

October 7, 2018

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

Dear Ms. Walli:

**Re: EB-2017-0306 and EB-2017-0307 – Union Gas Limited and Enbridge Gas Distribution Inc. – Merger Application and Rate-Setting Application – Cost Claim**

Please find, attached, the Cost Claim of the Consumers Council of Canada ("Council") for the above-referenced proceeding. We apologize for the late filing of this cost claim. I had mistakenly assumed that the filing date would be later in October. Once I realized my mistake, I was out of the country and not able to access the records required to prepare the cost claim.

Payment should be made directly to the Consumers Council of Canada at the following address:

Consumers Council of Canada  
201 – 1920 Yonge Street  
Toronto, ON  
M4S 3E2

Attention: Ken Whitehurst, Executive Director

Yours truly,

*Julie E. Girvan*

Julie E. Girvan

CC: Union Gas Limited, Regulatory Affairs  
Enbridge Gas Distribution Inc., Regulatory Affairs  
Fred Cass, Aird & Berlis

**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- <u>2017-0306/0307</u>	Process: <u>Union/EGD - Merger and Rates</u>
Party: <u>Consumers Council of Canada</u>	Affiant's Name: <u>Julie Girvan</u>
HST Number: <u>140609165</u>	HST Rate Ontario: <u>13.00%</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, Julie Girvan, 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 \_\_\_\_\_,  
\_\_\_\_\_  
(date)

Commissioner for taking Affidavits

**Ontario Energy Board**  
**COST CLAIM FOR HEARINGS**



**Affidavit and Summary of Fees and Disbursements**

File # EB- 2017-0306/0307 Process: Union/EGD - Merger and Rates

Party: Consumers Council of Canada

**Summary of Fees and Disbursements Being Claimed**

Legal/consultant/other fees	\$	64,020.00
Disbursements	\$	-
HST	\$	8,322.60
<b>Total Cost Claim</b>	<b>\$</b>	<b>72,342.60</b>

**Payment Information**

Make cheque payable to: Consumers Council of Canada

Send payment to this address: 201-1920 Yonge Street  
Toronto, ON  
M4S 3E2  
Attention: Ken Whitehurst, Executive Director

# Ontario Energy Board COST CLAIM FOR HEARINGS



## Detail of Fees and Disbursements Being Claimed

File # EB- <u>2017-0306/0307</u>	Process: <u>Union/EGD - Merger and Rates</u>
Party: <u>Consumers Council of Canada</u>	Service Provider Name: <u>Julie Girvan</u>
<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>	
Year Called to Bar	Completed Years Practising/Years of Relevant Experience
<input type="text"/>	<input type="text" value="28"/>
For Consultant/Analyst: <input type="checkbox"/> CV attached	Hourly Rate: <input type="text" value="\$330"/>
<input checked="" type="checkbox"/> CV provided within previous 24 months	HST Rate Charged (enter %) <input type="text" value="13.0%"/>

### 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	11.00	\$ 330.00	\$ 3,630.00	\$ 471.90	\$ 4,101.90
Attendance	19.00	\$ 330.00	\$ 6,270.00	\$ 815.10	\$ 7,085.10
<b>Interrogatories</b>					
Preparation	17.00	\$ 330.00	\$ 5,610.00	\$ 729.30	\$ 6,339.30
Responses	7.00	\$ 330.00	\$ 2,310.00	\$ 300.30	\$ 2,610.30
<b>Issues Conference</b>					
Preparation	20.00	\$ 330.00	\$ 6,600.00	\$ 858.00	\$ 7,458.00
Attendance	4.00	\$ 330.00	\$ 1,320.00	\$ 171.60	\$ 1,491.60
<b>ADR - Settlement Conference</b>					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
Proposal Preparation		\$ 330.00	\$ -	\$ -	\$ -
<b>Argument</b>					
Preparation	37.00	\$ 330.00	\$ 12,210.00	\$ 1,587.30	\$ 13,797.30
<b>Oral Hearing</b>					
Preparation	45.50	\$ 330.00	\$ 15,015.00	\$ 1,951.95	\$ 16,966.95
Attendance	33.50	\$ 330.00	\$ 11,055.00	\$ 1,437.15	\$ 12,492.15
<b>Other Conferences</b>					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
<b>Case Management</b>					
			\$ -	\$ -	\$ -
<b>TOTAL SERVICE PROVIDER FEES</b>			\$ 64,020.00	\$ 8,322.60	\$ 72,342.60

8/2018

## INVOICE

**TO:** Consumers Council of Canada  
201-1920 Yonge Street  
Toronto, ON  
M4S 3E2

**FROM:**

Julie E. Girvan  
J. E. Girvan Enterprises  
62 Hillside Avenue East  
Toronto, Ontario  
M4S 1T5

GST # 135678944

**FOR:**

Consulting Services Regarding the Ontario Energy Board Proceeding – Union Gas Limited and Enbridge Gas Distribution Inc. – Merger Application and Rate-Setting Application – EB-2017-0306/EB-2017-0307

**DATE:**

October 6, 2018

DATE	DESCRIPTION OF ACTIVITY	HOURS	P/IAT/AR
Nov 28	Reviewing letter, evidence	3	Int-P
Dec 15	Reviewing evidence/MADDs	1	Int-P
Jan 10	Prep for meeting with intervenors	2	Issues-P
Jan 11	Meeting with Intervenors	3	Issues-P
Jan 15	Issues Conference, meeting with intervenors	2.5	Issues-Con
Jan 17	Reviewing joint letter, comments, reviewing evidence	3	Issues-P
Jan 18	Meeting with intervenors/ emails	2	Issues-P
Jan 19	Reviewing AIC re: Issues, evidence	2	Issues-P
Jan 22	Issues Conference, meeting - rates	1.5	Issues-Con
Jan 23	Preparing issues submission	.5	Issues-P
Jan 26	Reviewing evidence, CCC submission on MADDs	4.5	Issues-P
Jan 27	Reviewing submission of others	1	Issues-P
Feb 2	CCC submission on rates, emails	2	Issues-P

Feb 13	Reviewing evidence, notes	2	Int-P
March 2	Reviewing Decision on issues, notes	1.5	Int-P
March 5	Drafting letter re: base rate adjustments, notes	1.5	Int-P
March 6	Reviewing response, reviewing historical evidence	2	Int-P
March 8	Drafting IRs	3	Int-P
March 9	Finalizing IRs, emails	3	Int-P
March 24	Reviewing responses	3	Int-R
March 25	Reviewing responses	4	Int-R
March 26	Reviewing responses, letter regarding extension	5.5	TC-prep
March 27	Reviewing responses, TC prep	5.5	TC-prep
March 28	Attendance at TC	7	AT-TC
March 29	Attendance at TC	6	AT-TC
April 2	Preparing for TC	3.5	P-H
April 3	Attendance at TC	6	AT-TC
April 13	Reviewing Staff and EP evidence, SEC Motion	4.5	P-H
April 25	Preparing for hearing	5	P-H
April 26	Preparing for hearing, reviewing historical evidence	5.5	P-H
April 29	Preparing for hearing	4	P-H
April 30	Preparing for hearing, drafting positions	3.5	P-H
May 1	Preparing for hearing	6.5	P-H
May 3	Attendance at hearing	6.5	AT-H
May 4	Attendance at hearing	5.5	AT-H
May 13	Preparing for hearing	3	P-H
May 14	Attendance at hearing	7	AT-H
May 15	Attendance at hearing, reviewing evidence	7.5	AT-H
May 16	Reviewing undertakings, transcripts	3.5	P-H
May 18	Listening to hearing	2.5	AT-H
May 22	Preparing for hearing, reviewing undertakings	2	P-H
May 23	Discussions with intervenors, emails	1.5	P-AR
May 27	Preparing for hearing, notes	4.5	P-H
May 28	Attendance at hearing	4.5	AT-H
June 1	Reviewing AIC, notes	2	AR
June 6	Reviewing transcripts	4.5	AR
June 9	Reviewing transcripts, argument	7.5	AR
June 10	Reviewing transcripts, drafting argument outline	6	AR
June 13	Drafting argument	5.5	AR
June 15	Drafting argument	6	AR
June 16	Reviewing submissions	2	AR
June 29	Reviewing reply argument, notes	2	AR
	<b>TOTAL HOURS</b>	<b>194</b>	

194 hours X \$330.00/hour	\$64,020.00
plus 13% HST	\$ 8,322.60
<b>TOTAL AMOUNT DUE</b>	<b>\$72,342.60</b>