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March 8, 2016

Reply To: Thomas Brett
Direct Dial: 416.941.8861
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Our File No. 141748

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-2014-0116 - BOMA's Cost Claim

Please find enclosed BOMA's Cost Claim.

Yours truly,

FOGLER, RUBINOFF LLP

Thomas Brett

TB/dd

Encls.

cc: Martin Davies, OEB (by email)
Maureen Helt, OEB (by email)
Daliana Coban, THESL (by email)
Crawford Smith, Torys (by email)
Charles Keizer, Torys (by email)
Marion Fraser, Fraser & Company (by email)
Bala Gnanam, BOMA (by 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.

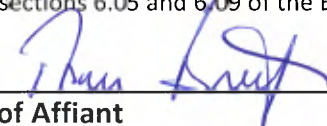
Except as provided in section 7.03 of the Practice Direction on Cost Awards, itemized receipts must be provided.

File # EB- 2014-0116 Process: THESL 2015-2019 CIR Application
Party: BOMA Affiant's Name: Tom Brett
HST Number: R119420859 HST Rate Ontario: 13.00%
Full Registrant Qualifying Non-Profit
Unregistered Tax Exempt
Other

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, on March 8/16, in the Province/State of Ontario, (date)



Commissioner for taking Affidavits

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

Ontario Energy Board
COST CLAIM FOR HEARINGS



Affidavit and Summary of Fees and Disbursements

File # EB- 2014-0116 Process: THESL 2015-2019 CIR Application

Party: BOMA

Summary of Fees and Disbursements Being Claimed

Legal/consultant/other fees	\$	173,052.00
Disbursements	\$	109.89
HST	\$	22,511.05
Total Cost Claim	\$	195,672.94

Payment Information

Make cheque payable to: Fogler, Rubinoff LLP

Send payment to this address: Attn: Debbie Dey
77 King Street West, Ste. 3000
P.O. 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>2014-0116</u>	Process: <u>THESL 2015-2019 CIR Application</u>
Party: <u>BOMA</u>	Service Provider Name: <u>Tom Brett</u>
SERVICE PROVIDER TYPE (check one)	Year Called to Bar
Legal Counsel <input checked="" type="checkbox"/>	1971
Articling Student/Paralegal <input type="checkbox"/>	
Consultant <input type="checkbox"/>	
Analyst <input type="checkbox"/>	
Completed Years Practising/Years of Relevant Experience	35
Hourly Rate:	\$330
For Consultant/Analyst: <input type="checkbox"/> CV attached	HST Rate Charged (enter %): <input style="border: 1px solid black;" type="text" value="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	23.50	\$ 330.00	\$ 7,755.00	\$ 1,008.15	\$ 8,763.15
Attendance		\$ 330.00	\$ -	\$ -	\$ -
Interrogatories					
Preparation	103.30	\$ 330.00	\$ 34,089.00	\$ 4,431.57	\$ 38,520.57
Responses		\$ 330.00	\$ -	\$ -	\$ -
Issues Conference					
Preparation	4.70	\$ 330.00	\$ 1,551.00	\$ 201.63	\$ 1,752.63
Attendance	2.50	\$ 330.00	\$ 825.00	\$ 107.25	\$ 932.25
ADR - Settlement Conference					
Preparation	105.00	\$ 330.00	\$ 34,650.00	\$ 4,504.50	\$ 39,154.50
Attendance	23.00	\$ 330.00	\$ 7,590.00	\$ 986.70	\$ 8,576.70
Proposal Preparation		\$ 330.00	\$ -	\$ -	\$ -
Argument					
Preparation	79.60	\$ 330.00	\$ 26,268.00	\$ 3,414.84	\$ 29,682.84
Oral Hearing					
Preparation	87.30	\$ 330.00	\$ 28,809.00	\$ 3,745.17	\$ 32,554.17
Attendance	42.50	\$ 330.00	\$ 14,025.00	\$ 1,823.25	\$ 15,848.25
Other Conferences					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
Case Management		\$ 170.00	\$ -	\$ -	\$ -
TOTAL SERVICE PROVIDER FEES			\$155,562.00	\$ 20,223.06	\$ 175,785.06

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



File # EB- 2014-0116

Process: THESL 2015-2019 CIR Application

Party: BOMA

Service Provider Name: Tom Brett

Statement of Disbursements Being Claimed			
	Net Cost	HST	Total
Scanning/Photocopy			\$ -
Printing			\$ -
Courier	\$ 109.89	\$ 14.29	\$ 124.18
Telephone/Fax			\$ -
Transcripts			\$ -
Travel: Air			\$ -
Travel: Car			\$ -
Travel: Rail			\$ -
Travel (Other):			\$ -
Parking			\$ -
Taxi			\$ -
Accommodation			\$ -
Meals			\$ -
Other:			\$ -
Other:			\$ -
Other:			\$ -
TOTAL DISBURSEMENTS:	\$ 109.89	\$ 14.29	\$ 124.18

Ontario Energy Board COST CLAIM FOR HEARINGS



Detail of Fees and Disbursements Being Claimed

File # EB- <u>2014-0116</u>	Process: <u>THESL 2015-2019 CIR Application</u>	
Party: <u>BOMA</u>	Service Provider Name: <u>Marion Fraser</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"/>	<input type="text" value="35"/>
Articling Student/Paralegal <input type="checkbox"/>		
Consultant <input checked="" type="checkbox"/>		Hourly Rate: <input type="text" value="\$330"/>
Analyst <input type="checkbox"/>		
For Consultant/Analyst: <input type="checkbox"/> CV attached	HST Rate Charged (enter %): <input type="text" value="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	3.00	\$ 330.00	\$ 990.00	\$ 128.70	\$ 1,118.70
Interrogatories					
Preparation	27.00	\$ 330.00	\$ 8,910.00	\$ 1,158.30	\$ 10,068.30
Responses		\$ 330.00	\$ -	\$ -	\$ -
Issues Conference					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
ADR - Settlement Conference					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance	3.00	\$ 330.00	\$ 990.00	\$ 128.70	\$ 1,118.70
Proposal Preparation		\$ 330.00	\$ -	\$ -	\$ -
Argument					
Preparation	20.00	\$ 330.00	\$ 6,600.00	\$ 858.00	\$ 7,458.00
Oral Hearing					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
Other Conferences					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
Case Management		\$ 170.00	\$ -	\$ -	\$ -
TOTAL SERVICE PROVIDER FEES			\$ 17,490.00	\$ 2,273.70	\$ 19,763.70

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



File # EB- 2014-0116

Process: THESL 2015-2019 CIR Application

Party: BOMA

Service Provider Name: Marion Fraser

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:		\$ -	\$ -	\$ -

Tom Brett Docket

Board File No.: EB-2014-0116 THESL

Party: BOMA

Hourly Rate: \$330.00

Date	Description	Hours
08/Aug/14	Reviewing evidence	1.50
11/Aug/14	Reviewing evidence	2.00
12/Aug/14	Reviewing evidence	1.00
25/Aug/14	Reviewing evidence	1.20
19/Sep/14	Reviewing evidence	2.50
20/Sep/14	Reviewing evidence	2.60
21/Sep/14	Reviewing evidence	4.50
22/Sep/14	Reviewing evidence; Attending meeting of intervenors to co-ordinate work	4.00
23/Sep/14	Reviewing evidence; Preparing Declaration and Undertaking; Reviewing Procedural Order No. 1	2.10
25/Sep/14	Reviewing evidence	1.40
26/Sep/14	Reviewing evidence	2.30
29/Sep/14	Reviewing evidence	2.10
02/Oct/14	Reviewing evidence	1.30
03/Oct/14	Reviewing evidence	3.10
08/Oct/14	Reviewing evidence	2.50
09/Oct/14	Reviewing evidence	3.00
10/Oct/14	Reviewing evidence; Preparing IRs	7.00
11/Oct/14	Reviewing evidence; Preparing IRs	3.00

12/Oct/14	Reviewing evidence; Preparing IRs	6.00
13/Oct/14	Reviewing evidence; Preparing IRs	6.00
14/Oct/14	Reviewing evidence; Preparing IRs	7.00
15/Oct/14	Reviewing evidence; Preparing IRs	8.00
16/Oct/14	Reviewing evidence; Preparing IRs	2.00
18/Oct/14	Reviewing evidence	2.40
19/Oct/14	Reviewing evidence	4.10
21/Oct/14	Reviewing evidence	2.40
22/Oct/14	Reviewing evidence	1.20
27/Oct/14	Reviewing evidence	1.20
28/Oct/14	Reviewing evidence	1.10
29/Oct/14	Reviewing evidence	0.80
04/Nov/14	Reviewing evidence; Telephone discussion with Toronto Hydro Staff	1.00
05/Nov/14	Preparation of letter to Board	0.70
05/Nov/14	Reviewing evidence and IR Responses	3.00
06/Nov/14	Reviewing evidence, Procedural Order No. 2, and preparing letter	0.80
07/Nov/14	Reviewing evidence	3.50
08/Nov/14	Reviewing evidence	5.00
09/Nov/14	Reviewing evidence	5.50
11/Nov/14	Reviewing IR Responses; Preparing for Technical Conference	7.00
12/Nov/14	Preparation of follow-up letter to the Board; Reviewing IR Responses; Preparing for Technical Conference; Drafting letter re: areas to cover	5.00
13/Nov/14	Reviewing evidence; Preparing for Technical Conference; Drafting letter to OEB	4.00
21/Nov/14	Reviewing Transcripts from Technical Conference	2.00

25/Nov/14	Reviewing Transcripts for Day 2; Preparing for Issues Conference	3.20
28/Nov/14	Preparation for Issues Conference	1.50
28/Nov/14	Attending Issues Conference	2.50
01/Dec/14	Reviewing evidence	2.00
05/Dec/14	Reviewing evidence	2.00
09/Dec/14	Reviewing evidence	1.30
16/Dec/14	Reviewing evidence	1.10
18/Dec/14	Reviewing evidence	1.50
19/Dec/14	Reviewing evidence and IR Responses	2.00
22/Dec/14	Reviewing evidence	6.00
23/Dec/14	Reviewing evidence and IR Responses	5.00
03/Jan/15	Reviewing evidence	2.10
04/Jan/15	Reviewing evidence	3.50
05/Jan/15	Reviewing evidence and IR Responses	5.50
06/Jan/15	Reviewing evidence	4.50
07/Jan/15	Reviewing evidence	4.50
08/Jan/15	Reviewing evidence	5.50
10/Jan/15	Reviewing evidence	2.20
11/Jan/15	Reviewing evidence	5.00
12/Jan/15	Reviewing evidence	4.00
13/Jan/15	Reviewing evidence	6.50
14/Jan/15	Reviewing evidence	5.00
17/Jan/15	Reviewing evidence; Preparing for Settlement Conference	3.40
18/Jan/15	Reviewing evidence; Preparing for Settlement Conference	6.50

19/Jan/15	Reviewing evidence; Preparing for Settlement Conference	6.10
20/Jan/15	Reviewing evidence; Preparing for Settlement Conference	6.10
21/Jan/15	Preparing for Settlement Conference	3.70
22/Jan/15	Preparing for Settlement Conference	2.00
22/Jan/15	Attending Settlement Conference	7.50
23/Jan/15	Preparing for Settlement Conference	2.00
23/Jan/15	Attending Settlement Conference	7.50
25/Jan/15	Preparing for Settlement Conference	4.00
26/Jan/15	Preparing for Settlement Conference	2.00
26/Jan/15	Attending Settlement Conference	8.00
27/Jan/15	Reviewing material from Toronto Hydro re: Settlement Agreement	6.50
28/Jan/15	Reviewing settlement discussion and offers and counter-offers	2.00
29/Jan/15	Reviewing final list of issues; Memo to parties	1.50
02/Feb/15	Reviewing evidence; Preparing for Hearing	6.00
05/Feb/15	Preparing for Hearing	4.50
10/Feb/15	Reviewing Settlement Conference Proposal; Note to group	0.50
11/Feb/15	Preparing for cross-examination; Preparing cross-examination for Panel #1	2.00
12/Feb/15	Preparation for cross-examination	2.50
13/Feb/15	Preparation for cross-examination	3.00
15/Feb/15	Preparation for cross-examination	6.00
16/Feb/15	Preparation for cross-examination	7.00
17/Feb/15	Preparation for Hearing	2.00
17/Feb/15	Attending Hearing	7.00
18/Feb/15	Preparation for cross-examination	6.50

19/Feb/15	Preparation for Hearing	1.40
19/Feb/15	Attending Hearing	7.00
20/Feb/15	Preparation for Hearing	1.50
20/Feb/15	Attending Hearing	7.00
22/Feb/15	Preparation for cross-examination	4.00
23/Feb/15	Preparation for cross-examination	1.20
23/Feb/15	Attending Hearing	7.00
24/Feb/15	Preparation for cross-examination	1.50
24/Feb/15	Attending Hearing	7.00
25/Feb/15	Reviewing Transcript for Wednesday	1.20
26/Feb/15	Preparation for cross-examination of Panel 5	5.50
27/Feb/15	Preparation for Hearing	6.00
01/Mar/15	Preparation for cross-examinations; Reviewing Transcripts	6.00
02/Mar/15	Preparation for Hearing	7.50
03/Mar/15	Preparation for Hearing	1.50
03/Mar/15	Attending Hearing	7.50
09/Mar/15	Preparation of Argument	4.50
10/Mar/15	Preparation of Argument; Reviewing Transcripts	4.50
10/Mar/15	Preparation of Argument; Reviewing Transcripts	1.00
13/Mar/15	Reviewing Transcripts	0.50
16/Mar/15	Reviewing Transcripts	3.00
16/Mar/15	Preparation of Argument	3.00
17/Mar/15	Preparation of Argument	6.50
18/Mar/15	Preparation of Argument	6.00

19/Mar/15	Preparation of Argument	3.00
20/Mar/15	Preparation of Argument	4.00
22/Mar/15	Preparation of Argument	3.50
23/Mar/15	Preparation of Argument	4.00
24/Mar/15	Preparation of Argument	6.50
25/Mar/15	Preparation of Argument	7.00
26/Mar/15	Drafting Argument; Reviewing status	7.10
29/Mar/15	Drafting Argument	3.50
30/Mar/15	Preparation of Argument	7.50
31/Mar/15	Finalizing Argument	4.50
TOTAL TIME		471.40

Disbursements

Date	Description	Amount
04/Sep/14	Courier Delivery	\$11.99
24/Sep/14	Courier Delivery	\$19.98
15/Oct/14	Courier Delivery	\$11.99
06/Nov/14	Courier Delivery	\$11.99
13/Nov/14	Courier Delivery	\$11.99
26/Jan/15	Courier Delivery	\$29.96
31/Mar/15	Courier Delivery	\$11.99

Filters

Client	Disb Code 7	Session
Matter 141748	Office	Tran Type
Tkpr	Dept	Prebill #
Disb ID	Prof Ctr	Bill #
Date	Period	Bill Date
		Project

Disbursement Details

Base Amt	\$99.83	Tobill Amt	\$109.89	Billed Amt
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Date	TT	Client	Matter	atn	Cost Code	amt	Billed Amt	Narrative
9/4/2014		F1588	141748	.	7	*	\$11.99	11:09 TB Courier: Blizzard# 7209761 Ontario Energy Board-2300 Yonge St-Fatima
9/24/2014		F1588	141748	.	7	*	\$19.98	10:09 TB Courier: Blizzard# 7216616 Ontario Energy Board-2300 Yonge St-fatima
10/15/2...		F1588	141748	.	7	*	\$11.99	15:10 TB Courier: Blizzard# 7224271 Ontario Energy Board-2300 Yonge St-fatima
11/6/2014		F1588	141748	.	7	*	\$11.99	13:11 TB Courier: Blizzard# 7233429 Ontario Energy Board-2300 Yonge St-fatima
11/13/2...		F1588	141748	.	7	*	\$11.99	14:11 tb Courier: Blizzard# 7236201 ontario energy-2300 Yonge St-fatima
1/26/2015		F1588	141748	.	7	*	\$29.96	10:01 tb Courier: Blizzard# 7262902 ontario energy-2300 Yonge St-fatima
3/31/2015		F1588	141748	.	7	*	\$11.99	16:03 TB Courier: Blizzard# 7288072 ONTARIO ENERGY-2300 Yonge St-nicole

MARION FRASER DOCKET

Board File Number		Party Name							
EB-2014-0116 Toronto Hydro		BOMA							
Date	Explanation	Consultant	Preparation	Fraser & Company			Argument	Total	
				Attendance TC	Attendance SC	Attendance OH			
9/26/2014	Review of Evidence	MEF	7						
9/27/2014	Review of Evidence	MEF	7						
11/1/2014	Preparation of IRs	MEF	2						
11/10/2014	Review of IRRs	MEF	3						
11/11/2014	Review of IRRs	MEF	6						
11/12/2014	Review of IRRs	MEF	2						
1/15/2015	Review of Evidence	MEF	7						
1/16/2015	Review of Evidence	MEF	2						
2/18/2018	Transcript Review	MEF	0.5						
2/20/2015	Transcript Review	MEF	0.5						
2/21/2015	Transcript Review	MEF	0.5						
2/25/2015	Transcript Review	MEF	2.5						
2/26/2015	Transcript Review	MEF	0.5						
2/28/2015	Transcript Review	MEF	0.5						
3/3/2015	Transcript Review	MEF	0.5						
3/20/2015	Transcript Review	MEF	0.5						
3/23/2015	Draft Elements for Argument	MEF	2				3		
5/6/2015	Technical Conference	MEF		3					
6/9/2015	Settlement Conference	MEF			3				
Total			44	3	3	0	3	53	