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January 8, 2016

BY EMAIL & COURIER

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

Dear Ms. Walli:

**Board File No. EB-2015-0166 Union Gas & EB-2015-0175 Enbridge Gas Distribution  
Pre-Approval of the Cost Consequences of NEXUS Long Term Contracts  
Energy Probe – Costs Submission**

Pursuant to the Decision and Order issued December 17, 2015 in the EB-2015-0166/EB-2015-0175 joint proceeding, attached please find the Costs Submission of Energy Probe Research Foundation (Energy Probe) for consideration of the Board.

Energy Probe apologizes for filing its Costs Submission past the January 7, 2015 deadline.

Should you require additional information, please do not hesitate to contact me.

Yours truly,

David S. MacIntosh  
Case Manager

cc: Karen Hockin, Union Gas Limited (By email)  
Mark Kitchen, Union Gas Limited (By email)  
Charles Keizer, Torys LLP (By email)  
Andrew Mandyam, Enbridge Gas Distribution Inc. (By email)  
David Stevens, Aird & Berlis LLP (By email)  
Shelley Grice, Consultant to Energy Probe (By email)  
Brady Yauch, Consultant to Energy Probe (By email)  
Parties of Interest (By email)

**Energy Probe Research Foundation** 225 BRUNSWICK AVE., TORONTO, ONTARIO M5S 2M6

Phone: (416) 964-9223 Fax: (416) 964-8239 E-mail: [EnergyProbe@nextcity.com](mailto:EnergyProbe@nextcity.com) Internet: [www.EnergyProbe.org](http://www.EnergyProbe.org)

# 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-	2015-0166 & 2015-0175	Process:	Union Gas & EGDI - NEXUS Pipeline
Party:	Energy Probe Research Foundation	Affiant's Name:	Elizabeth Brubaker
HST Number:	10730 5146 RT0001	HST Rate Ontario:	6.50%
Full Registrant	<input type="checkbox"/>	Qualifying Non-Profit	<input checked="" type="checkbox"/>
Unregistered	<input type="checkbox"/>	Tax Exempt	<input type="checkbox"/>
Other	<input type="checkbox"/>		

### Affidavit

I, Elizabeth Brubaker, of the City/Town of Toronto  
in the Province/State of Ontario, Canada, 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 \_\_\_\_\_,  
in the Province/State of \_\_\_\_\_, on \_\_\_\_\_  
(date)

\_\_\_\_\_  
Commissioner for taking Affidavits

**Ontario Energy Board**  
**COST CLAIM FOR HEARINGS**



**Affidavit and Summary of Fees and Disbursements**

File # EB- 2015-0166 & 2015-0175 Process: Union Gas & EGDI - NEXUS Pipeline

Party: Energy Probe Research Foundation

**Summary of Fees and Disbursements Being Claimed**

Legal/consultant/other fees	\$	21,020.00
Disbursements	\$	-
HST	\$	1,366.30
<b>Total Cost Claim</b>	<b>\$</b>	<b>22,386.30</b>

**Payment Information**

Make cheque payable to: Energy Probe Research Foundation

Send payment to this address: 225 Brunswick Avenue  
Toronto, Canada M5S 2M6  
Attention: David MacIntosh

# Ontario Energy Board

## COST CLAIM FOR HEARINGS



### Detail of Fees and Disbursements Being Claimed

File # EB- <u>2015-0166 &amp; 2015-0175</u>	Process: <u>Union Gas &amp; EGDI - NEXUS Pipeline</u>
Party: <u>Energy Probe Research Foundation</u>	Service Provider Name: <u>Shelley Grice</u>

  

<b>SERVICE PROVIDER TYPE</b> (check one) Legal Counsel <input type="checkbox"/> Articling Student/Paralegal <input type="checkbox"/> Consultant <input checked="" type="checkbox"/> Analyst <input type="checkbox"/> For Consultant/Analyst: <input type="checkbox"/> CV attached <input checked="" type="checkbox"/> CV provided within previous 24 months	Year Called to Bar <div style="border: 1px solid black; width: 100px; height: 20px; margin: 0 auto;"></div>	Completed Years Practising/Years of Relevant Experience <div style="border: 1px solid black; width: 150px; height: 20px; margin: 0 auto; text-align: center;">15</div>  Hourly Rate: <div style="border: 1px solid black; width: 100px; height: 20px; margin: 0 auto; text-align: center;">\$230</div>  HST Rate Charged (enter %): <div style="border: 1px solid black; width: 100px; height: 20px; margin: 0 auto; text-align: center;">6.5%</div>
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#### Statement of Fees Being Claimed

	Hours	Hourly Rate	Subtotal	HST	Total
<b>Pre-hearing Conference</b>					
Preparation		\$ 230.00	\$ -	\$ -	\$ -
Attendance		\$ 230.00	\$ -	\$ -	\$ -
<b>Technical Conference</b>					
Preparation	3.50	\$ 230.00	\$ 805.00	\$ 52.33	\$ 857.33
Attendance		\$ 230.00	\$ -	\$ -	\$ -
<b>Interrogatories</b>					
Preparation	8.25	\$ 230.00	\$ 1,897.50	\$ 123.34	\$ 2,020.84
Responses	2.00	\$ 230.00	\$ 460.00	\$ 29.90	\$ 489.90
<b>Issues Conference</b>					
Preparation		\$ 230.00	\$ -	\$ -	\$ -
Attendance		\$ 230.00	\$ -	\$ -	\$ -
<b>ADR - Settlement Conference</b>					
Preparation		\$ 230.00	\$ -	\$ -	\$ -
Attendance		\$ 230.00	\$ -	\$ -	\$ -
Proposal Preparation		\$ 230.00	\$ -	\$ -	\$ -
<b>Argument</b>					
Preparation	2.25	\$ 230.00	\$ 517.50	\$ 33.64	\$ 551.14
<b>Oral Hearing</b>					
Preparation		\$ 230.00	\$ -	\$ -	\$ -
Attendance		\$ 230.00	\$ -	\$ -	\$ -
<b>Other Conferences</b>					
Preparation		\$ 230.00	\$ -	\$ -	\$ -
Attendance		\$ 230.00	\$ -	\$ -	\$ -
<b>Case Management</b>		\$ 170.00	\$ -	\$ -	\$ -
<b>TOTAL SERVICE PROVIDER FEES</b>			\$ 3,680.00	\$ 239.20	\$ 3,919.20

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



File # EB- 2015-0166 & 2015-0175

Process: Union Gas & EGDI - NEXUS Pipeline

Party: Energy Probe Research Foundation

Service Provider Name: Shelley Grice

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:			\$ -
<b>TOTAL DISBURSEMENTS:</b>	\$ -	\$ -	\$ -

Shelley Grice			
<b>PROJECT TIME SHEET</b>		<b>DATE</b>	<b>INVOICE</b>
<b>EB-2015-0166/EB-2015-0175</b> <b>Union Gas Limited/EGDI</b> <b>NEXUS Gas Transmission - Pre-approval</b> <b>PROJECT TIME SHEET</b>		2016-01-05	#353
<b>DATE</b>	<b>TASK DESCRIPTION</b>	<b>CHARGE TYPE</b>	<b>Hours</b>
2015-08-07	Preparation; Review Union & Enbridge applications; Prepare interrogatories	Prepare Irs	4.00
2015-08-08	Preparation; Review Union & Enbridge applications; Prepare interrogatories	Prepare Irs	2.25
2015-08-10	Review application; Finalize interrogatories	Prepare Irs	2.00
2015-09-03	Review & consider interrogatory responses	IR Responses	1.00
2015-09-06	Review & consider interrogatory responses	IR Responses	1.00
2015-09-07	Review & consider interrogatory responses; Prepare questions for Technical Conference; emails w/client	Preparation Technical Conference Questions	2.50
2015-09-08	Finalize questions for Technical Conference; emails w/client	Preparation Technical Conference Questions	1.00
2015-11-24	Review & prepare submission, AIC, edits	Submission	1.00
2015-11-25	Review & prepare submission; emails; edits	Submission	1.25
		<b>Total</b>	<b>16.00</b>

**Shelley Grice, P. Eng.**

46 Scarborough Road, Toronto ON M4E 3M5

416-694-3917, shelley.grice@rogers.com

**INVOICE #353**

January 5, 2016

Energy Probe Research Foundation  
225 Brunswick Avenue  
Toronto, Ontario M5S 2M6  
Attention: Mr. David MacIntosh

**Re: Union Gas Limited/Enbridge Gas Distribution Inc.  
EB-2015-0166/EB-2015-0175 NEXUS Gas Transmission**

Description	Charge Type	Hours	Rate	Amount
Professional Services of Shelley Grice	Preparation	13.75	\$230.00	\$3,162.50
	Attendance		\$230.00	\$0.00
	Argument	2.25	\$230.00	\$517.50
Sub-Total				\$3,680.00
HST on Services				\$478.40
Disbursements				
HST on Disbursements				
<b>GST # 817042757RT0001</b>		<b>16.00</b>	<b>TOTAL</b>	<b>\$4,158.40</b>

Details are included in the attached time sheet.  
Please make cheque payable to Shelley Grice.

Sincerely,



Shelley Grice, P. Eng.

# Ontario Energy Board

## COST CLAIM FOR HEARINGS



### Detail of Fees and Disbursements Being Claimed

File # EB- <u>2015-0166 &amp; 2015-0175</u>	Process: <u>Union Gas &amp; EGDI - NEXUS Pipeline</u>
Party: <u>Energy Probe Research Foundation</u>	Service Provider Name: <u>David MacIntosh</u>
<p><b>SERVICE PROVIDER TYPE</b> (check one)</p> <p>Legal Counsel <input type="checkbox"/></p> <p>Articling Student/Paralegal <input type="checkbox"/></p> <p>Consultant <input checked="" type="checkbox"/></p> <p>Analyst <input type="checkbox"/></p>	
<p>Year Called to Bar</p> <div style="border: 1px solid black; width: 100px; height: 20px; margin: 0 auto;"></div>	<p>Completed Years Practising/Years of Relevant Experience</p> <div style="border: 1px solid black; width: 150px; text-align: center; padding: 2px;">16</div>
<p>For Consultant/Analyst: <input type="checkbox"/> CV attached</p> <p><input checked="" type="checkbox"/> CV provided within previous 24 months</p>	<p>Hourly Rate: <div style="border: 1px solid black; width: 100px; text-align: center; padding: 2px;">\$290</div></p> <p>HST Rate Charged (enter %): <div style="border: 1px solid black; width: 100px; text-align: center; padding: 2px;">6.5%</div></p>

#### Statement of Fees Being Claimed

	Hours	Hourly Rate	Subtotal	HST	Total
<b>Pre-hearing Conference</b>					
Preparation		\$ 290.00	\$ -	\$ -	\$ -
Attendance		\$ 290.00	\$ -	\$ -	\$ -
<b>Technical Conference</b>					
Preparation	0.50	\$ 290.00	\$ 145.00	\$ 9.43	\$ 154.43
Attendance		\$ 290.00	\$ -	\$ -	\$ -
<b>Interrogatories</b>					
Preparation	6.25	\$ 290.00	\$ 1,812.50	\$ 117.81	\$ 1,930.31
Responses	2.25	\$ 290.00	\$ 652.50	\$ 42.41	\$ 694.91
<b>Issues Conference</b>					
Preparation		\$ 290.00	\$ -	\$ -	\$ -
Attendance		\$ 290.00	\$ -	\$ -	\$ -
<b>ADR - Settlement Conference</b>					
Preparation		\$ 290.00	\$ -	\$ -	\$ -
Attendance		\$ 290.00	\$ -	\$ -	\$ -
Proposal Preparation		\$ 290.00	\$ -	\$ -	\$ -
<b>Argument</b>					
Preparation	3.75	\$ 290.00	\$ 1,087.50	\$ 70.69	\$ 1,158.19
<b>Oral Hearing</b>					
Preparation		\$ 290.00	\$ -	\$ -	\$ -
Attendance		\$ 290.00	\$ -	\$ -	\$ -
<b>Other Conferences</b>					
Preparation		\$ 290.00	\$ -	\$ -	\$ -
Attendance		\$ 290.00	\$ -	\$ -	\$ -
<b>Case Management</b>	1.75	\$ 170.00	\$ 297.50	\$ 19.34	\$ 316.84
<b>TOTAL SERVICE PROVIDER FEES</b>			\$ 3,995.00	\$ 259.68	\$ 4,254.68



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



File # EB- 2015-0166 & 2015-0175

Process: Union Gas & EGDI - NEXUS Pipeline

Party: Energy Probe Research Foundation

Service Provider Name: David MacIntosh

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:			\$ -
<b>TOTAL DISBURSEMENTS:</b>	\$ -	\$ -	\$ -

**Time Sheet for D. MacIntosh****Board File: EB-2015-0166 Union & EB-2015-0175 EGDI - NEXUS Pipeline****Summary: Hours**

Preparation	12.75
Attend. Tech.	0.00
Attend. ADR	0.00
Attend. Hearing	0.00
Argument Prep.	0.00
Case Mngt. (CM)	1.75

<b>Total</b>	<b>14.50</b>
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**Date Hours Note**

22-Jul-15	1.75	Review Prefiled Evidence Union
22-Jul-15	0.50	Draft Notice of Intervention Union
27-Jul-15	1.25	Review Prefiled Evidence Enbridge
27-Jul-15	0.50	Draft Notice of Intervention Enbridge
10-Aug-15	1.75	Review Evidence and Draft Interrogatories
11-Aug-15	0.50	Review Evidence and Finalize Interrogatories
27-Aug-15	2.25	Review Applicant's Interrogatory Responses
07-Sep-15	0.50	Technical Conference Questions Preparation
17-Sep-15	0.75	Review Technical Conference Undertakings, Updated Evidence
19-Nov-15	1.75	Review Oral Hearing Transcripts, 3 Hearing Days
26-Nov-15	0.75	Draft Argument
18/26/12/2015	0.50	Review Decision and Rate Order

<b>Total</b>	<b>12.75</b>	<b>Preparation</b>
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**Date Hours Note**

22-Jul-15	0.50	CM - Notice of Intervention - Union Gas Limited
27-Jul-15	0.50	CM - Notice of Intervention - Enbridge Gas Distribution
11-Aug-15	0.25	CM - File Interrogatories
17-Sep-15	0.25	CM - File Technical Conference Questions Letter
26-Nov-15	0.25	CM - File Argument

<b>Total</b>	<b>1.75</b>	<b>Case Management</b>
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# Ontario Energy Board

## COST CLAIM FOR HEARINGS



### Detail of Fees and Disbursements Being Claimed

File # EB- <u>2015-0166 &amp; 2015-0175</u>	Process: <u>Union Gas &amp; EGDI - NEXUS Pipeline</u>
Party: <u>Energy Probe Research Foundation</u>	Service Provider Name: <u>Brady Yauch</u>

  

<b>SERVICE PROVIDER TYPE</b> (check one) Legal Counsel <input type="checkbox"/> Articling Student/Paralegal <input type="checkbox"/> Consultant <input checked="" type="checkbox"/> Analyst <input type="checkbox"/> For Consultant/Analyst: <input type="checkbox"/> CV attached <input checked="" type="checkbox"/> CV provided within previous 24 months	Year Called to Bar <div style="border: 1px solid black; width: 100px; height: 20px; margin: 0 auto;"></div>	Completed Years Practising/Years of Relevant Experience <div style="border: 1px solid black; width: 150px; height: 20px; margin: 0 auto; text-align: center;">5</div>  Hourly Rate: <div style="border: 1px solid black; width: 100px; height: 20px; margin: 0 auto; text-align: center;">\$170</div>  HST Rate Charged (enter %): <div style="border: 1px solid black; width: 100px; height: 20px; margin: 0 auto; text-align: center;">6.5%</div>
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#### Statement of Fees Being Claimed

	Hours	Hourly Rate	Subtotal	HST	Total
<b>Pre-hearing Conference</b>					
Preparation		\$ 170.00	\$ -	\$ -	\$ -
Attendance		\$ 170.00	\$ -	\$ -	\$ -
<b>Technical Conference</b>					
Preparation	7.75	\$ 170.00	\$ 1,317.50	\$ 85.64	\$ 1,403.14
Attendance	12.50	\$ 170.00	\$ 2,125.00	\$ 138.13	\$ 2,263.13
<b>Interrogatories</b>					
Preparation	11.75	\$ 170.00	\$ 1,997.50	\$ 129.84	\$ 2,127.34
Responses		\$ 170.00	\$ -	\$ -	\$ -
<b>Issues Conference</b>					
Preparation		\$ 170.00	\$ -	\$ -	\$ -
Attendance		\$ 170.00	\$ -	\$ -	\$ -
<b>ADR - Settlement Conference</b>					
Preparation		\$ 170.00	\$ -	\$ -	\$ -
Attendance		\$ 170.00	\$ -	\$ -	\$ -
Proposal Preparation		\$ 170.00	\$ -	\$ -	\$ -
<b>Argument</b>					
Preparation	14.50	\$ 170.00	\$ 2,465.00	\$ 160.23	\$ 2,625.23
<b>Oral Hearing</b>					
Preparation	21.00	\$ 170.00	\$ 3,570.00	\$ 232.05	\$ 3,802.05
Attendance	11.00	\$ 170.00	\$ 1,870.00	\$ 121.55	\$ 1,991.55
<b>Other Conferences</b>					
Preparation		\$ 170.00	\$ -	\$ -	\$ -
Attendance		\$ 170.00	\$ -	\$ -	\$ -
<b>Case Management</b>					
		\$ 170.00	\$ -	\$ -	\$ -
<b>TOTAL SERVICE PROVIDER FEES</b>			\$ 13,345.00	\$ 867.43	\$ 14,212.43

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



File # EB- 2015-0166 & 2015-0175

Process: Union Gas & EGDI - NEXUS Pipeline

Party: Energy Probe Research Foundati

Service Provider Name: Brady Yauch

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:			\$ -
<b>TOTAL DISBURSEMENTS:</b>	\$ -	\$ -	\$ -

# Brady Yauch

DATE: 12/23/15

67A Auburn Avenue  
Toronto ON M6H 2L8  
GST/HST 802822023 RT0001

**Bill To:**

Mr. David MacIntosh  
Energy Probe Research Foundation  
225 Brunswick Avenue  
Toronto, Ontario, M5S 2M6

**For:**

NEXUS Proceeding (EB-2015-0166 / EB-2015-0175)

Date	DESCRIPTION	Time
August 5, 2015	Prepared evidence for IRs for the Nexus pipeline cases	6.25 Hours
August 6, 2015	Prepared evidence for IRs for the Nexus pipeline cases	5.5 Hours
September 3, 2015	Prepared for technical conference on September 8	4.25 hours
September 4, 2015	Prepared for technical conference on September 8	3.5 hours
September 8, 2015	Attended technical conference	6.5 hours
September 9, 2015	Attended technical conference	6 hours
November 10, 2015	Prepared for cross examination on November 13, 2015	4.25 hours
November 11, 2015	Prepared for cross examination on November 13, 2015	5.75 hours
November 12, 2015	Convened with other interveners for cross examination on November 13, 2015.	1 hour
November 12, 2015	Prepared for cross examination on November 13, 2015	6.5 hours
November 13, 2015	Attended oral hearing	3.5 hours
November 14, 2014	Prepared for oral examination of enbridge and Sussex economics	3.5 hours
November 16, 2015	Attended oral hearing	3.5 hours
November 16, 2015	Attended oral hearing	4 hours
November 23, 2015	Wrote and edited final argument	4.25 hours
November 24, 2015	Wrote and edited final argument	5.5 hours
November 25, 2015	Wrote and edited final argument	4.75 hours

		Total 78.5 hours