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March 8, 2018

Reply To: Thomas Brett
Direct Dial: 416.941.8861
E-mail: tbrett@foglers.com
Our File No. 175290

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-2017-0086: Enbridge Gas Distribution Inc., 2018 Rate Adjustment Application

Pursuant to Decision and Accounting Order dated February 22, 2018, please find enclosed herewith BOMA's Cost Claim.

Yours truly,

FOGLER, RUBINOFF LLP

Thomas Brett

TB/dd

Encls.

cc: Lawrie Gluck, OEB (*via email*)
Michael Millar, OEB (*via email*)
Andrew Mandyam, EGD (*via email*)
Marion Fraser, Fraser & Company (*via email*)
Bala Gnanam, BOMA (*via 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.
- 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- 2017-0086 Process: EGD, 2018 Rate Adjustment 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 in the Province/State of Ontario, on Mar. 7, 2018 (date)

Commissioner for taking Affidavits

Ontario Energy Board
COST CLAIM FOR HEARINGS



Affidavit and Summary of Fees and Disbursements

File # EB- 2017-0086 Process: EGD, 2018 Rate Adjustment Application

Party: BOMA

Summary of Fees and Disbursements Being Claimed

Legal/consultant/other fees	\$	25,575.00
Disbursements	\$	10.89
HST	\$	3,326.17
Total Cost Claim	\$	28,912.06

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
Toronto, ON M5K 1G8

Ontario Energy Board COST CLAIM FOR HEARINGS



Detail of Fees and Disbursements Being Claimed

File # EB- <u>2017-0086</u>	Process: <u>EGD, 2018 Rate Adjustment 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"/>	<input type="text" value="1971"/>
Articling Student/Paralegal <input type="checkbox"/>	
Consultant <input type="checkbox"/>	
Analyst <input type="checkbox"/>	
Completed Years Practising/Years of Relevant Experience	<input type="text" value="37"/>
Hourly Rate:	<input type="text" value="\$330"/>
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		\$ 330.00	\$ -	\$ -	\$ -
Interrogatories					
Preparation	21.30	\$ 330.00	\$ 7,029.00	\$ 913.77	\$ 7,942.77
Responses		\$ 330.00	\$ -	\$ -	\$ -
Issues Conference					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
ADR - Settlement Conference					
Preparation	14.80	\$ 330.00	\$ 4,884.00	\$ 634.92	\$ 5,518.92
Attendance	12.00	\$ 330.00	\$ 3,960.00	\$ 514.80	\$ 4,474.80
Proposal Preparation	29.40	\$ 330.00	\$ 9,702.00	\$ 1,261.26	\$ 10,963.26
Argument					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Oral Hearing					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
Other Conferences					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
Case Management		\$ 170.00	\$ -	\$ -	\$ -
TOTAL SERVICE PROVIDER FEES			\$ 25,575.00	\$ 3,324.75	\$ 28,899.75

**Ontario Energy Board
COST CLAIM FOR HEARINGS**



Detail of Fees and Disbursements Being Claimed

File # EB- 2017-0086

Process: EGD, 2018 Rate Adjustment Application

Party: BOMA

Service Provider Name: Tom Brett

Statement of Disbursements Being Claimed			
	Net Cost	HST	Total
Scanning/Photocopy		\$ -	\$ -
Printing		\$ -	\$ -
Courier	\$ 10.89	\$ 1.42	\$ 12.31
Telephone/Fax		\$ -	\$ -
Transcripts		\$ -	\$ -
Travel: Air		\$ -	\$ -
Travel: Car		\$ -	\$ -
Travel: Rail		\$ -	\$ -
Travel (Other):		\$ -	\$ -
Parking		\$ -	\$ -
Taxi		\$ -	\$ -
Accommodation		\$ -	\$ -
Meals		\$ -	\$ -
Other:		\$ -	\$ -
Other:		\$ -	\$ -
Other:		\$ -	\$ -
TOTAL DISBURSEMENTS:	\$ 10.89	\$ 1.42	\$ 12.31

Prebill # 957549 Session: 553315 Bill to: 19/Dec/17

FOGLER, RUBINOFF LLP

Client: F1588
Fraser & Company

CLIENT LAWYER: Brett, Thomas
MATTER_LAWYER: Brett, Thomas
LAWYER ON BILL: Brett, Thomas
LAST BILL DATE: NONE

PAYOR NAME & ADDRESS
Enbridge Gas Distribution Inc.
500 Consumers Road
Toronto, ON
M2J 1P8
Canada
Attn: Andrew Mandyam

PAYOR: E0685 MT04
BILL: E0685 MT04

Matter: 175290
BOMA - EB-2017-0086: Enbridge
Gas Distribution Inc., 2018 Rate
Adjustment Application

ACCOUNT APPROVAL

Thomas Brett

FINAL BILL: MATTER WILL BE MADE INACTIVE

UNBILLED TIME

<u>LAST ENTRY</u>	<u>TIMEKEEPER</u>	<u>HOURS</u>	<u>AMOUNT</u>	<u>FEE CREDIT ALLOCATION</u>	<u>CODE</u>	<u>INIT</u>
07/Dec/17	Thomas Brett	76.80	25,344.00	<input type="checkbox"/> AS DOCKETED	415	TB
TOTAL UNBILLED FEES		76.80	25,344.00	<input type="checkbox"/> WRITE OFF		
PREMIUM (WRITE DOWN)						
TOTAL FEES THIS BILL						

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>
02/Nov/17	7	Courier & Delivery	Y	11.99			
TOTAL UNBILLED DISB				11.99	<input type="checkbox"/> WRITE OFF		
TOTAL ADJUSTMENTS							
TOTAL DISB THIS BILL							

TRUST SUMMARY – A Trust was not opened on this Matter

Payor/Matter: E0685/**175290**
Enbridge Gas Distribution Inc.
BOMA - EB-2017-0086: Enbridge Gas
Distribution Inc., 2018 Rate Adjustment
Application
Prebill No.: 957549
Session ID: 553315

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

BILL ADDRESS
Enbridge Gas Distribution Inc.
500 Consumers Road
Toronto, ON M2J 1P8
CANADA

PAYOR DEFAULT ADDRESS
500 Consumers Road
Toronto, ON
M2J 1P8
Mandyam, Andrew

DETAIL OF UNBILLED TIME

<u>DATE</u>	<u>TIME ID</u>	<u>TIMEKEEPER</u>		<u>HOURS</u>	<u>RATE</u>	<u>AMOUNT</u>	<u>DESCRIPTION</u>
18/Oct/17	3079896	415	TB	1.00	330.00	330.00	Reviewing evidence; Preparing Intervention/Cost Eligibility Request
20/Oct/17	3080012	415	TB	0.80	330.00	264.00	Reviewing evidence
30/Oct/17	3085254	415	TB	4.50	330.00	1,485.00	Reviewing evidence; Preparing IRs
31/Oct/17	3088287	415	TB	5.50	330.00	1,815.00	Reviewing evidence; Preparing IRs
01/Nov/17	3088288	415	TB	4.00	330.00	1,320.00	Reviewing evidence; Preparing IRs
02/Nov/17	3088291	415	TB	5.50	330.00	1,815.00	Reviewing evidence; Preparing IRs
14/Nov/17	3096174	415	TB	6.20	330.00	2,046.00	Preparation for Settlement Conference
15/Nov/17	3096186	415	TB	6.10	330.00	2,013.00	Reviewing IRRs; Preparing for Settlement Conference
16/Nov/17	3096188	415	TB	1.20	330.00	396.00	Preparation for Settlement Conference
16/Nov/17	3096189	415	TB	6.50	330.00	2,145.00	Attending Settlement Conference
17/Nov/17	3096192	415	TB	1.30	330.00	429.00	Preparation for Settlement Conference
17/Nov/17	3096196	415	TB	5.50	330.00	1,815.00	Attending Settlement Conference
20/Nov/17	3097865	415	TB	7.10	330.00	2,343.00	Reviewing evidence, Settlement Proposal progress, supplemental materials from various parties, and further negotiations
21/Nov/17	3097866	415	TB	2.30	330.00	759.00	Negotiating Settlement Agreement
21/Nov/17	3097870	415	TB	4.20	330.00	1,386.00	Reviewing and negotiating Settlement Agreement
22/Nov/17	3103383	415	TB	3.50	330.00	1,155.00	Reviewing evidence of earlier cases to complete Settlement Proposal
23/Nov/17	3103397	415	TB	0.80	330.00	264.00	Attending conference call with respect to Settlement Proposal
28/Nov/17	3106759	415	TB	1.20	330.00	396.00	Reviewing Settlement Agreement
04/Dec/17	3108207	415	TB	2.00	330.00	660.00	Reviewing Settlement Proposal; Telephone discussion with other intervenors; Reviewing Transcripts
05/Dec/17	3108212	415	TB	3.40	330.00	1,122.00	Reviewing Settlement Proposal and Transcripts; Attending conference call
05/Dec/17	3108217	415	TB	0.50	330.00	165.00	Reviewing revisions to Settlement Proposal; negotiations
06/Dec/17	3108222	415	TB	0.90	330.00	297.00	Reviewing Settlement Agreement
06/Dec/17	3114551	415	TB	1.50	330.00	495.00	Reviewing Rate Order
07/Dec/17	3114525	415	TB	1.30	330.00	429.00	Preparation of comments on Rate Order and Accounting Order
TOTAL TIME				76.80		25,344.00	

DETAIL OF UNBILLED DISBURSEMENTS

<u>DATE</u>	<u>DISB ID</u>	<u>CODE</u>		<u>QUAN</u>	<u>AMOUNT</u>	<u>DESCRIPTION</u>
02/Nov/17	7517161	7	Courier & Delivery		11.99	16:11 TB Courier: Blizzard# 7661549 Ontario Energy Baord-2300 Yonge St-Pat Piron
TOTAL DISB					11.99	

Prebill # 969255 Session: 560964 Bill to: 06/Mar/18

FOGLER, RUBINOFF LLP

Page 1

Client: F1588
Fraser & Company

CLIENT LAWYER: Brett, Thomas
MATTER_LAWYER: Brett, Thomas
LAWYER ON BILL: Brett, Thomas
LAST BILL DATE: 19/Dec/17

PAYOR NAME & ADDRESS
Enbridge Gas Distribution Inc.
500 Consumers Road
Toronto, ON
M2J 1P8
Canada
Attn: Andrew Mandyam

PAYOR: E0685 MT04
BILL: E0685 MT04

Matter: 175290
BOMA - EB-2017-0086: Enbridge
Gas Distribution Inc., 2018 Rate
Adjustment Application

ACCOUNT APPROVAL

Thomas Brett

FINAL BILL: MATTER WILL BE MADE INACTIVE

UNBILLED TIME

<u>LAST ENTRY</u>	<u>TIMEKEEPER</u>	<u>HOURS</u>	<u>AMOUNT</u>	<u>FEE CREDIT ALLOCATION</u>	<u>CODE</u>	<u>INIT</u>
23/Jan/18	Thomas Brett	0.70	231.00	<input type="checkbox"/> AS DOCKETED	415	TB
TOTAL UNBILLED FEES		0.70	231.00	<input type="checkbox"/> WRITE OFF		
PREMIUM (WRITE DOWN)						
TOTAL FEES THIS BILL						

TRUST SUMMARY – A Trust was not opened on this Matter

<u>MATTER BILLING SNAPSHOT</u>	<u>FEES</u>	<u>DISBURSEMENTS</u>	<u>GST</u>	<u>TOTAL</u>
BILLED TO DATE	25,344.00	11.99	3,296.28	28,652.27
PAID TO DATE	0.00	0.00	0.00	0.00
BILLED WRITE OFFS	0.00	0.00	0.00	0.00
BALANCE DUE	25,344.00	11.99	3,296.28	28,652.27

<u>ACCOUNTS RECEIVABLE SNAPSHOT</u>	<u>DATE</u>	<u>BILL #</u>	<u>TOTAL BILLED</u>	<u>DUE</u>	<u>DAYS O/S</u>	<input type="checkbox"/> WRITE OFF
	19/Dec/17	21718632	28,652.27	28,652.27	77	

<u>UNBILLED WRITE OFFS</u>	<u>DATE</u>	<u>W/O #</u>	<u>FEES</u>	<u>DISB</u>

FOGLER, RUBINOFF
BILLING STATEMENT TO 06/Mar/18

Payor/Matter: E0685/**175290**
 Enbridge Gas Distribution Inc.
 BOMA - EB-2017-0086: Enbridge Gas
 Distribution Inc., 2018 Rate Adjustment
 Application
 Prebill No.: 969255
 Session ID: 560964

LAST BILL DATE: 19/Dec/17
 LAST BILLED TO DATE: 19/Dec/17
 FILE LAWYER: Brett, Thomas
 ASSIGNED LAWYER: Brett, Thomas

BILL ADDRESS
 Enbridge Gas Distribution Inc.
 500 Consumers Road
 Toronto, ON M2J 1P8
 CANADA

PAYOR DEFAULT ADDRESS
 500 Consumers Road
 Toronto, ON
 M2J 1P8
 Mandyam, Andrew

DETAIL OF UNBILLED TIME

<u>DATE</u>	<u>TIME ID</u>	<u>TIMEKEEPER</u>	<u>HOURS</u>	<u>RATE</u>	<u>AMOUNT</u>	<u>DESCRIPTION</u>
23/Jan/18	3136163	415 TB	0.70	330.00	231.00	Submitting comments on Accounting Order
TOTAL TIME			0.70		231.00	

ACCOUNTS RECEIVABLE HISTORY TO 05/Mar/18

<u>BILL #</u>	<u>TYPE</u>	<u>DATE</u>	<u>FEES</u>	<u>DISB</u>	<u>TAX</u>	<u>TOTAL</u>	<u>PAYOR</u>	<u>PAYOR/COMMENT</u>	<u>AUDIT</u>
21718632	BL	19/Dec/17	25,344.00	11.99	3,296.28	28,652.27	E0685		2003140
TOTAL OUTSTANDING						\$28,652.27			

AGED A/R AS AT 06/Mar/18

<u>Total AR</u>	<u>0 - 60 Days</u>	<u>61 - 120 Days</u>	<u>121 - 180 Days</u>	<u>Over 180 Days</u>
\$28,652.27	\$0.00	\$28,652.27	\$0.00	\$0.00

18	1416	0 Ret	14:08	77 King St. West	HSBC BANK 70 York St	999999	1102 14:57	15.00	B
19	766-1432	4	1102 14:25	Fogler Rubinoff 77 King St. West	SIMMONS DA SILVA LLP 201 County Court Blvd (Bram)	RWF - 174497	Linda S 1103 11:51	16.78	17
20	766-1434	4	1102 14:27	Fogler Rubinoff 77 King St. West	CITY OF VAUGHAN 2141 Major Mackenzie Dr (Vaug)	GM - 165236		16.78	69
21	766-1444	0	1102 14:44	Fogler Rubinoff 77 King St. West	WALTER STASYSHYN 1200 Bay St	MAD - 175306	alex 1102 15:45	19.80	666
22	766-1445	0	1102 14:45	Fogler Rubinoff 77 King St. West	WAGNER SIDLOFSKY 181 University Ave	MAD - 175306	Perl 1102 15:08	9.02	B
23	766-1470	4	1102 15:16	Fogler Rubinoff 77 King St. West	second dimension Internation l 175 Galaxy Blvd (Etob)	MBN - 172415	Dana S 1103 11:52	10.89	17
24	766-1476	4	1102 15:22	Fogler Rubinoff 77 King St. West	Bradshaw & Mancherjee 2201 Warden Ave (Scar)	GM - 165236	Rosemary 1103 12:28	10.89	+44
25	766-1478	4	1102 15:23	Fogler Rubinoff 77 King St. West	JAP JI LAWYERS INC 7001 Steeles Ave W (Etob)	GM - 165237	Mary 1103 11:52	10.89	17
26	766-1482	4	1102 15:25	Fogler Rubinoff 77 King St. West	UK AHUJA PROFESSIONAL CORP 4515 Ebenezer Rd (Bram)	GM - 165238	Marah Q 1103 11:51	16.78	17
27	766-1502	0	1102 15:43	Fogler Rubinoff 77 King St. West	TSX VENTURE EXCHANGE 100 Adelaide St W	RAM - 176224	jordan 1102 15:57	9.02	B
28	766-1513	0 Ret	1102 15:57	Fogler Rubinoff 77 King St. West	TORONTO DOMINION BANK 55 King St W	ACC - 999999	Cloudia-Barry 1102 16:23	15.00	B
29	766-1529	3 (nd)	1102 16:08	Fogler Rubinoff 77 King St. West	PLASTICE PLUS LIMITED 14 Leswyn Rd (Nort)	VW - 173953	guen 1103 11:58	13.20	69
30	766-1533	2 (nd)	1102 16:11	Fogler Rubinoff 77 King St. West	SABERWOOD HOMES 40 Snidercroft Rd (Conc)	VW - 154023	Zilana 1103 10:19	44.00	29
31	766-1538	0	1102 16:20	Fogler Rubinoff 77 King St. West	LOYALTYONE 351 King St E	SAN - 164996 Lbs; 25 \$3.75	Aysha 1102 16:39	12.77	555
32	766-1549	4	1102 16:44	Fogler Rubinoff 77 King St. West	Ontario Energy Baord 2300 Yonge St	TB - 175290	Pat Plron 1103 10:05	10.89	K
33	766-1565	1	1102 16:59	Fogler Rubinoff 77 King St. West	CANADA POST 77 King St W	MLR - 999999	Barry 1102 17:02	6.05	B
								SubTotal	476.04
								HST	61.88
DownLoad report for this date range							Total	537.92	