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August 18, 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-2016-0118**  
**Union Gas Limited – 2015 Deferral Accounts & Earnings Sharing Mechanism**  
**Energy Probe – Costs Submission**

Pursuant to the Decision and Rate Order, issued August 4, 2016, attached please find the Costs Submission of Energy Probe Research Foundation (Energy Probe) in the EB-2016-0118 proceeding for the consideration of the Board..

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

Yours truly,

David S. MacIntosh  
Case Manager

cc: Chris Ripley, Union Gas Limited (By email)  
Crawford Smith, Torys LLP (By email)  
Roger Higgin, 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-	2016-0118	Process:	Union Gas Limited 2015 ESM & Accounts
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- 2016-0118 Process: Union Gas Limited 2015 ESM & Accounts

Party: Energy Probe Research Foundation

**Summary of Fees and Disbursements Being Claimed**

Legal/consultant/other fees	\$	8,435.00
Disbursements	\$	-
HST	\$	548.28
<b>Total Cost Claim</b>	<b>\$</b>	<b>8,983.28</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>2016-0118</u>	Process: <u>Union Gas Limited 2015 ESM &amp; Accounts</u>
Party: <u>Energy Probe Research Foundation</u>	Service Provider Name: <u>Dr. Roger Higgin</u>
<div style="display: flex; justify-content: space-between;"> <div style="width: 40%;"> <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> </div> <div style="width: 20%;"> <p>Year Called to Bar</p> <div style="border: 1px solid black; width: 100px; height: 20px; margin: 0 auto;"></div> </div> <div style="width: 40%;"> <p>Completed Years Practising/Years of Relevant Experience</p> <div style="border: 1px solid black; width: 150px; text-align: center; margin: 0 auto;">30</div> </div> </div>	
<div style="display: flex; justify-content: space-between;"> <div style="width: 40%;"> <p>For Consultant/Analyst: <input type="checkbox"/> CV attached</p> <p><input checked="" type="checkbox"/> CV provided within previous 24 months</p> </div> <div style="width: 60%;"> <p>Hourly Rate: <div style="border: 1px solid black; width: 100px; text-align: center;">\$330</div></p> <p>HST Rate Charged (enter %): <div style="border: 1px solid black; width: 100px; text-align: center;">6.5%</div></p> </div> </div>	

#### Statement of Fees Being Claimed

	Hours	Hourly Rate	Subtotal	HST	Total
<b>Pre-hearing Conference</b>					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
<b>Technical Conference</b>					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
<b>Interrogatories</b>					
Preparation	8.00	\$ 330.00	\$ 2,640.00	\$ 171.60	\$ 2,811.60
Responses	4.00	\$ 330.00	\$ 1,320.00	\$ 85.80	\$ 1,405.80
<b>Issues Conference</b>					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
<b>ADR - Settlement Conference</b>					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance	8.00	\$ 330.00	\$ 2,640.00	\$ 171.60	\$ 2,811.60
Proposal Preparation	1.00	\$ 330.00	\$ 330.00	\$ 21.45	\$ 351.45
<b>Argument</b>					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
<b>Oral Hearing</b>					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
<b>Other Conferences</b>					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
<b>Case Management</b>		\$ 170.00	\$ -	\$ -	\$ -
<b>TOTAL SERVICE PROVIDER FEES</b>			\$ 6,930.00	\$ 450.45	\$ 7,380.45

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



File # EB- 2016-0118

Process: Union Gas Limited 2015 ESM & Accounts

Party: Energy Probe Research Found

Service Provider Name: Dr. Roger Higgin

**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>	\$ -	\$ -	\$ -



# SPA Inc

15 Malabar Place  
Don Mills, Toronto, Ontario M3B 1A4  
(416) 391-0738 fax (416) 391-0738

Invoice No. 2016-EP-10

## INVOICE :

### Customer

Name Energy Probe Research Foundation  
Address 225 Brunswick Avenue  
City Toronto Province Ont P.C. M5S 2M6  
Attn Mr. David MacIntosh

Date 10/08/2016  
Project No EB-2016-0118  
Title Union DA&ESM  
2015

Hours	Description Of Services		Unit Price	TOTAL
	DATE			
4	Apr 26 2016	Prepn Review Prefiled Evidence Make notes	\$330.00	\$1,320.00
4	May 28 2016	Prepn Review Prefiled Evidence Draft IRs	\$330.00	\$1,320.00
4	Jun 18 2016	Review IRR and prep for Settlement Conference	\$330.00	\$1,320.00
4	Jun 23 2016	Attend Settlement Conference	\$330.00	\$1,320.00
4	Jun 24 2016	Attend Settlement Conference	\$330.00	\$1,320.00
1	Jul 04 2016	Review Draft Settlement Proposal	\$330.00	\$330.00

### Payment Details

- ☐ Cash  
☒ Cheque  
☐ Other

Name SPA INC

Date

Taxes

HST

PST

TOTAL

HST NUMBER 88413 6714 RT0001

Thank you for your Business

# Ontario Energy Board

## COST CLAIM FOR HEARINGS



### Detail of Fees and Disbursements Being Claimed

File # EB- <u>2016-0118</u>	Process: <u>Union Gas Limited 2015 ESM &amp; Accounts</u>
Party: <u>Energy Probe Research Foundation</u>	Service Provider Name: <u>David MacIntosh</u>
Completed Years Practising/Years of Relevant Experience	
<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"/>	Year Called to Bar <input style="width: 100px;" type="text"/>
	<input style="width: 100px; border: 1px solid black;" type="text" value="16"/>
	Hourly Rate: <input style="width: 100px; border: 1px solid black;" type="text" value="\$290"/>
For Consultant/Analyst: <input type="checkbox"/> CV attached	HST Rate Charged (enter %): <input style="width: 100px; border: 1px solid black;" type="text" value="6.5%"/>
<input checked="" type="checkbox"/> CV provided within previous 24 months	

#### 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		\$ 290.00	\$ -	\$ -	\$ -
Attendance		\$ 290.00	\$ -	\$ -	\$ -
<b>Interrogatories</b>					
Preparation	2.00	\$ 290.00	\$ 580.00	\$ 37.70	\$ 617.70
Responses	1.00	\$ 290.00	\$ 290.00	\$ 18.85	\$ 308.85
<b>Issues Conference</b>					
Preparation		\$ 290.00	\$ -	\$ -	\$ -
Attendance		\$ 290.00	\$ -	\$ -	\$ -
<b>ADR - Settlement Conference</b>					
Preparation	0.50	\$ 290.00	\$ 145.00	\$ 9.43	\$ 154.43
Attendance		\$ 290.00	\$ -	\$ -	\$ -
Proposal Preparation	1.25	\$ 290.00	\$ 362.50	\$ 23.56	\$ 386.06
<b>Argument</b>					
Preparation		\$ 290.00	\$ -	\$ -	\$ -
<b>Oral Hearing</b>					
Preparation		\$ 290.00	\$ -	\$ -	\$ -
Attendance		\$ 290.00	\$ -	\$ -	\$ -
<b>Other Conferences</b>					
Preparation		\$ 290.00	\$ -	\$ -	\$ -
Attendance		\$ 290.00	\$ -	\$ -	\$ -
<b>Case Management</b>	0.75	\$ 170.00	\$ 127.50	\$ 8.29	\$ 135.79
<b>TOTAL SERVICE PROVIDER FEES</b>			\$ 1,505.00	\$ 97.83	\$ 1,602.83

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



File # EB- 2016-0118

Process: Union Gas Limited 2015 ESM & Accounts

Party: Energy Probe Research Found

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-2016-0118 Union 2015 ESM & Accounts****Summary: Hours**

Preparation	<b>4.75</b>
Attend. Tech.	<b>0.00</b>
Attend. ADR	<b>0.00</b>
Attend. Hearing	<b>0.00</b>
Argument Prep.	<b>0.00</b>
Case Mngt. (CM)	<b>0.75</b>

<b>Total</b>	<b>5.50</b>
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**Date Hours Note**

12-May-16	0.75	Preliminary Review of Prefiled Evidence
12-May-16	0.50	Draft Notice of Intervention
28-May-16	0.75	Draft Interrogatories
18-Jun-16	1.00	Review Union Interrogatory Responses
20-Jun-16	0.50	Prepare For Settlement Conference
05-Jul-16	0.75	Review Draft Settlement Proposal, Many Emails
05-Aug-16	0.50	Review Decision and Order

<b>Total</b>	<b>4.75</b>	<b>Preparation</b>
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**Date Hours Note**

12-May-16	0.50	CM - File Notice of Intervention
01-Jun-16	0.25	CM - Check & File Interrogatories

<b>Total</b>	<b>0.75</b>	<b>Case Management</b>
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