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September 9, 2015

Reply To: Thomas Brett
Direct Dial: 416.941.8861
E-mail: tbrett@foglers.com
Our File No. 152834

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-2015-0010: Union Gas Limited - 2014 Disposition of Deferral Account Balances
and 2014 Earnings Sharing Amount**

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

Yours truly,

FOGLER, RUBINOFF LLP

Thomas Brett
TB/dd
Encls.

cc: Khalil Viraney, OEB (*via email*)
Chris Ripley, Union Gas Limited (*via email*)
Crawford Smith, Torys (*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>2015-0010</u>	Process: <u>Union Gas ESM</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

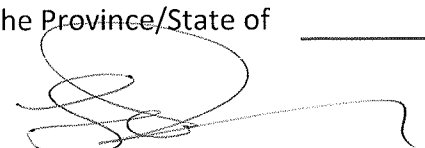
I, Tom Brett, of the City/Town of Toronto
in the Province/State of Ontario, swear or affirm that:

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

Lea Ann Jukes, a Commissioner, etc.,
Province of Ontario, for Fogler, Rubino LLP,
Barristers and Solicitors.
Expires May 31, 2016

Ontario Energy Board
COST CLAIM FOR HEARINGS



Affidavit and Summary of Fees and Disbursements

File # EB- 2015-0010

Process: Union Gas ESM

Party: BOMA

Summary of Fees and Disbursements Being Claimed

Legal/consultant/other fees	\$	14,157.00
Disbursements	\$	11.99
HST	\$	1,841.97
Total Cost Claim	\$	16,010.96

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>2015-0010</u>	Process: <u>Union Gas ESM</u>
Party: <u>BOMA</u>	Service Provider Name: <u>Tom Brett</u>

SERVICE PROVIDER TYPE (check one)	Year Called to Bar	Completed Years Practising/Years of Relevant Experience	
Legal Counsel <input checked="" type="checkbox"/>	1971	35	
Articling Student/Paralegal <input type="checkbox"/>			
Consultant <input type="checkbox"/>			
Analyst <input type="checkbox"/>			
Hourly Rate:	\$330		
For Consultant/Analyst: <input type="checkbox"/> CV attached	HST Rate Charged (enter %): 13.0%		
<input checked="" type="checkbox"/> CV provided within previous 24 months			

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	12.20	\$ 330.00	\$ 4,026.00	\$ 523.38	\$ 4,549.38
Responses		\$ 330.00	\$ -	\$ -	\$ -
Issues Conference					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
ADR - Settlement Conference					
Preparation	7.50	\$ 330.00	\$ 2,475.00	\$ 321.75	\$ 2,796.75
Attendance	6.00	\$ 330.00	\$ 1,980.00	\$ 257.40	\$ 2,237.40
Proposal Preparation	17.20	\$ 330.00	\$ 5,676.00	\$ 737.88	\$ 6,413.88
Argument					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Oral Hearing					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
Other Conferences					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
Case Management		\$ 170.00	\$ -	\$ -	\$ -
TOTAL SERVICE PROVIDER FEES			\$ 14,157.00	\$ 1,840.41	\$ 15,997.41

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



File # EB- 2015-0010

Process: Union Gas ESM

Party: BOMA

Service Provider Name: Tom Brett

Statement of Disbursements Being Claimed			
	Net Cost	HST	Total
Scanning/Photocopy			\$ -
Printing			\$ -
Courier	\$ 11.99	\$ 1.56	\$ 13.55
Telephone/Fax			\$ -
Transcripts			\$ -
Travel: Air			\$ -
Travel: Car			\$ -
Travel: Rail			\$ -
Travel (Other):			\$ -
Parking			\$ -
Taxi			\$ -
Accommodation			\$ -
Meals			\$ -
Other:			\$ -
Other:			\$ -
Other:			\$ -
TOTAL DISBURSEMENTS:	\$ 11.99	\$ 1.56	\$ 13.55

Prebill # 821106 Session: 460603 Bill to: 02/Sep/15

Client: F1588

Fraser & Company

Matter: 152834

BOMA – Union Gas Limited –
2014 Disposition of Deferral
Account Balances and 2014
Earnings Sharing Amount; Board
File No. EB-2015-0010

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

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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>
05/Aug/15	Thomas Brett	42.90	14,157.00	[] AS DOCKETED	415	TB
TOTAL UNBILLED FEES		42.90	14,157.00	[] WRITE OFF		
PREMIUM (WRITE DOWN)						
TOTAL FEES THIS BILL						

UNBILLED DISBURSEMENTS

<u>LAST ENTRY</u>	<u>CODE</u>	<u>DISB. TYPE</u>	<u>GST</u>	<u>AMOUNT</u>	<u>UNBILLED W/O</u>	<u>ANTICIPATED</u>	<u>TOTAL THIS BILL</u>
08/Jun/15	7	Courier & Delivery	Y	11.99			
TOTAL UNBILLED DISB				11.99	[] WRITE OFF		
TOTAL ADJUSTMENTS							
TOTAL DISB THIS BILL							

TRUST SUMMARY – A Trust was not opened on this Matter

Payor/Matter: F1588/**152834**
 Fraser & Company
 BOMA – Union Gas Limited – 2014
 Disposition of Deferral Account Balances
 and 2014 Earnings Sharing Amount;
 Board File No. EB-2015-0010
 Prebill No.: 821106
 Session ID: 460603

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>
07/Jun/15	2616279	415 TB	1.00	330.00	330.00	Reviewing evidence
08/Jun/15	2616281	415 TB	7.00	330.00	2,310.00	Reviewing evidence; Preparing IRs
10/Jun/15	2617441	415 TB	1.00	330.00	330.00	Reviewing evidence
12/Jun/15	2617462	415 TB	1.20	330.00	396.00	Reviewing evidence
26/Jun/15	2625605	415 TB	2.00	330.00	660.00	Reviewing IR Responses
04/Jul/15	2629859	415 TB	3.00	330.00	990.00	Preparation for Settlement Conference
05/Jul/15	2629862	415 TB	1.50	330.00	495.00	Preparation for Settlement Conference
08/Jul/15	2629871	415 TB	3.00	330.00	990.00	Preparation for Settlement Conference
08/Jul/15	2629872	415 TB	6.00	330.00	1,980.00	Attending Settlement Conference
09/Jul/15	2631543	415 TB	1.00	330.00	330.00	Reviewing issue of gas plan
13/Jul/15	2631859	415 TB	7.00	330.00	2,310.00	Reviewing evidence, cases
14/Jul/15	2634800	415 TB	3.00	330.00	990.00	Reviewing Settlement Agreement; Drafting revision on gas costs wording
15/Jul/15	2634805	415 TB	2.50	330.00	825.00	Reviewing additional evidence from Union Gas
03/Aug/15	2644809	415 TB	3.00	330.00	990.00	Reviewing and revising letter to OEB; Discussions with other intervenors
04/Aug/15	2644812	415 TB	0.30	330.00	99.00	Revising letter to OEB
05/Aug/15	2644814	415 TB	0.40	330.00	132.00	Reviewing Settlement Agreement
TOTAL TIME			42.90		14,157.00	

DETAIL OF UNBILLED DISBURSEMENTS

<u>DATE</u>	<u>DISB ID</u>	<u>CODE</u>	<u>QUAN</u>	<u>AMOUNT</u>	<u>DESCRIPTION</u>
08/Jun/15	6206087	7		11.99	15:06 TB Courier: Blizzard# 7314838 Ontario Energy Board-2300 Yonge St-Fatima
TOTAL DISB				11.99	

Filters

Client	Disb Code	7	Session
Matter 152834	Office		Tran Type
Tkpr	Dept		Prebill #
Disb ID	Prof Ctr		Bill #
Date	Period		Bill Date
			Project

Disbursement Details

Base Amt	\$10.89	Tobill Amt	\$11.99	Billed Amt
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Date	T	T	C	Matter	at m	Ct	st	nt	Tobill Amt	Narrative
6/8/2015				152834	\$11.99	15:06 TB Courier: Blizzard# 7314838 Ontario Energy Board-2300 Yonge St-Fatima