VINCENT J. DEROSE T 613.787,3589 vderose@blg.com Borden Ladner Gervais LLP World Exchange Plaza 100 Queen St. Suite 1300 Ottawa, ON, Canada K1P 1J9 T 613.237.5160 F 613.230.8842 blg.com



Our File # 339583-000224

By electronic filing

May 19, 2016

Kirsten Walli Board Secretary Ontario Energy Board P.O. Box 2319 2300 Yonge Street 27<sup>th</sup> floor Toronto, ON M4P 1E4

Dear Ms. Walli

## Re: 2015 Natural Gas Market Review Board File #: EB-2015-0237

Pursuant to the Board's Notice of Hearing for Cost Awards dated May 11, 2016, we enclose a Cost Claim on behalf of our client, Canadian Manufacturers & Exporters ("CME").

A copy of this Cost Claim has been forwarded to each rate regulated natural gas distributor as instructed in the Notice.

Please contact me if you have any questions or require any additional information.

Yours very truly

DeRose went.

enclosure

c. Rate Regulated Natural Gas Distributors Paul Clipsham (CME)

OTT01: 7642388: v1

## 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
Beguired data input is indicated by vallow, shaded fields	For the are present in the desurport to project with the coloulation of the cost of

- 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:

9, 2016 (date)

- 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.

File # EB- 2015-0237		Process:	Process: 2015 Natural Gas Market Review					
Party:	Can	adian Manufacturers & Exp	orters	Affiant's Name: Vincent J. DeR	ose			
HST Numb	er:	10807 5482 RT0001		HST Rate Ontario:	13.00%			
		Full Registrant		Qualifying Non-Profit				
		Unregistered		Tax Exempt				
		Other	V					

Affida	vi	1

Ι,	Vincent J. DeRose		_ , of the City of	Ottawa
in the Prov	ince 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.

1			
Signature of Affiant		-	
Sworn or affirmed before me at the City of	Ottawa		
in the Province of Ontario		, on	May 1
$( \land \land \land ) >$			

Commissioner for taking Affidavits

## Ontario Energy Board COST CLAIM FOR CONSULTATIONS



## Affidavit and Summary of Fees and Disbursements

File # EB- 2015-0237 Process: 2015 Natural Gas Market Review

Party: Canadian Manufacturers & Exporters

Summary of Fees and Disbursements Being Claimed				
Legal/Consultant fees	\$5,340.00			
Disbursements	\$700.12			
HST	\$784.06			
Total Cost Claim	\$6,824.18			

	Payment Information	
Make cheque payable to:	Borden Ladner Gervais LLP	
Send payment to this address:	Borden Ladner Gervais LLP	
	Attention: Vincent J. DeRose	
	World Exchange Plaza	
	100 Queen Street, Suite 1300	
	Ottawa, ON K1P 1J9	

## Ontario Energy Board COST CLAIM FOR CONSULTATIONS

**Detail of Fees and Disbursements Being Claimed** 

Individual Whose Costs are Being Claimed

Name:	Vincent J. DeRose			
			Year Called to Bar	Completed Years Practising/ Years of Relevant Experience
	Counsel/Articling Student/Paralegal: Analyst/Consultant:		2001	15
	CV attached:		CV not required: 🗵	
Name:	Duncan Ault			
			Year Called to Bar	Completed Years Practising/ Years of Relevant Experience
	Counsel/Articling Student/Paralegal: Analyst/Consultant:		2007	9
	CV attached:	$\checkmark$	CV not required: 🛛	



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

File # EB- 2015-0237

#### Process 2015 Natural Gas Market Review

Party Canadian Manufacturers & Exporters

HST Rate 13.00%

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

				parteroiparte			
Individual Whose Fees are Being Claimed	Hourly Rate		Hours		Subtotal	нѕт	Total
Vince DeRose	\$290.00	2.9	7.9	0	\$ 3,132.00	\$ 407.16	\$ 3,539.16
Duncan Ault	\$230.00	8.1	1.5	0	\$ 2,208.00	\$ 287.04	\$ 2,495.04
	Totals:	11	9.4	0	\$ 5,340.00	\$ 694.20	

Total legal/consultant fees: \$ 6,034.20

## Ontario Energy Board COST CLAIM FOR HEARINGS Detail of Fees being Claimed



File #:	EB-2015-0237		
Process:	2015 Natural Gas Market Review		
Party:	Canadian Manufacturers & Exporters (CME)		
Name:	Vince DeRose		
Dec 9-15	Review Board's Report; prepare letter of intervention	0.4	
Jan 19-16	Reviewing material; meeting with D. Ault	1.0	
Jan 20-16	Prepare for and attend meeting with D. Ault	1.5	
Feb 3-16	Reviewing Navigant study and presentation	1.0	
Feb 3-16	Reviewing material from presenters; consult with CME re positions	4.0	
Feb 8-16	Reviewing FRPO comments	0.5	
Feb 8-16	Telephone call from CME; reviewing CME draft; finalize written letter	1.6	
Apr 6-16	Reviewing Board Staff Report	0.8	
	Total Hours for Vince DeRose:	10.8	

OTT01: 7642546: v1

## Ontario Energy Board COST CLAIM FOR HEARINGS Detail of Fees being Claimed



File #:	EB-2015-0237		
Process:	2015 Natural Gas Market Review		
Party:	Canadian Manufacturers & Exporters		
Name:	Duncan A. Ault		
Jan 19-16	Reviewing Navigant Reports on Natural Gas Market Review	0.8	
Jan 20-16	Meeting with V. DeRose and preparing for same	2.5	
Jan 21-16	Preparation for and attendance at Natural Gas Market Review Forum	4.8	
Feb 3-16	Drafting summary of Natural Gas Market Review Forum	1.5	
	Total Hours for Duncan Ault:	9.6	





Education / Bar Admissions LLB, Queen's University, 2006

Ontario, 2007

#### **Professional Involvement**

Member, Canadian Bar Association Member, Ontario Bar Association Member, The Advocates' Society Member, County of Carleton Law Association

# DUNCAN AULT Partner

T 613.787.3524 F 613.230.8842 Ottawa; DAult@blg.com Bankruptcy, Insolvency and Restructuring Securities Litigation Public Law Litigation and Arbitration Class Actions Corporate Commercial Litigation and Arbitration

## **EXECUTIVE SUMMARY**

Duncan Ault is a partner in our Ottawa office. His practice focuses on civil litigation with an emphasis on corporate commercial litigation including contractual disputes, securities litigation, shareholder disputes, insolvency litigation, class actions, commercial arbitrations, and directors' and officers' liability. Duncan has appeared before all levels of court in Ontario, as well as the Québec Court of Appeal.

Prior to joining Borden Ladner Gervais LLP, Duncan practised litigation in the Toronto office of a national law firm for five years. During his articles, Duncan was seconded to the Enforcement Branch of the Ontario Securities Commission.

## **REPRESENTATIVE WORK**

- Represented an international media company in a complex commercial arbitration involving a wide range of issues, including a dispute over certain post-closing working capital adjustments.
- Represented a Canadian bank in pre-certification, certification and settlement stages of a large class action involving historic foreign exchange transactions on credit cards.
- Represented Canwest Global Communications Corp. in its restructuring under CCAA proceedings.
- Acted as Commission Counsel in the Elliot Lake Commission of Inquiry.

## ABOUT BORDEN LADNER GERVAIS LLP

Borden Ladner Gervais LLP (BLG) is a leading, national, full-service Canadian law firm focusing on business law, commercial litigation and arbitration, and intellectual property solutions for our clients. BLG is the country's largest law firm with more than 750 lawyers, intellectual property agents and other professionals in five cities across Canada. We assist clients with their legal needs, from major litigation to financing and patent registration.

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



Detail of rees and Dispursements B

File # EB- 2015-0237

## Process: 2015 Natural Gas Market Review

Party:

Canadian Manufacturers & Exporters Service Provider Name: Duncan Ault

	Net Cost	HST	Total
Scanning/Photocopying: 4 copies @ \$0.25 each	\$1.00	\$0.13	\$1.13
Travel: Air	\$577.25	\$75.04	\$652.29
Taxi or Airport Limo	\$106.20	\$13.80	\$120.00
Meals	\$15.67	\$0.89	\$16.56
Other:		\$0.00	\$0.00
TOTAL DISBURSEMENTS:	\$700.12	\$89.86	\$789.9

#### Castanza, Suzanne

airfare

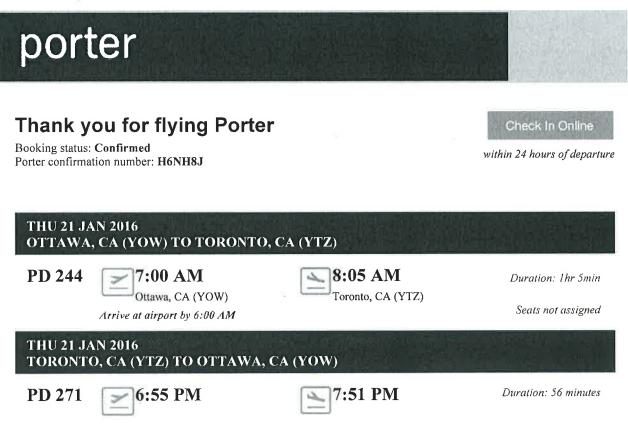
From: Sent: To: Subject: Carreon-Smith, Genevieve January-21-16 10:16 AM Castanza, Suzanne FW: Porter Airlines Itinerary - Ottawa to Toronto - Thu 21 Jan 2016

Copy of Duncan's flights today – File No. 339583-000224

From: Ault, Duncan
Sent: January-20-16 3:52 PM
To: Carreon-Smith, Genevieve
Subject: FW: Porter Airlines Itinerary - Ottawa to Toronto - Thu 21 Jan 2016

**Duncan Ault** T 613.787.3524

From: PorterAirlines@flyporter.com [mailto:PorterAirlines@flyporter.com] Sent: January-20-16 3:46 PM To: Ault, Duncan Subject: Porter Airlines Itinerary - Ottawa to Toronto - Thu 21 Jan 2016



Toronto, CA (YTZ) Arrive at airport by 6:25 PM Ottawa, CA (YOW)

Seats not assigned

Modify Your Booking

#### PASSENGER

#### **Duncan A Ault**

VIPorter Priority 2840008890

#### **BAGGAGE POLICY**



Checked baggage policy

	1st	bag	2nd	bag	Weight fee per bag above 23kg		
	Pay in advance	Pay at airport	Pay in advance	Pay at airport			
Ottawa - Toronto Flexible fare class	\$0	\$0	\$35 - \$40.25	\$45 - \$51.75	\$75 - \$86.25		
<b>Toronto -</b> <b>Ottawa</b> Flexible fare class	\$0	\$0	\$35 - \$40.25	\$45 - \$51.75	\$75 - \$86.25		

If you have prepaid for your checked baggage and are traveling with a partner airline, please be prepared to present your itinerary at the airline check-in counter.

See full checked baggage rules



#### Carry-on baggage policy

TWO items of carry-on baggage are permitted, free of charge, per passenger.

See all carry-on baggage rules

#### SUMMARY OF PURCHASES

Flights Ottawa - Toronto (paid) Toronto - Ottawa (paid)

Checked bags Ottawa - Toronto Toronto - Ottawa

Seat selection Ottawa - Toronto Toronto - Ottawa Bags not added Bags not added

Seats not assigned Seats not assigned •<u>Add a bag</u> •Add a bag

•<u>Upgrade seats</u>

Enhance your travel experience

Hertz Car Rental

 FARE INFORMATION

 Air transportation charges
 \$492.00 CAD

 Taxes, fees and charges
 \$160.29 CAD

 Total Fare Price
 \$652.29 CAD

 See Complete Receipt



# Same day airport change per passenger\*Advance change per passengerOttawa - Toronto<br/>Flexible fare classComplimentary\$50 per direction +/- fare differenceToronto - Ottawa<br/>Flexible fare classComplimentary\$50 per direction +/- fare difference

\* Subject to availability

**CHANGE FEES** 

See all fare rules, terms and conditions

## DAY OF TRAVEL

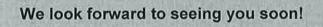
#### **Identification requirements**

All passengers travelling within Canada are required to present one piece of valid government issued photo identification

See more information

flyporter.com

Please <u>click here</u> for departure airport information.

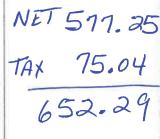




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TAXIS NET 106.20 HST 13.80 \$ 120.00

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	- FARE INCLUDES HST

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TO Airport	
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1 COFFEE \$2.25 1 THREE EGGS \$5.99 2 SOFT DRINK \$4.50	Trace # 700024 Operator 007 FS2108768401 Inv. # 23436 Auth # 095319 RRN 001621024
HST 5% \$0.64 HST 8% SERVICE TOTAL <b>\$14.40</b>	Total S14.40 S14.40 S2.16 S16.56 (00) APPROVED-THANK YOU
THANK YOU PLEASE PAY YOUR SERVER	Retain this copy for your records Customer copy
	MEAL

NET 15.67 TAX 0.89 \$16.56