached BOMA's Cost Claim.

Yours truly,

FOGLER, RUBINOFF LLP

Thomas Brett
TB/dd
Encls.

cc: Karen Hockin, Union Gas Limited *(by e-mail)*
Crawford Smith, Torys *(by e-mail)*
Marion Fraser, Fraser & Company *(by e-mail)*
Bala Gnanam, BOMA *(by e-mail)*

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.

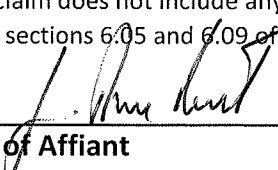
Except as provided in section 7.03 of the Practice Direction on Cost Awards, itemized receipts must be provided.

File # EB- <u>2014-0261</u>	Process: <u>Union Gas Dawn Parkway 2016 Expansion Project</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

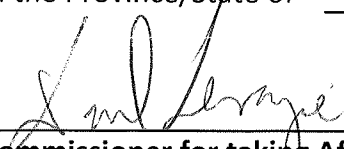
I, Tom Brett, of the City/Town of Toronto
in the Province/State of Ontario, swear or affirm that:

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(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 May 4/15,
(date)



Commissioner for taking Affidavits

David Leverage

Ontario Energy Board
COST CLAIM FOR HEARINGS



Affidavit and Summary of Fees and Disbursements

File # EB- 2014-0261 Process: Union Gas Dawn Parkway 2016 Expansion Project

Party: BOMA

Summary of Fees and Disbursements Being Claimed

Legal/consultant/other fees	\$	19,866.00
Disbursements	\$	-
HST	\$	2,582.58
Total Cost Claim	\$	22,448.58

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, Ontario M5K 1G8

Ontario Energy Board

COST CLAIM FOR HEARINGS



Detail of Fees and Disbursements Being Claimed

File # EB- <u>2014-0261</u>	Process: <u>Union Gas Dawn Parkway 2016 Expansion Project</u>
Party: <u>BOMA</u>	Service Provider Name: <u>Tom Brett</u>
<div style="display: flex; justify-content: space-between;"> <div style="width: 40%;"> <p>SERVICE PROVIDER TYPE (check one)</p> <p>Legal Counsel <input checked="" type="checkbox"/></p> <p>Articling Student/Paralegal <input type="checkbox"/></p> <p>Consultant <input type="checkbox"/></p> <p>Analyst <input type="checkbox"/></p> </div> <div style="width: 20%;"> <p>Year Called to Bar</p> <p style="border: 1px solid black; text-align: center;">1971</p> </div> <div style="width: 30%;"> <p>Completed Years Practising/Years of Relevant Experience</p> <p style="border: 1px solid black; text-align: center;">35</p> </div> </div>	
<p>For Consultant/Analyst: <input type="checkbox"/> CV attached Hourly Rate: \$330</p> <p><input checked="" type="checkbox"/> CV provided within previous 24 months HST Rate Charged (enter %): 13.0%</p>	

Statement of Fees Being Claimed					
	Hours	Hourly Rate	Subtotal	HST	Total
Pre-hearing Conference					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
Technical Conference					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
Interrogatories					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Responses		\$ 330.00	\$ -	\$ -	\$ -
Issues Conference					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
ADR - Settlement Conference					
Preparation	42.40	\$ 330.00	\$ 13,992.00	\$ 1,818.96	\$ 15,810.96
Attendance	6.00	\$ 330.00	\$ 1,980.00	\$ 257.40	\$ 2,237.40
Proposal Preparation		\$ 330.00	\$ -	\$ -	\$ -
Argument					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Oral Hearing					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
Other Conferences					
Preparation	11.80	\$ 330.00	\$ 3,894.00	\$ 506.22	\$ 4,400.22
Attendance		\$ 330.00	\$ -	\$ -	\$ -
Case Management		\$ 170.00	\$ -	\$ -	\$ -
TOTAL SERVICE PROVIDER FEES			\$ 19,866.00	\$ 2,582.58	\$ 22,448.58

Ontario Energy Board
COST CLAIM FOR HEARINGS
Detail of Fees and Disbursements Being Claimed



File # EB- 2014-0261

Process: Union Gas Dawn Parkway 2016 Expansion Project

Party: BOMA

Service Provider Name: Tom Brett

Statement of Disbursements Being Claimed			
	Net Cost	HST	Total
Scanning/Photocopy			\$ -
Printing			\$ -
Courier			\$ -
Telephone/Fax			\$ -
Transcripts			\$ -
Travel: Air			\$ -
Travel: Car			\$ -
Travel: Rail			\$ -
Travel (Other):			\$ -
Parking			\$ -
Taxi			\$ -
Accommodation			\$ -
Meals			\$ -
Other:			\$ -
Other:			\$ -
Other:			\$ -
TOTAL DISBURSEMENTS:			
	\$ -	\$ -	\$ -

Prebill # 804869 Session: 449362 Bill to: 30/Apr/15

Client: F1588
Fraser & Company

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

Matter: 146039
BOMA - Union Gas Limited,
Dawn Parkway 2016 Expansion
Project; Board File No. EB-2014-
0261

FOGLER, RUBINOFF LLP

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

Page 1

PAYOR: F1588 MAIN
BILL: F1588 MAIN

ACCOUNT APPROVAL

Thomas Brett

☐ FINAL BILL: MATTER WILL BE MADE INACTIVE

UNBILLED TIME

<u>LAST ENTRY</u>	<u>TIMEKEEPER</u>	<u>HOURS</u>	<u>AMOUNT</u>	<u>FEE CREDIT ALLOCATION</u>	<u>CODE</u>	<u>INIT</u>
26/Feb/15	Thomas Brett	60.20	19,866.00	<input type="checkbox"/> AS DOCKETED	415	TB
TOTAL UNBILLED FEES		60.20	19,866.00	<input type="checkbox"/> WRITE OFF		
PREMIUM (WRITE DOWN)						
TOTAL FEES THIS BILL						

TRUST SUMMARY – A Trust was not opened on this Matter

Payor/Matter: F1588/**146039**
 Fraser & Company
 BOMA - Union Gas Limited, Dawn
 Parkway 2016 Expansion Project; Board
 File No. EB-2014-0261
 Prebill No.: 804869
 Session ID: 449362

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

DATE	TIME ID	TIMEKEEPER	HOURS	RATE	AMOUNT	DESCRIPTION
23/Sep/14	2480104	415 TB	0.30	330.00	99.00	Preparation of intervention/cost eligibility request letter
23/Sep/14	2480112	415 TB	1.00	330.00	330.00	Reviewing materials, including Settlement Agreement
24/Sep/14	2480117	415 TB	3.50	330.00	1,155.00	Reviewing material
24/Sep/14	2480119	415 TB	1.50	330.00	495.00	Attending meeting
26/Nov/14	2524320	415 TB	0.70	330.00	231.00	Reviewing emails and evidence
16/Dec/14	2525934	415 TB	1.20	330.00	396.00	Reviewing evidence
18/Dec/14	2537304	415 TB	1.20	330.00	396.00	Reviewing evidence
24/Jan/15	2543504	415 TB	6.00	330.00	1,980.00	Reviewing evidence
31/Jan/15	2548337	415 TB	4.00	330.00	1,320.00	Reviewing evidence
01/Feb/15	2548338	415 TB	3.80	330.00	1,254.00	Reviewing evidence
03/Feb/15	2548342	415 TB	2.20	330.00	726.00	Reviewing evidence and Draft Settlement Proposal
04/Feb/15	2553985	415 TB	7.00	330.00	2,310.00	Reviewing evidence and IR responses
05/Feb/15	2553988	415 TB	2.00	330.00	660.00	Preparation for Settlement Conference
06/Feb/15	2553991	415 TB	6.00	330.00	1,980.00	Reviewing evidence and IRs; Preparing for Settlement Conference
09/Feb/15	2553995	415 TB	2.00	330.00	660.00	Preparation for Settlement Conference
09/Feb/15	2553997	415 TB	6.00	330.00	1,980.00	Attending Settlement Conference
12/Feb/15	2555651	415 TB	2.20	330.00	726.00	Reviewing material; Conference call with Intervenor
13/Feb/15	2555671	415 TB	2.20	330.00	726.00	Reviewing evidence; Teleconference
18/Feb/15	2559265	415 TB	1.00	330.00	330.00	Reviewing status of settlement discussions
18/Feb/15	2559270	415 TB	5.00	330.00	1,650.00	Preparing for and participating in conference calls
19/Feb/15	2559280	415 TB	0.90	330.00	297.00	Reviewing materials
26/Feb/15	2563038	415 TB	0.50	330.00	165.00	Reviewing documentation
TOTAL TIME			60.20		19,866.00	