

John A.D. Vellone
T (416) 367-6730
F (416) 361-2758
jvellone@blg.com

James K. Little
T (416) 367-6299
F (416) 361-7332
jlittle@blg.com

Borden Ladner Gervais LLP
Scotia Plaza, 40 King Street W
Toronto, ON, Canada M5H 3Y4
T 416.367.6000
F 416.367.6749
blg.com



January 8, 2016

Delivered by Email and Courier

Ms. Kirsten Walli
Board Secretary
Ontario Energy Board
2300 Yonge Street
Suite 2701
Toronto, ON M4P 1E4

Dear Ms. Walli:

**Re: Enbridge Gas Distribution Inc. – 2016 Rate Adjustment Application
Association of Power Producers of Ontario (“APPrO”) - Cost Claim
Board File No. EB-2015-0114**

Please find the Cost Claim (along with attached invoices and receipts) submitted by APPrO in relation to the above noted matter.

APPrO participated responsibly in this proceeding, limiting its involvement to matters of direct concern to its members that are Rate 125 customers of Enbridge. APPrO did file interrogatories and participated in the settlement conference. APPrO focused its efforts on assessing Enbridge’s implementation of the EB-2012-0459 decision and assessing utility/non-utility cost allocation.

APPrO has, at all times complied with the Board’s orders, rules, codes, guidelines, filing requirements, Rule 22.04 of the Board’s Rules of Practice and Procedure and Rule 3.03.1 of the Board’s Practice Direction on Cost Awards, and with all directions of the Board. APPrO also made reasonable efforts to co-operate with other parties on issues of common concern. Finally, APPrO made reasonable efforts to ensure that its participation in the process, including its interrogatories, was not unduly repetitive and was focused on relevant and material issues.

Accordingly, APPrO respectfully requests that the Board confirm that it will be permitted to recover its Cost Claim as submitted.

Yours very truly,

BORDEN LADNER GERVAIS LLP

Per:

Original signed by James K. Little

James Little

cc: David Butters, APPrO
John Wolnik, Elenchus
Andrew Mandyam, Enbridge Gas Distribution Inc.
Fred Cass, Aird & Berlis LLP

TOR01: 6160922: 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: NA Country: Not Applicable
- 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>2015-0114</u>	Process: <u>Enbridge 2016 Rate Adjustment</u>
Party: <u>Association of Power Producers of Ontario</u>	Affiant's Name: <u>James Little</u>
HST Number: <u>12529 8802 RT0001</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, James Little, 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 January-08-16,
(date)


Commissioner for taking Affidavits

Ontario Energy Board
COST CLAIM FOR HEARINGS



Affidavit and Summary of Fees and Disbursements

File # EB- 2015-0114

Process: Enbridge 2016 Rate Adjustment

Party: Association of Power Producers of Ontario

Summary of Fees and Disbursements Being Claimed

Legal/consultant/other fees	\$	6,322.00
Disbursements	\$	15.94
HST	\$	821.86
Total Cost Claim	\$	7,159.80

Payment Information

Make cheque payable to: Association of Power Producers of Ontario

Send payment to this address: 25 Adelaide Street East, Suite 1602

Toronto, Ontario

Canada, M5C 3A1

Ontario Energy Board

COST CLAIM FOR HEARINGS



Detail of Fees and Disbursements Being Claimed

File # EB- <u>2015-0114</u>	Process: <u>Enbridge 2016 Rate Adjustment</u>
Party: <u>Association of Power Producers of Ontario</u>	Service Provider Name: <u>John A.D. Vellone</u>

SERVICE PROVIDER TYPE (check one)	Year Called to Bar	Completed Years Practising/Years of Relevant Experience
Legal Counsel <input checked="" type="checkbox"/>	2008	7
Articling Student/Paralegal <input type="checkbox"/>		
Consultant <input type="checkbox"/>		
Analyst <input type="checkbox"/>		

For Consultant/Analyst: <input type="checkbox"/> CV attached	HST Rate Charged (enter %): <u>13.0%</u>
<input type="checkbox"/> CV provided within previous 24 months	

Statement of Fees Being Claimed					
	Hours	Hourly Rate	Subtotal	HST	Total
Pre-hearing Conference					
Preparation	0.6	\$ 230.00	\$ 138.00	\$ 17.94	\$ 155.94
Attendance		\$ 230.00	\$ -	\$ -	\$ -
Technical Conference					
Preparation		\$ 230.00	\$ -	\$ -	\$ -
Attendance		\$ 230.00	\$ -	\$ -	\$ -
Interrogatories					
Preparation	0.5	\$ 230.00	\$ 115.00	\$ 14.95	\$ 129.95
Responses	0.3	\$ 230.00	\$ 69.00	\$ 8.97	\$ 77.97
Issues Conference					
Preparation		\$ 230.00	\$ -	\$ -	\$ -
Attendance		\$ 230.00	\$ -	\$ -	\$ -
ADR - Settlement Conference					
Preparation		\$ 230.00	\$ -	\$ -	\$ -
Attendance		\$ 230.00	\$ -	\$ -	\$ -
Proposal Preparation		\$ 230.00	\$ -	\$ -	\$ -
Argument					
Preparation		\$ 230.00	\$ -	\$ -	\$ -
Oral Hearing					
Preparation		\$ 230.00	\$ -	\$ -	\$ -
Attendance		\$ 230.00	\$ -	\$ -	\$ -
Other Conferences					
Preparation		\$ 230.00	\$ -	\$ -	\$ -
Attendance		\$ 230.00	\$ -	\$ -	\$ -
Case Management		\$ 170.00	\$ -	\$ -	\$ -
TOTAL SERVICE PROVIDER FEES			\$ 322.00	\$ 41.86	\$ 363.86

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



File # EB- 2015-0114

Process: Enbridge 2016 Rate Adjustment

Party: Association of Power Producers

Service Provider Name: John A.D. Vellone

Statement of Disbursements Being Claimed

	Net Cost	HST	Total
Scanning/Photocopy	\$ 1.20		\$ 1.20
Printing			\$ -
Courier	\$ 14.74		\$ 14.74
Telephone/Fax			\$ -
Transcripts			\$ -
Travel: Air			\$ -
Travel: Car			\$ -
Travel: Rail			\$ -
Travel (Other):			\$ -
Parking			\$ -
Taxi			\$ -
Accommodation			\$ -
Meals			\$ -
Other:			\$ -
Other:			\$ -
Other:			\$ -
TOTAL DISBURSEMENTS:	\$ 15.94	\$ -	\$ 15.94

Ontario Energy Board

COST CLAIM FOR HEARINGS



Detail of Fees and Disbursements Being Claimed

File # EB- <u>2015-0114</u>	Process: <u>Enbridge 2016 Rate Adjustment</u>
Party: <u>Association of Power Producers of Ontario</u>	Service Provider Name: <u>James K. Little</u>

SERVICE PROVIDER TYPE (check one)	Year Called to Bar	Completed Years Practising/Years of Relevant Experience
Legal Counsel <input checked="" type="checkbox"/>	2014	1
Articling Student/Paralegal <input type="checkbox"/>		
Consultant <input type="checkbox"/>		Hourly Rate: \$170
Analyst <input type="checkbox"/>		

For Consultant/Analyst: <input type="checkbox"/> CV attached	HST Rate Charged (enter %): 13.0%
<input type="checkbox"/> CV provided within previous 24 months	

Statement of Fees Being Claimed

	Hours	Hourly Rate	Subtotal	HST	Total
Pre-hearing Conference					
Preparation	1.0	\$ 170.00	\$ 170.00	\$ 22.10	\$ 192.10
Attendance		\$ 170.00	\$ -	\$ -	\$ -
Technical Conference					
Preparation		\$ 170.00	\$ -	\$ -	\$ -
Attendance		\$ 170.00	\$ -	\$ -	\$ -
Interrogatories					
Preparation	0.5	\$ 170.00	\$ 85.00	\$ 11.05	\$ 96.05
Responses	0.5	\$ 170.00	\$ 85.00	\$ 11.05	\$ 96.05
Issues Conference					
Preparation		\$ 170.00	\$ -	\$ -	\$ -
Attendance		\$ 170.00	\$ -	\$ -	\$ -
ADR - Settlement Conference					
Preparation	2.2	\$ 170.00	\$ 374.00	\$ 48.62	\$ 422.62
Attendance	6.7	\$ 170.00	\$ 1,139.00	\$ 148.07	\$ 1,287.07
Proposal Preparation	1.1	\$ 170.00	\$ 187.00	\$ 24.31	\$ 211.31
Argument					
Preparation		\$ 170.00	\$ -	\$ -	\$ -
Oral Hearing					
Preparation		\$ 170.00	\$ -	\$ -	\$ -
Attendance		\$ 170.00	\$ -	\$ -	\$ -
Other Conferences					
Preparation		\$ 170.00	\$ -	\$ -	\$ -
Attendance		\$ 170.00	\$ -	\$ -	\$ -
Case Management					
		\$ 170.00	\$ -	\$ -	\$ -
TOTAL SERVICE PROVIDER FEES			\$ 2,040.00	\$ 265.20	\$ 2,305.20

Ontario Energy Board
COST CLAIM FOR HEARINGS



Detail of Fees and Disbursements Being Claimed

File # EB- 2015-0114

Process: Enbridge 2016 Rate Adjustment

Party: Association of Power Producers

Service Provider Name: James K. Little

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:	\$ -	\$ -	\$ -

Ontario Energy Board

COST CLAIM FOR HEARINGS



Detail of Fees and Disbursements Being Claimed

File # EB- <u>2015-0114</u>	Process: <u>Enbridge 2016 Rate Adjustment</u>
Party: <u>Association of Power Producers of Ontario</u>	Service Provider Name: <u>John Wolnik</u>

SERVICE PROVIDER TYPE (check one)	Year Called to Bar	Completed Years Practising/Years of Relevant Experience
Legal Counsel <input type="checkbox"/>	<input type="text" value=""/>	<input type="text" value="41"/>
Articling Student/Paralegal <input type="checkbox"/>		
Consultant <input checked="" type="checkbox"/>		
Analyst <input type="checkbox"/>		
For Consultant/Analyst: <input type="checkbox"/> CV attached		Hourly Rate: <input type="text" value="\$330"/>
<input checked="" type="checkbox"/> CV provided within previous 24 months		HST Rate Charged (enter %): <input type="text" value="13.0%"/>

Statement of Fees Being Claimed

	Hours	Hourly Rate	Subtotal	HST	Total
Pre-hearing Conference					
Preparation	0.5	\$ 330.00	\$ 165.00	\$ 21.45	\$ 186.45
Attendance		\$ 330.00	\$ -	\$ -	\$ -
Technical Conference					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
Interrogatories					
Preparation	10.3	\$ 330.00	\$ 3,382.50	\$ 439.73	\$ 3,822.23
Responses		\$ 330.00	\$ -	\$ -	\$ -
Issues Conference					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
ADR - Settlement Conference					
Preparation	0.5	\$ 330.00	\$ 165.00	\$ 21.45	\$ 186.45
Attendance		\$ 330.00	\$ -	\$ -	\$ -
Proposal Preparation	0.8	\$ 330.00	\$ 247.50	\$ 32.18	\$ 279.68
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			\$ 3,960.00	\$ 514.80	\$ 4,474.80

Ontario Energy Board
COST CLAIM FOR HEARINGS



Detail of Fees and Disbursements Being Claimed

File # EB- 2015-0114

Process: Enbridge 2016 Rate Adjustment

Party: Association of Power Producers

Service Provider Name: John Wolnik

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:		\$ -	\$ -	\$ -



Borden Ladner Gervais LLP
Lawyers | Patent & Trade-mark Agents
Scotia Plaza, 40 King St W
Toronto, ON, Canada M5H 3Y4
T 416.367.6000 F 416.367.6749
blg.com

Association of Power Producers of Ontario (APPrO)
25 Adelaide St. East, Suite 1602
Toronto, ON M5C 3A1

November 27, 2015

Attention: Dave Butters
President

Invoice # 697279948
Page 1

Re: Enbridge Gas 2016 Rates Application (EB-2015-0114)

File No: 061604/000020

PROFESSIONAL SERVICES rendered to October 31, 2015 in connection with the above matter as described in the attached.

Fees

\$ [REDACTED]

Disbursements

15.94

HST on Fees and Taxable Disbursements

[REDACTED]

Total this Invoice

\$ [REDACTED]

THIS IS OUR ACCOUNT - E. & O.E.

BORDEN LADNER GERVAIS LLP

By:

Linda L. Bertoldi

Association of Power Producers of Ontario (APPrO)
Re: Enbridge Gas 2016 Rates Application (EB-2015-0114)

November 27, 2015
Invoice # 697279948
File No: 061604/000020
Page 2

PROFESSIONAL SERVICES RENDERED to October 31, 2015

Oct 5, 2015	J.K. Little	1.00	Drafting notice of intervention and review of Application of Enbridge for 2016 rate adjustment.
Oct 8, 2015	J. Vellone	0.60	Review of draft notice for APPrO's intervention in EGD application for gas rates effective Jan 1, 2016.
Oct 23, 2015	J.K. Little	1.00	Correspondence with D. Butters and J. Wolnik on interrogatories; preparing IRs, review of previous 2015 Enbridge rate application for consistency and updating the IRs accordingly.
Oct 23, 2015	J. Vellone	0.50	Review and comment on draft IRs prepared by J. Wolnik. Various correspondence re: same.

TO OUR FEES

\$ [REDACTED]

DISBURSEMENTS:

Taxable

G=GST; Q=QST; H=HST; P=PST

Copies	\$1.20	H
Courier	14.74	H

Total Taxable Disbursements 15.94

Total Disbursements 15.94

Total Fees and Disbursements

HST on Fees and Taxable Disbursements

TOTAL THIS INVOICE

\$ [REDACTED]



Borden Ladner Gervais LLP
Lawyers | Patent & Trade-mark Agents
Scotia Plaza, 40 King St W
Toronto, ON, Canada M5H 3Y4
T 416.367.6000 F 416.367.6749
blg.com

Association of Power Producers of Ontario (APPrO)
25 Adelaide St. East, Suite 1602
Toronto, ON M5C 3A1

December 11, 2015

Attention: Dave Butters
President

Invoice # 697286056
Page 1

Re: Enbridge Gas 2016 Rates Application (EB-2015-0114)

File No: 061604/000020

PROFESSIONAL SERVICES rendered to November 30, 2015 in connection with the above matter as described in the attached.

Fees
Disbursements
HST on Fees and Taxable Disbursements

\$ [REDACTED]

0.00

[REDACTED]

Total this Invoice

\$ [REDACTED]

THIS IS OUR ACCOUNT - E. & O.E.

BORDEN LADNER GERVAIS LLP

By: Linda L. Bertoldi

Association of Power Producers of Ontario (APPrO)
Re: Enbridge Gas 2016 Rates Application (EB-2015-0114)

December 11, 2015
Invoice # 697286056
File No: 061604/000020
Page 2

PROFESSIONAL SERVICES RENDERED to November 30, 2015

Nov 10, 2015	J. Vellone	0.30	Review IRRs/correspondence from J. Wolnik re: attendance at settlement. Discuss same with J. Little.
Nov 17, 2015	J.K. Little	2.20	Meeting with John Wolnik to discuss strategy and issues with GTA reinforcement project; review of evidence in preparation of settlement conference.
Nov 18, 2015	J.K. Little	4.20	Participated in settlement conference with intervenors and enbridge from 9:30 to 4:30 by teleconference.
Nov 19, 2015	J.K. Little	2.50	Conference call settlement conference with OEB to arrive at settlement.
Nov 26, 2015	J.K. Little	0.60	Review of DRO and settlement proposal; correspondence regarding settlement.
Nov 27, 2015	J.K. Little	0.50	Review of settlement correspondence.

TO OUR FEES

\$ [REDACTED]

Total Fees and Disbursements

[REDACTED]

HST on Fees and Taxable Disbursements

[REDACTED]

TOTAL THIS INVOICE

\$ [REDACTED]

Borden Ladner Gervais LLP
Disbursement Detail
January 01, 2015 to December 21, 2015

Expense Date	Disb ID	Disb Tkpr	Narrative	WIP Status	ix	Qty	Base Amount	ToBill Amount
061604	Association of Power Producers of Ontari							
000020	Enbridge Gas 2016 Rates Application (EB-							
248	Photocopies - Internal							
27-Oct-15	37151732	Vellone, John	Photocopy charges, 4 pages by Vellone, John	B	H	4	1.20	1.20
Totals For:	248	Photocopies - Internal				4	1.20	1.20
418	Courier							
27-Oct-15	37195234	Vellone, John	Courier charges for Blizzard Courier rush parcel sent to ONTARIO ENERGY BOARD, 2300 Yonge St, Vouch/Way # 7366859	B	H	1	14.74	14.74
Totals For:	418	Courier				1	14.74	14.74
Report Totals:						5	15.94	15.94

Blizzard Courier Ltd

Waybill 7366859

RcvTime 2015-10-27 11:41

PUcompany Borden Ladner Gervais

PUbuilding 416 367 6514

PUaddress 40 King St West

PUpostalcode M5H 3Y4

PUcity Toronto

PUsuite 4100

PUcontact

Return N

DOcompany ONTARIO ENERGY BOARD

DObuilding

DOaddress 2300 Yonge St

DOpostalcode M4P 1E4

DOcity Toronto

DOsuite 27TH FL

DOcontact K WALLI

Signature Required Y

ST 2

NextDay

Pieces 1

Weight 0

Van Required N

Instructions

REF1_1 000020

REF2_1 061604

REF3_1 25204

Signature fatima

SignatureTime 2015-10-27 14:27

BASIC TARIFF 14.74

RETURN CHARGE 0.00

VAN CHARGE 0.00

WEIGHT CHARGE 0.00

EXTRA CHARGE 0.00

FUEL SURCHARGE 0.00

HST CHARGE 1.92

TOTAL WITH HST \$ 16.66



34 King St East
6th Floor
Toronto, Ontario
M5C 2X8

Invoice

Date	Invoice #
31/10/2015	2015427

Invoice To
APPrO 25 Adelaide St. East Suite 1602 Toronto, ON M5C 3A1 Attn: Karla Martinez

P.O. No.	Terms
	Net 30

Project					
EB-2015-0114 EGD 2016 Rate					
Date	Item	Description	Hours	Rate	Amount
08/10/2015	Pre-hear Conf-Preparation	EB-2015-0114 Enbridge 2016 Rate Case			
18/10/2015	Interrogatories - Preparation	Prepare Intervention Notice	0.5	330.00	165.00
19/10/2015	Interrogatories - Preparation	Review application	4	330.00	1,320.00
22/10/2015	Interrogatories - Preparation	Review application	1	330.00	330.00
23/10/2015	Interrogatories - Preparation	Review application and prepare IRs	4.25	330.00	1,402.50
		Review application and prepare IRs	1	330.00	330.00
		HST on Sales		13.00%	461.18
			Subtotal		\$3,547.50
Make Cheque Payable to: Elenchus Research Associates Inc. Billing Inquiries: Rachel Chua 416-348-9917 x30 rchua@elenchus.ca			HST#861367431		\$461.18
			Total		\$4,008.68



34 King St East
6th Floor
Toronto, Ontario
M5C 2X8

Invoice

Date	Invoice #
30/11/2015	2015455

Invoice To
APPrO 25 Adelaide St. East Suite 1602 Toronto, ON M5C 3A1 Attn: Karla Martinez

P.O. No.	Terms
	Net 30

Project					
EB-2015-0114					
Date	Item	Description	Hours	Rate	Amount
17/11/2015	ADR-Settle Conf-Prep	Enbridge 2016 Rate Case			
23/11/2015	ADR-Settle Conf-Proposal Prep	Meeting with counsel	0.5	330.00	165.00
30/11/2015	ADR-Settle Conf-Proposal Prep	Review draft settlement agreement	0.25	330.00	82.50
		Review draft settlement agreement	0.5	330.00	165.00
		HST on Sales		13.00%	53.63
			Subtotal		\$412.50
Make Cheque Payable to: Elenchus Research Associates Inc. Billing Inquiries: Rachel Chua 416-348-9917 x30 rchua@elenchus.ca			HST#861367431		\$53.63
			Total		\$466.13