

fogler
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October 29, 2018

Reply To: Thomas Brett
Direct Dial: 416.941.8861
E-mail: tbrett@foglers.com
Our File No. 182474

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-2018-0143: IESO, 2018 Revenue Requirement Submission

Please find enclosed herewith BOMA's Cost Claim.

Yours truly,

FOGLER, RUBINOFF LLP



Thomas Brett
TB/dd
Encls.

cc: Michael Lesychyn, OEB (*via email*)
Miriam Heinz, IESO (*via email*)
Fred Cass, Aird & Berlis (*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.
- 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.

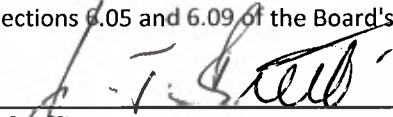
Except as provided in section 7.03 of the Practice Direction on Cost Awards, itemized receipts must be provided.

File # EB- <u>2018-0143</u>	Process: <u>IESO, 2018 Revenue Requirement Submission</u>
Party: <u>BOMA</u>	Affiant's Name: <u>Tom Brett</u>
HST Number: <u>R119420859</u>	HST Rate Ontario: <u>13.00%</u>
Full Registrant <input checked="" type="checkbox"/> Unregistered <input type="checkbox"/> Other <input type="checkbox"/>	Qualifying Non-Profit <input type="checkbox"/> Tax Exempt <input type="checkbox"/>

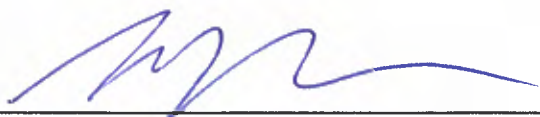
Affidavit

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 OCT. 29, 2018.
(date)


Commissioner for taking Affidavits
Max Reeligh

Ontario Energy Board
COST CLAIM FOR HEARINGS



Affidavit and Summary of Fees and Disbursements

File # EB- 2018-0143 Process: IESO, 2018 Revenue Requirement Submission

Party: BOMA

Summary of Fees and Disbursements Being Claimed

Legal/consultant/other fees	\$	16,747.50
Disbursements	\$	10.89
HST	\$	2,178.59
Total Cost Claim	\$	18,936.98

Payment Information

Make cheque payable to: Fogler, Rubinoff LLP

Send payment to this address: Attn: Debbie Dey
77 King Street West, Suite 3000
P.O. Box 95, TD Centre North Tower
Toronto, ON M5K 1G8

Ontario Energy Board COST CLAIM FOR HEARINGS



Detail of Fees and Disbursements Being Claimed

File # EB- <u>2018-0143</u>	Process: <u>IESO, 2018 Revenue Requirement Submission</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="38"/>
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		\$ 330.00	\$ -	\$ -	\$ -
Responses		\$ 330.00	\$ -	\$ -	\$ -
Issues Conference					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
ADR - Settlement Conference					
Preparation	34.55	\$ 330.00	\$ 11,401.50	\$ 1,482.20	\$ 12,883.70
Attendance	14.30	\$ 330.00	\$ 4,719.00	\$ 613.47	\$ 5,332.47
Proposal Preparation	1.90	\$ 330.00	\$ 627.00	\$ 81.51	\$ 708.51
Argument					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Oral Hearing					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
Other Conferences					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
Case Management			\$ -	\$ -	\$ -
TOTAL SERVICE PROVIDER FEES			\$ 16,747.50	\$ 2,177.18	\$ 18,924.68

Ontario Energy Board
COST CLAIM FOR HEARINGS



Detail of Fees and Disbursements Being Claimed

File # EB- 2018-0143

Process: IESO, 2018 Revenue Requirement Submission

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

Client: F1588
Fraser & Company

CLIENT LAWYER: Brett, Thomas
MATTER_LAWYER: Brett, Thomas
LAWYER ON BILL: **Brett, Thomas**
LAST BILL DATE: 26/Oct/18

Matter: 182474
BOMA - EB-2018-0143: IESO,
2018 Revenue Requirement
Submission

PAYOR NAME & ADDRESS
Independent Electricity System
Operator
1600 - 120 Adelaide Street West
Toronto, ON
M5H 1T1
Canada
Attn: Miriam Heinz

PAYOR: I0911 MAIN
BILL: I0911 MAIN

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>
01/Oct/18	Thomas Brett	50.75	16,747.50	<input type="checkbox"/> AS DOCKETED	415	TB
TOTAL UNBILLED FEES		50.75	16,747.50	<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>
05/Jun/18	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

<u>UNBILLED WRITE OFFS</u>	<u>DATE</u>	<u>W/O #</u>	<u>FEES</u>	<u>DISB</u>
	26/Oct/18	21815226	0.00	1.50

Payor/Matter: 10911/182474
 Independent Electricity System Operator
 BOMA - EB-2018-0143: IESO, 2018
 Revenue Requirement Submission
 Prebill No.: 1005196
 Session ID: 583627

LAST BILL DATE: 26/Oct/18
 LAST BILLED TO DATE: NONE
 FILE LAWYER: Brett, Thomas
 ASSIGNED LAWYER: Brett, Thomas

BILL ADDRESS
 Independent Electricity System
 Operator
 1600 - 120 Adelaide Street West
 Toronto, ON M5H 1T1
 CANADA

PAYOR DEFAULT ADDRESS
 1600 - 120 Adelaide Street West
 Toronto, ON
 M5H 1T1
 Heinz, Miriam

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>
27/Jun/18	3226665	415 TB	2.50	330.00	825.00	Reviewing evidence
01/Jul/18	3226674	415 TB	1.50	330.00	495.00	Reviewing evidence
03/Jul/18	3226771	415 TB	0.70	330.00	231.00	Reviewing evidence
13/Aug/18	3250583	415 TB	1.50	330.00	495.00	Reviewing evidence
22/Aug/18	3255437	415 TB	0.90	330.00	297.00	Reviewing evidence
24/Aug/18	3255446	415 TB	1.50	330.00	495.00	Reviewing evidence
28/Aug/18	3256946	415 TB	0.90	330.00	297.00	Reviewing Market Rules
30/Aug/18	3260283	415 TB	1.20	330.00	396.00	Reviewing evidence; Preparing for Settlement Conference
07/Sep/18	3261771	415 TB	6.30	330.00	2,079.00	Reviewing evidence
09/Sep/18	3261745	415 TB	3.25	330.00	1,072.50	Reviewing evidence and IRRs
10/Sep/18	3269904	415 TB	7.10	330.00	2,343.00	Reviewing evidence; Preparing for Settlement Conference
11/Sep/18	3269909	415 TB	7.20	330.00	2,376.00	Reviewing evidence; Preparing for Settlement Conference
12/Sep/18	3269911	415 TB	7.50	330.00	2,475.00	Attending Settlement Conference
13/Sep/18	3269915	415 TB	6.80	330.00	2,244.00	Attending Settlement Conference
14/Sep/18	3269919	415 TB	0.40	330.00	132.00	Discussing Settlement Conference
24/Sep/18	3274639	415 TB	0.80	330.00	264.00	Reviewing Settlement Agreement
01/Oct/18	3277747	415 TB	0.70	330.00	231.00	Reviewing final draft of Settlement Agreement
TOTAL TIME			50.75		16,747.50	

DETAIL OF UNBILLED DISBURSEMENTS

<u>DATE</u>	<u>DISB ID</u>	<u>CODE</u>	<u>QUAN</u>	<u>AMOUNT</u>	<u>DESCRIPTION</u>
05/Jun/18	7786332	7		11.99	11:06 TB Courier: Blizzard# 7748209 Ontario Energy Board- 2300 Yonge St-Fatima
TOTAL DISB				11.99	

ACCOUNTS RECEIVABLE HISTORY TO 25/Oct/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>
TOTAL OUTSTANDING						\$0.00			

			Toronto MSK 1G8	M5K 1A2 RET \$7.50					
101	<u>7748106</u>	0	18-06-05 10:14 Fogler Rubinoff 77 King St. West Toronto MSK 1G8	GOLDMAN SLOAN NASH & HABER 480 University Ave Toronto M5G 1V2	Jodi 18-06-05 11:08	175522 RMR	9.02	1.17	10.19
102	<u>7748200</u>	1	18-06-05 11:17 Fogler Rubinoff 77 King St. West Toronto MSK 1G8	ZVULONY & COMPANY PROFESSIONAL C 28 Finch Ave W North York M2N 2G7	Tamara 18-06-05 12:47	156397 SAB	29.15	3.79	32.94
103	<u>7748209</u>	4	18-06-05 11:19 Fogler Rubinoff 77 King St. West Toronto MSK 1G8	Ontario Energy Board 2300 Yonge St Toronto M4P 1E4	Fatima 18-06-06 09:26	182474 TB	10.89	1.42	12.31
104	<u>7748215</u>	0	18-06-05 11:21 Fogler Rubinoff 77 King St. West Toronto MSK 1G8	Bogart Robertson & Chu LLP 20 Adelaide St E Toronto M5C 2T6	Mildren 18-06-05 12:24	182160 LES	9.02	1.17	10.19
105	<u>7748223</u>	4	18-06-05 11:23 Fogler Rubinoff 77 King St. West Toronto MSK 1G8	TORONTO AIRWAYS INC 1250 Alrport Blvd Oshawa L1J 8P5	dave.law 18-06-06 08:39	181905 NP	23.38	3.04	26.42
106	<u>7748260</u>	0	18-06-05 11:43 Fogler Rubinoff 77 King St. West Toronto MSK 1G8	TD BANK 55 King St W Toronto M5K 1A2 RET \$7.50	Ramy-parvin 18-06-05 12:09	175977 MSW	15.00	1.95	16.95
107	<u>7748322</u> BY NOON PL	2 ND	18-06-05 12:35 Fogler Rubinoff 77 King St. West Toronto MSK 1G8	COMMITTEE OF ADJUSTMENT 2 Civic Centre Crt Etobicoke M9C 5A3	Adam bersella 18-06-06 10:18	173564 KJY	22.00	2.86	24.86
108	<u>7748367</u>	0	18-06-05 13:45 Fogler Rubinoff 77 King St. West Toronto MSK 1G8	SCOTIA BANK 40 King St W Toronto M5H 3C2 RET \$7.50	cella 18-06-05 14:36	182323 RMR	15.00	1.95	16.95
109	<u>7748369</u>	0	18-06-05 13:46 Fogler Rubinoff 77 King St. West Toronto MSK 1G8	TD BANK 55 King St W Toronto M5K 1A2 RET \$7.50	Yi-Barry 18-06-05 14:37	182323 RMR	15.00	1.95	16.95
110	<u>7748370</u>	0	18-06-05 13:48 Fogler Rubinoff 77 King St. West Toronto MSK 1G8	TD BANK 55 King St W Toronto M5K 1A2 RET \$7.50	Ramy-Barry 18-06-05 14:42	161219 RMR	15.00	1.95	16.95
111	<u>7748371</u>	0	18-06-05 13:50 Fogler Rubinoff 77 King St. West Toronto MSK 1G8	Duka Property Management 3397 American Dr Mississauga L4V 1T8	Ashley Ch 18-06-05 15:20	111189 KK	54.45	7.08	61.53
112	<u>7748381</u>	4	18-06-05 14:01 Fogler Rubinoff 77 King St. West Toronto MSK 1G8	GREEN STORAGE INC 4 Director Crt Woodbridge L4L 3Z5	darrell 18-06-06 15:37	175435 LES	15.40	2	17.4
113	<u>7748385</u>	1	18-06-05 14:06 Fogler Rubinoff 77 King St. West Toronto MSK 1G8	Gardiner Roberts LLP 22 Adelaide St W Toronto M5H 1L6	Noel 18-06-05 14:59	175426 LES	6.05	0.79	6.84
114	<u>7748392</u>	0	18-06-05 14:15 Fogler Rubinoff 77 King St. West Toronto MSK 1G8	BANK OF MONTREAL 100 King St W Toronto MSX *** RET \$7.50	Cathy-parvin 18-06-05 15:45	999999 ACC	15.00	1.95	16.95
115	<u>7748401</u> WINE	0	18-06-05 14:23 Fogler Rubinoff 77 King St. West Toronto MSK 1G8	BRAD ROGERS 3280 Langstaff Rd Concord L4K 4Z8	Malina 18-06-05 16:58	999999 KG	62.98	8.19	71.17
116	<u>7748404</u>	0	18-06-05 14:27 Fogler Rubinoff 77 King St. West Toronto MSK 1G8	GOLDMAN SLOAN NASH & HABER 480 University Ave Toronto M5G 1V2	Jodi 18-06-05 15:14	161219 RMR	9.02	1.17	10.19
117	<u>7748406</u>	0	18-06-05 14:29 Fogler Rubinoff 77 King St. West	SCHIBLE LAW 181 University Ave	Didi 18-06-05 14:46	162870 AMM	9.02	1.17	10.19