

BISCEGLIA & ASSOCIATES
PROFESSIONAL CORPORATION
BARRISTERS - AT - LAW

VIA EMAIL - BoardSec@ontarioenergyboard.ca

June 1, 2017

Ms. Kirsten Walli
Board Secretary
Ontario Energy Board
P.O. Box 2319
2300 Yonge Street, 27th Floor
Toronto, Ontario
M4P 1E4

Dear Madam:

**RE: Henvey Inlet Wind LP - Application to the Ontario Energy Board to Build a
High-Voltage Transmission Line
File No. EV-2016-0310**

As you know, I am counsel for Jeffrey Todd Hull who was granted Intervenor Status in this matter.

Further to the Order of the Board of May 18, 2017, the following is the Cost Claim of Mr. Hull in relation to this matter.

Pursuant to the Ontario Energy Board Practice Direction on Costs Award, Article 3.03(c), Mr. Hull is entitled to costs as a person with an interest in land that is affected by the process.

Mr. Hull participated reasonably in the process and contributed, most certainly, to a better understanding by the Board of the issue of affected landowners to the Application. In fact, had it not been for Mr. Hull's request to be granted Intervenor status and motion to overturn the decision denying Mr. Hull Intervenor Status, the Board and the Applicant would have continued under the mistaken impression that Mr. Hull was not an affected Landowner. As a result, Mr. Hull would have been left out of the process of this Application entirely and denied any compensation as an affected Landowner.

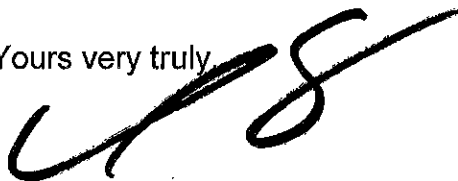
At all times, Mr. Hull complied with Board Orders and did not take steps to unduly lengthen the process nor did he engage in conduct that was repetitive or inappropriate.

Attached is the completed Forms, 1, 2, and 3 in respect of the costs claimed by Mr. Hull in the amount of \$5,593.50. We have included the undersigned's time in relation to the

correspondence, preparation of Submissions, preparation of Motion, and review of the Application and related Submissions of other parties in respect of the above-noted file.

Thank-you for your time and consideration of this claim for costs.

Yours very truly



EMILIO BISCEGLIA

EB/lm

Encl.

cc: Client

cc: Jonathan Myers via email: jmyers@torys.com

(Torys LLP, counsel for Henvey Inlet Wind LP Inc. and Henvey Inlet Wind LP)

APPENDIX "B"

FORM 1

SUMMARY STATEMENT OF HOURS -CONSULTANTS AND LEGAL COUNSEL

A separate form is required for each consultant or legal counsel

<u>EB-2016-0310</u> Board File Number		<u>JEFFREY TODD HULL</u> Party Name			
<u>EMILIO BISCEGLIA</u> Legal Counsel Name		<u>1993</u> Year of Call			
<u>SONIA TURKALICH</u> Legal Counsel Name		<u>1996</u> Year of Call			
<u>BISCEGLIA & ASSOCIATES</u> Law Firm		<u>PROF. CORP.</u> Law Firm			
Consultant Name _____ Years of Relevant Experience _____ Consultant Firm _____ (curriculum vitae must be attached)					
	Hours	Hourly Rate	Sub-total	45% GST	Total
Preparation	15	\$330.00	\$4950	\$643.50	\$5,593.50
Attendance - Technical Conference	N/A				
Attendance - Settlement Conference	N/A				
Attendance - Oral Hearing	N/A				
Argument	N/A				
Case Management	N/A				
TOTALS					

Note: All claims must be in Canadian dollars. If applicable, state exchange rate _____, and country of initial currency _____.

APPENDIX "B"

FORM 2

SUMMARY OF DISBURSEMENTS

<u>EB-2016-0310</u> Board File Number	<u>JEFFREY TODD HULL</u> Party Name
<u>N/A</u> Party or Group that made the disbursement	

	Net Cost	GST	
Photocopies			
Printing			
Fax			
Courier			
Telephone			
Postage			
Transcripts			
Travel: Air			
Travel: Car			
Travel: Rail			
Travel: Other ()			
Taxi or Airport Limo			
Accommodation			
Meals			
Other ()			
Sub-totals			Grand Total

Notes

1. All claims for disbursements must include receipts where practicable.
2. All claims must be in Canadian dollars. If applicable state exchange rate _____ and country of initial currency.

APPENDIX "B"

FORM 3

AFFIDAVIT IN SUPPORT OF COST CLAIM

EB-2016-0310

Board File Number

JEFFREY TODD HULL

Party Name

Items Claimed excluding GST

Legal/Consultant Fees	+	Disbursements	=	Net Sub-Total
\$ <u>4950.00</u>		\$ <u>0</u>		\$ <u>4950.00</u>

Goods and Services Tax HST.

..... Full Registrant Qualifying Non-Profit (GST at 2.5%)
..... Unregistered (GST at 5%) Tax Exempt (no GST).....
Other _____ GST at _____ %	

Total Cost Claim

Net Sub-Total	+	Total GST Claimed	=	Total Cost Claim
\$ <u>4950.00</u>		\$ <u>643.50</u>		\$ <u>5,593.50</u>

I, (name) EMILIO BISCEGLIA of the (City, Town, etc.) VAUGHAN in the (County, Regional Municipality, etc.) of YORK, MAKE OATH AND SAY:

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 the above Cost Claim and all of the documentation in support of it.
3. The above Cost Claim represents only costs incurred directly and necessarily by the party for the purpose of its intervention in the Ontario Energy Board process (the file number of which is set out above).
4. The above Cost Claim does not include any costs incurred for work done, or time spent, by employees or officers of the party as described in section 6.05 of the Board's Practice Direction on Cost Awards.

SWORN (OR AFFIRMED) BEFORE ME at the (City, Town, etc.) of VAUGHAN, in the (County, Regional Municipality, etc.) of YORK on (date) June 1, 2017

COMMISSIONER for taking Affidavits

Signature of Deponent

SONIA TURADLICH
LAWYER

EMILIO BISCEGLIA