



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

September 4, 2015

Reply To: Thomas Brett
Direct Dial: 416.941.8861
E-mail: tbrett@foglers.com
Our File No. 152038

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: EB-2013-0421

Please find attached BOMA's Cost Claim with respect to the above captioned proceeding.

Yours truly,

FOGLER, RUBINOFF LLP

A handwritten signature in black ink that reads "Tom Brett per: D.". The signature is stylized and appears to be written over a printed name.

Thomas Brett

TB/dd

Encls.

cc: Erin Henderson, HONI (*via email*)
Michael Engelberg, HONI (*via email*)
Marion Fraser, Fraser & Company (*via email*)
Bala Gnanam, BOMA (*via email*)

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.

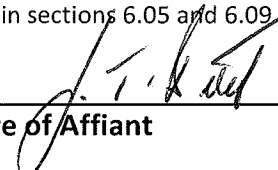
Except as provided in section 7.03 of the Practice Direction on Cost Awards, itemized receipts must be provided.

File # EB- <u>EB-2013-0421</u>	Process: <u>Hydro One Networks Inc. LTC Windsor-Essex Region</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

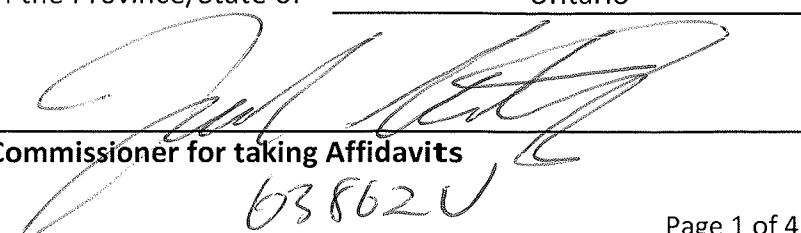
I, Tom Brett, of the City/Town of Toronto
in the Province/State of Ontario, swear or affirm that:

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** Sept 2/15,
(date)



Commissioner for taking Affidavits

Ontario Energy Board
COST CLAIM FOR HEARINGS



Affidavit and Summary of Fees and Disbursements

File # EB- EB-2013-0421

Process: Hydro One Networks Inc. LTC Windsor-Essex Region

Party: BOMA

Summary of Fees and Disbursements Being Claimed

Legal/consultant/other fees	\$	8,019.00
Disbursements	\$	-
HST	\$	1,042.47
Total Cost Claim	\$	9,061.47

Payment Information

Make cheque payable to: Fogler, Rubinoff LLP

Send payment to this address: Attn: Debbie Dey

77 King Street West, Suite 3000

PO Box 95, TD Centre North Tower

Toronto, ON M5K 1G8

Ontario Energy Board

COST CLAIM FOR HEARINGS



Detail of Fees and Disbursements Being Claimed

File # EB- <u>EB-2013-0421</u>	Process: <u>Hydro One Networks Inc. LTC Windsor-Essex Region</u>
Party: <u>BOMA</u>	Service Provider Name: <u>Tom Brett</u>

SERVICE PROVIDER TYPE (check one) <input checked="" type="checkbox"/> Legal Counsel <input type="checkbox"/> Articling Student/Paralegal <input type="checkbox"/> Consultant <input type="checkbox"/> Analyst	Year Called to Bar <div style="border: 1px solid black; padding: 2px; text-align: center;">1971</div>	Completed Years Practising/Years of Relevant Experience <div style="border: 1px solid black; padding: 2px; text-align: center;">35</div>	Hourly Rate: <div style="border: 1px solid black; padding: 2px; text-align: center;">\$330</div>
For Consultant/Analyst: <input type="checkbox"/> CV attached <input checked="" type="checkbox"/> CV provided within previous 24 months	HST Rate Charged (enter %): <div style="border: 1px solid black; padding: 2px; text-align: center;">13.0%</div>		

Statement of Fees Being Claimed					
	Hours	Hourly Rate	Subtotal	HST	Total
Pre-hearing Conference					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
Technical Conference					
Preparation	2.00	\$ 330.00	\$ 660.00	\$ 85.80	\$ 745.80
Attendance	7.00	\$ 330.00	\$ 2,310.00	\$ 300.30	\$ 2,610.30
Interrogatories					
Preparation	7.50	\$ 330.00	\$ 2,475.00	\$ 321.75	\$ 2,796.75
Responses		\$ 330.00	\$ -	\$ -	\$ -
Issues Conference					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
ADR - Settlement Conference					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
Proposal Preparation		\$ 330.00	\$ -	\$ -	\$ -
Argument					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Oral Hearing					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
Other Conferences					
Preparation	7.80	\$ 330.00	\$ 2,574.00	\$ 334.62	\$ 2,908.62
Attendance		\$ 330.00	\$ -	\$ -	\$ -
Case Management		\$ 170.00	\$ -	\$ -	\$ -
TOTAL SERVICE PROVIDER FEES			\$ 8,019.00	\$ 1,042.47	\$ 9,061.47

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



File # EB- EB-2013-0421

Process: Hydro One Networks Inc. LTC Windsor-Essex Region

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 # 821113 Session: 460612 Bill to: 02/Sep/15

Client: F1588

Fraser & Company

Matter: 152038

BOMA – Hydro One Networks
Inc., Leave to Construct,
Windsor-Essex Region; Board
File No. EB-2013-0421

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

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>
10/Jul/15	Thomas Brett	24.30	8,019.00	[] AS DOCKETED	415	TB
TOTAL UNBILLED FEES		24.30	8,019.00	[] WRITE OFF		
PREMIUM (WRITE DOWN)						
TOTAL FEES THIS BILL						

TRUST SUMMARY – A Trust was not opened on this Matter

Payor/Matter: F1588/**152038**
 Fraser & Company
 BOMA – Hydro One Networks Inc.,
 Leave to Construct, Windsor-Essex
 Region; Board File No. EB-2013-0421
 Prebill No.: 821113
 Session ID: 460612

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>
28/May/15	2611544	415 TB	3.00	330.00	990.00	Reviewing evidence
29/May/15	2611546	415 TB	0.50	330.00	165.00	Reviewing evidence; Preparing IRs
02/Jun/15	2616258	415 TB	2.00	330.00	660.00	Reviewing evidence
04/Jun/15	2616265	415 TB	2.00	330.00	660.00	Reviewing evidence
05/Jun/15	2616269	415 TB	2.00	330.00	660.00	Preparation for Technical Conference
05/Jun/15	2616270	415 TB	7.00	330.00	2,310.00	Attending Technical Conference
07/Jun/15	2616278	415 TB	3.00	330.00	990.00	Reviewing Transcripts, new evidence, undertakings
08/Jun/15	2616284	415 TB	0.30	330.00	99.00	Reviewing letter; Telephone discussion with Marion Fraser
24/Jun/15	2625595	415 TB	2.20	330.00	726.00	Reviewing evidence
25/Jun/15	2625598	415 TB	1.00	330.00	330.00	Reviewing evidence
26/Jun/15	2625601	415 TB	1.00	330.00	330.00	Reviewing evidence
10/Jul/15	2631548	415 TB	0.30	330.00	99.00	Reviewing Procedural Order
TOTAL TIME			24.30		8,019.00	