



Fogler, Rubinoff LLP

Lawyers

77 King Street West

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May 17, 2016

Reply To: Thomas Brett

Direct Dial: 416.941.8861

E-mail: tbrett@foglers.com

Our File No. 157077

**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: OEB, Natural Gas Market Review; Board File No. EB-2015-0237**

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Please find enclosed BOMA's Cost Claim.

Yours truly,

**FOGLER, RUBINOFF LLP**

Thomas Brett

TB/dd

Encls.

cc: Stephen Cain, OEB (*via email*)  
Marion Fraser, Fraser & Company (*via email*)  
Bala Gnanam, BOMA (*via email*)

**Ontario Energy Board**  
**COST CLAIM FOR CONSULTATIONS**



**Affidavit and Summary of Fees and Disbursements**

This form should be used by a party (defined in the Practice Direction on Cost Awards as including a participant in a consultation process) in a consultation 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 Notice of Hearing for Cost Awards. Please ensure all required 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 present in the document to assist with the calculation of the cost claim.
- All claims must be in Canadian dollars. If applicable, state exchange rate and country of initial currency.  
Rate: \_\_\_\_\_ Country: \_\_\_\_\_
- A separate "Statement of Disbursements Being Claimed" is required for each consultant or lawyer/articling student/paralegal. However only one "Statement of Fees Being Claimed" and one "Summary of Fees and Disbursements Being Claimed" 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 must be attached unless, for a given consultant, a CV has been provided to the Board in another process within the last 24 months.
- Except as provided in section 7.03 of the Practice Direction on Cost Awards, itemized receipts must be provided.

<b>File # EB-</b> <u>2015-0237</u>	<b>Process:</b> <u>OEB 2015 Natural Gas Market Review</u>
<b>Party:</b> <u>BOMA</u>	<b>Affiant's Name:</b> <u>Tom Brett</u>
<b>HST Number:</b> <u>R119420859</u>	<b>HST Rate Ontario:</b> <u>13.0%</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 of Fees Being Claimed" and "Statement(s) of Disbursements Being Claimed".
3. The attached "Summary of Fees and Disbursements Being Claimed", "Statement 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 Friday, May 13, 2016  
(date)

  
**Commissioner for taking Affidavits**

49805E

**Ontario Energy Board**  
**COST CLAIM FOR CONSULTATIONS**  
**Affidavit and Summary of Fees and Disbursements**



File # EB- 2015-0237

Process: OEB 2015 Natural Gas Market Review

Party: BOMA

**Summary of Fees and Disbursements Being Claimed**

Legal/consultant fees	\$3,630.00
Disbursements	\$11.99
HST	\$473.46
<b>Total Cost Claim</b>	<b>\$4,115.45</b>

**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

**Detail of Fees and Disbursements Being Claimed**

**Statement of Fees Being Claimed**

Statement of Fees being claimed for Eligible Activity is found on the third tab of this workbook.

**Statement(s) of Disbursements Being Claimed**

Statement of Disbursements being claimed is found on the fourth tab of this workbook.

**Ontario Energy Board**  
**COST CLAIM FOR CONSULTATIONS**



**Affidavit and Summary of Fees and Disbursements**

**Individual Whose Costs are Being Claimed**

<b>Name:</b> <u>Tom Brett</u>		<b>Year Called to Bar</b>	<b>Completed Years Practicing/Years of Relevant Experience</b>
<b>Counsel/Articling Student/Paralegal:</b> <input checked="" type="checkbox"/>		<div style="border: 1px solid black; padding: 2px; display: inline-block;">1971</div>	<div style="border-bottom: 1px solid black; width: 100px; text-align: center;">35</div>
<b>Analyst/Consultant:</b> <input type="checkbox"/>			<div style="border-bottom: 1px solid black; width: 100px;"></div>
<b>CV attached:</b> <input type="checkbox"/>	<b>CV not required:</b> <input checked="" type="checkbox"/>		

<b>Name:</b> <u>Marion Fraser</u>		<b>Year Called to Bar</b>	<b>Completed Years Practicing/Years of relevant experience</b>
<b>Counsel/Articling Student/Paralegal:</b> <input type="checkbox"/>		<div style="border: 1px solid black; padding: 2px; display: inline-block;"></div>	<div style="border-bottom: 1px solid black; width: 100px; text-align: center;">35</div>
<b>Analyst/Consultant:</b> <input checked="" type="checkbox"/>			<div style="border-bottom: 1px solid black; width: 100px;"></div>
<b>CV attached:</b> <input type="checkbox"/>	<b>CV not required:</b> <input checked="" type="checkbox"/>		

<b>Name:</b> _____		<b>Year Called to Bar</b>	<b>Completed Years Practicing/Years of relevant experience</b>
<b>Counsel/Articling Student/Paralegal:</b> <input type="checkbox"/>		<div style="border: 1px solid black; padding: 2px; display: inline-block;"></div>	<div style="border-bottom: 1px solid black; width: 100px;"></div>
<b>Analyst/Consultant:</b> <input type="checkbox"/>			<div style="border-bottom: 1px solid black; width: 100px;"></div>
<b>CV attached:</b> <input type="checkbox"/>	<b>CV not required:</b> <input type="checkbox"/>		

<b>Name:</b> _____		<b>Year Called to Bar</b>	<b>Completed Years Practicing/Years of relevant experience</b>
<b>Counsel/Articling Student/Paralegal:</b> <input type="checkbox"/>		<div style="border: 1px solid black; padding: 2px; display: inline-block;"></div>	<div style="border-bottom: 1px solid black; width: 100px;"></div>
<b>Analyst/Consultant:</b> <input type="checkbox"/>			<div style="border-bottom: 1px solid black; width: 100px;"></div>
<b>CV attached:</b> <input type="checkbox"/>	<b>CV not required:</b> <input type="checkbox"/>		

<b>Name:</b> _____		<b>Year Called to Bar</b>	<b>Completed Years Practicing/Years of relevant experience</b>
<b>Counsel/Articling Student/Paralegal:</b> <input type="checkbox"/>		<div style="border: 1px solid black; padding: 2px; display: inline-block;"></div>	<div style="border-bottom: 1px solid black; width: 100px;"></div>
<b>Analyst/Consultant:</b> <input type="checkbox"/>			<div style="border-bottom: 1px solid black; width: 100px;"></div>
<b>CV attached:</b> <input type="checkbox"/>	<b>CV not required:</b> <input type="checkbox"/>		

**Ontario Energy Board**  
**COST CLAIM FOR CONSULTATIONS**  
**Statement of Fees Being Claimed**



File # EB- 2015-0237

Process OEB 2015 Natural Gas Market Review

Party BOMA

HST Rate: 13%

Stakeholder Conference (preparation, attendance & reporting)	Written Comments on Stakeholder Conference Issues	Preparation of a Separate Expert Submission for the Stakeholder Conference
Up to 11 hours	Up to 25 hours	Up to 40 hours + 20 hours per additional eligible participant

		Up to 11 hours	Up to 12 hours	Engage participants			
Individual Whose Fees are Being Claimed	Hourly rate	Hours			Subtotal	HST	Total
Marion Fraser	\$330.00	11.00			\$3,630.00	\$471.90	\$4,101.90
					\$0.00	\$0.00	\$0.00
					\$0.00	\$0.00	\$0.00
					\$0.00	\$0.00	\$0.00
					\$0.00	\$0.00	\$0.00
Total:		11.00	0.00	0.00	\$3,630.00	\$471.90	
				Total legal/consultant fees:		\$4,101.90	

**Ontario Energy Board**  
**COST CLAIM FOR CONSULTATIONS**  
**Statement of Disbursements Being Claimed**



File # EB-	<u>2015-0237</u>	Process:	<u>OEB 2015 Natural Gas Market Review</u>
Party:	<u>BOMA</u>		

Name of individual whose disbursements are being claimed: Tom Brett

<b>HST Rate Ontario: 13.0%</b>
--------------------------------

	Net Cost	HST	Total
Scanning/Photocopy		\$0.00	\$0.00
Printing		\$0.00	\$0.00
Courier	\$11.99	\$1.56	\$13.55
Telephone/Fax		\$0.00	\$0.00
Transcripts		\$0.00	\$0.00
Travel: Air		\$0.00	\$0.00
Travel: Car		\$0.00	\$0.00
Travel: Rail		\$0.00	\$0.00
Travel (Other):		\$0.00	\$0.00
Parking		\$0.00	\$0.00
Taxi		\$0.00	\$0.00
Accommodation		\$0.00	\$0.00
Meals		\$0.00	\$0.00
Other:		\$0.00	\$0.00
Other:		\$0.00	\$0.00
Other:		\$0.00	\$0.00
<b>TOTAL DISBURSEMENTS:</b>	<b>\$11.99</b>	<b>\$1.56</b>	<b>\$13.55</b>

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**Ontario Energy Board**  
**COST CLAIM FOR CONSULTATIONS**  
**Statement of Disbursements Being Claimed**



<b>File # EB-</b> <u>2015-0237</u>	<b>Process:</b> <u>OEB 2015 Natural Gas Market Review</u>
<b>Party:</b> <u>BOMA</u>	

**Name of individual whose disbursements are being claimed:** \_\_\_\_\_

<b>HST Rate Ontario:</b>	<b>13.0%</b>
--------------------------	--------------

		Net Cost	HST	Total
Scanning/Photocopy			\$0.00	\$0.00
Printing			\$0.00	\$0.00
Courier			\$0.00	\$0.00
Telephone/Fax			\$0.00	\$0.00
Transcripts			\$0.00	\$0.00
Travel: Air			\$0.00	\$0.00
Travel: Car			\$0.00	\$0.00
Travel: Rail			\$0.00	\$0.00
Travel (Other):			\$0.00	\$0.00
Parking			\$0.00	\$0.00
Taxi			\$0.00	\$0.00
Accommodation			\$0.00	\$0.00
Meals			\$0.00	\$0.00
Other:			\$0.00	\$0.00
Other:			\$0.00	\$0.00
Other:			\$0.00	\$0.00
<b>TOTAL DISBURSEMENTS:</b>		\$0.00	\$0.00	\$0.00

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**Ontario Energy Board**  
**COST CLAIM FOR CONSULTATIONS**  
**Statement of Disbursements Being Claimed**



File # EB- <u>2015-0237</u>	Process: <u>OEB 2015 Natural Gas Market Review</u>
Party: <u>BOMA</u>	

Name of individual whose disbursements are being claimed: \_\_\_\_\_

<b>HST Rate Ontario: 13.0%</b>
--------------------------------

	Net Cost	HST	Total
Scanning/Photocopy		\$0.00	\$0.00
Printing		\$0.00	\$0.00
Courier		\$0.00	\$0.00
Telephone/Fax		\$0.00	\$0.00
Transcripts		\$0.00	\$0.00
Travel: Air		\$0.00	\$0.00
Travel: Car		\$0.00	\$0.00
Travel: Rail		\$0.00	\$0.00
Travel (Other):		\$0.00	\$0.00
Parking		\$0.00	\$0.00
Taxi		\$0.00	\$0.00
Accommodation		\$0.00	\$0.00
Meals		\$0.00	\$0.00
Other:		\$0.00	\$0.00
Other:		\$0.00	\$0.00
Other:		\$0.00	\$0.00
<b>TOTAL DISBURSEMENTS:</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>

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**Ontario Energy Board**  
**COST CLAIM FOR CONSULTATIONS**  
**Statement of Disbursements Being Claimed**



<b>File # EB-</b>	<b>2015-0237</b>	<b>Process:</b>	OEB 2015 Natural Gas Market Review
<b>Party:</b>	BOMA		

Name of individual whose disbursements are being claimed: \_\_\_\_\_

<b>HST Rate Ontario: 13.0%</b>
--------------------------------

		Net Cost	HST	Total
Scanning/Photocopy			\$0.00	\$0.00
Printing			\$0.00	\$0.00
Courier			\$0.00	\$0.00
Telephone/Fax			\$0.00	\$0.00
Transcripts			\$0.00	\$0.00
Travel: Air			\$0.00	\$0.00
Travel: Car			\$0.00	\$0.00
Travel: Rail			\$0.00	\$0.00
Travel (Other):			\$0.00	\$0.00
Parking			\$0.00	\$0.00
Taxi			\$0.00	\$0.00
Accommodation			\$0.00	\$0.00
Meals			\$0.00	\$0.00
Other:			\$0.00	\$0.00
Other:			\$0.00	\$0.00
Other:			\$0.00	\$0.00
<b>TOTAL DISBURSEMENTS:</b>		\$0.00	\$0.00	\$0.00

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**Ontario Energy Board**  
**COST CLAIM FOR CONSULTATIONS**  
**Statement of Disbursements Being Claimed**



<b>File # EB-</b>	<b>2015-0237</b>	<b>Process:</b> OEB 2015 Natural Gas Market Review
<b>Party:</b>	BOMA	

Name of individual whose disbursements are being claimed: \_\_\_\_\_

<b>HST Rate Ontario:</b>	<b>13.0%</b>
--------------------------	--------------

	Net Cost	HST	Total
Scanning/Photocopy		\$0.00	\$0.00
Printing		\$0.00	\$0.00
Courier		\$0.00	\$0.00
Telephone/Fax		\$0.00	\$0.00
Transcripts		\$0.00	\$0.00
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Parking		\$0.00	\$0.00
Taxi		\$0.00	\$0.00
Accommodation		\$0.00	\$0.00
Meals		\$0.00	\$0.00
Other:		\$0.00	\$0.00
Other:		\$0.00	\$0.00
Other:		\$0.00	\$0.00
TOTAL DISBURSEMENTS:			
	\$0.00	\$0.00	\$0.00

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## MARION FRASER DOCKET

EB-2015-0237

BOMA

				Fraser & Company				
Date	Explanation	Consultant	Preparation	Attendance TC	Attendance SC	Attendance OH	Argument	Total
1/20/2016	Review of Documents	MEF	4					
1/21/2016	Attendance at Market Review	MEF	7					

Total	11	0	0	0	0	11
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Prebill # 858931 Session: 484988 Bill to: 12/May/16

**Client: F1588**  
Fraser & Company

CLIENT LAWYER: Brett, Thomas  
MATTER\_LAWYER: Brett, Thomas  
LAWYER ON BILL: Brett, Thomas  
LAST BILL DATE: NONE

**Matter: 157250**

BOMA – OEB, New Initiatives  
relating to Electricity Distribution  
System Reliability Performance  
Objectives: Major Event  
Definition; Response to Major  
Events Reporting Requirements;  
Establish Customer Specific  
Reliability Measures; Board File  
No.: EB-

**FOGLER, RUBINOFF LLP**

PAYOR NAME & ADDRESS  
Ontario Energy Board  
2300 Yonge Street, 27th Floor  
P.O. Box 2319  
Toronto, ON  
M4P 1E4  
Canada  
Attn: Kirsten Walli

Page 1

PAYOR: O5619 MAIN  
BILL: O5619 MAIN

ACCOUNT APPROVAL

Thomas Brett

[ ] FINAL BILL: MATTER WILL BE MADE INACTIVE

**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>
17/Dec/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: O5619/**157250**  
Ontario Energy Board  
BOMA – OEB, New Initiatives relating to  
Electricity Distribution System Reliability  
Performance Objectives: Major Event  
Definition; Response to Major Events  
Reporting Requirements; Establish  
Customer Specific Reliability Measures;  
Board File No.: EB-  
Prebill No.: 858931  
Session ID: 484988

LAST BILL DATE: NONE  
LAST BILLED TO DATE: NONE  
  
FILE LAWYER: Brett, Thomas  
ASSIGNED LAWYER: Brett, Thomas

BILL ADDRESS  
Ontario Energy Board  
2300 Yonge Street, 27th Floor  
P.O. Box 2319  
Toronto, ON M4P 1E4  
CANADA

PAYOR DEFAULT ADDRESS  
2300 Yonge Street, 27th Floor  
P.O. Box 2319  
Toronto, ON  
M4P 1E4  
  
Walli, Kirsten

DETAIL OF UNBILLED DISBURSEMENTS

<u>DATE</u>	<u>DISB ID</u>	<u>CODE</u>		<u>QUAN</u>	<u>AMOUNT</u>	<u>DESCRIPTION</u>
17/Dec/15	6472982	7	Courier & Delivery		11.99	11:12 TB Courier: Blizzard# 7389856 ontario energy-2300 Yonge St-Salem
TOTAL DISB					11.99	

Filters

Client	Disb Code 7	Session
Matter 157250	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	Client	Matter	ntn	Cost Code	/ntnt	Tobill Amt	Narrative
12/17/2015			F1588	157250	.	7		\$11.99	11:12 TB Courier: Blizzard# 7389856 ontario energy-2300 Yonge St-Salem