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November 22, 2018

Reply To: Thomas Brett
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Our File No. 183367

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-2018-0131: Enbridge Gas Distribution Inc.,
2017 ESM and Deferral & Variance Accounts**

Please find enclosed herewith BOMA's Revised Cost Claim.

Yours truly,

FOGLER, RUBINOFF LLP

Thomas Brett
TB/dd

cc: Lawrie Gluck, OEB (*via email*)
Michael Millar, OEB (*via email*)
Christiane Wong, OEB (*via email*)
Andrew Mandyam, EGD (*via email*)
David Stevens, 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>2018-0131</u>	Process: <u>EGD 2017 ESM DVA</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"/>	Qualifying Non-Profit <input type="checkbox"/>
Unregistered <input type="checkbox"/>	Tax Exempt <input type="checkbox"/>
Other <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 NOV. 22, 2018.
(date)


Commissioner for taking Affidavits

Max Redijn

Ontario Energy Board
COST CLAIM FOR HEARINGS



Affidavit and Summary of Fees and Disbursements

File # EB- 2018-0131

Process: EGD 2017 ESM DVA

Party: BOMA

Summary of Fees and Disbursements Being Claimed

Legal/consultant/other fees	\$	9,735.00
Disbursements	\$	10.89
HST	\$	1,266.97
Total Cost Claim	\$	11,012.86

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>2018-0131</u>	Process: <u>EGD 2017 ESM DVA</u>
Party: <u>BOMA</u>	Service Provider Name: <u>Tom Brett</u>
<div style="display: flex; justify-content: space-between;"> <div style="width: 40%;"> <p>SERVICE PROVIDER TYPE (check one)</p> <p>Legal Counsel <input checked="" type="checkbox"/></p> <p>Articling Student/Paralegal <input type="checkbox"/></p> <p>Consultant <input type="checkbox"/></p> <p>Analyst <input type="checkbox"/></p> </div> <div style="width: 20%;"> <p>Year Called to Bar</p> <p style="border: 1px solid black; text-align: center;">1971</p> </div> <div style="width: 30%;"> <p>Completed Years Practising/Years of Relevant Experience</p> <p style="border: 1px solid black; text-align: center;">38</p> </div> </div>	
<p>For Consultant/Analyst: <input type="checkbox"/> CV attached Hourly Rate: \$330</p> <p><input checked="" type="checkbox"/> CV provided within previous 24 months HST Rate Charged (enter %): 13.0%</p>	

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	20.80	\$ 330.00	\$ 6,864.00	\$ 892.32	\$ 7,756.32
Responses		\$ 330.00	\$ -	\$ -	\$ -
Issues Conference					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
ADR - Settlement Conference					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
Proposal Preparation	0.70	\$ 330.00	\$ 231.00	\$ 30.03	\$ 261.03
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			\$ 7,095.00	\$ 922.35	\$ 8,017.35

Ontario Energy Board

COST CLAIM FOR HEARINGS



Detail of Fees and Disbursements Being Claimed

File # EB- 2018-0131

Process: EGD 2017 ESM DVA

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

Ontario Energy Board

COST CLAIM FOR HEARINGS



Detail of Fees and Disbursements Being Claimed

File # EB- 2018-0131

Process: EGD 2017 ESM DVA

Party: BOMA

Service Provider Name: Marion Fraser

<p>SERVICE PROVIDER TYPE (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> <p>For Consultant/Analyst: <input type="checkbox"/> CV attached</p> <p><input checked="" type="checkbox"/> CV provided within previous 24 months</p>	<p>Year Called to Bar</p> <div style="border: 1px solid black; width: 100px; height: 20px; margin: 5px;"></div>	<p>Completed Years Practising/Years of Relevant Experience</p> <div style="border: 1px solid black; width: 150px; text-align: center; margin: 5px;">38</div> <p>Hourly Rate: \$330</p> <p>HST Rate Charged (enter %): 13.0%</p>
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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		\$ 330.00	\$ -	\$ -	\$ -
Attendance	8.00	\$ 330.00	\$ 2,640.00	\$ 343.20	\$ 2,983.20
Proposal Preparation		\$ 330.00	\$ -	\$ -	\$ -
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			\$ 2,640.00	\$ 343.20	\$ 2,983.20

Ontario Energy Board

COST CLAIM FOR HEARINGS



Detail of Fees and Disbursements Being Claimed

File # EB- 2018-0131

Process: EGD 2017 ESM DVA

Party: BOMA

Service Provider Name: Marion Fraser

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:		\$ -	\$ -
TOTAL DISBURSEMENTS:			
	\$ -	\$ -	\$ -

Aug 1 to Aug 17

Blizzard Courier Orders

Date Range: 2018-08-01 to 2018-08-01 Inclusive

Customer:

Fogler Rubinoff

77 King St. West Toronto M5K 1G8

Created: Thursday 23rd of August 2018 12:20:02 PM

#	Waybill	St	Order Time	Pick Up Address	Drop Off Address	Receiver By	Reference	Price	NS	Total
1	7770245 pick up mail at 8:15am reg-run: 08:00	0	18-08-01 07:31	canada post 222 Bay St Toronto M5J 2W4	Fogler Rubinoff 77 King St. West Toronto M5K 1G8 30 lbs \$4.50	Parvin 18-08-01 08:54	999999 mlr	13.52	1.76	15.28
2	7770303	0	18-08-01 08:41	Fogler Rubinoff 77 King St. West Toronto M5K 1G8	first national 100 University Ave Toronto M5J 1V6	Tammy 18-08-01 09:23	182848 RMR	9.02	1.17	10.19
3	7770305	1	18-08-01 08:43	Fogler Rubinoff 77 King St. West Toronto M5K 1G8	MINDEN GROSS 145 King St W Toronto M5H 4G2	Grace 18-08-01 09:25	999999 JBG	6.05	0.79	6.84
4	7770342	1	18-08-01 09:29	Fogler Rubinoff 77 King St. West Toronto M5K 1G8	Wiffen Litigation Professional C 181 University Ave Toronto M5H 3M7	Didi 18-08-01 09:52	151759 KWM	6.05	0.79	6.84
5	7770350 GET SIGN FROM SECURITY OR CONCIERGE OR KNOCK ON THE DOOR IF CAN GO IN SIDE	0	18-08-01 09:37	Fogler Rubinoff 77 King St. West Toronto M5K 1G8	OLENA BOGATYROVA 5 Parkway Forest Dr North York M2J 1L2	Olena 18-08-01 11:25	183162 DET	43.73	5.68	49.41
6	7770369 ASAP PL	0	18-08-01 09:57	Fogler Rubinoff 77 King St. West Toronto M5K 1G8	clbc investors edge 22 Front St W, Toronto Toronto M5J 2W5	Ravi 18-08-01 10:48	002767 MHA	9.02	1.17	10.19
7	7770378	0	18-08-01 10:13	Fogler Rubinoff 77 King St. West Toronto M5K 1G8	STIKEMAN ELIOTT 199 Bay St Toronto M5L 1B9	Kay 18-08-01 10:48	183470 MLM	9.02	1.17	10.19
8	7770503	0	18-08-01 11:56	Fogler Rubinoff 77 King St. West Toronto M5K 1G8	SCOTIA BANK 40 King St W Toronto M5H 3C2 RET \$7.50	Celia 18-08-01 13:58	183069 RMR	15.00	1.95	16.95
9	7770505	0	18-08-01 11:57	Fogler Rubinoff 77 King St. West Toronto M5K 1G8	TD BANK 55 King St W Toronto M5K 1A2 RET \$7.50	Jessica- Barry/Jessica- Barry 18-08-01 15:12	183069 RMR	15.00	1.95	16.95
10	7770520	0	18-08-01 12:12	Fogler Rubinoff 77 King St. West Toronto M5K 1G8	TORKIN MANES. 151 Yonge St Toronto M5C 2W7	Tony 18-08-01 12:55	181561 OS	9.02	1.17	10.19
11	7770570	0	18-08-01 13:11	Fogler Rubinoff 77 King St. West Toronto M5K 1G8	SCOTIA BANK 40 King St W Toronto M5H 3C2 RET \$7.50		183793 RMR	15.00	1.95	16.95
12	7770581 BY 4:30 PL	4	18-08-01 13:30	Fogler Rubinoff 77 King St. West Toronto M5K 1G8	Ontario Energy Board 2300 Yonge St Toronto M4P 1E4	Pat 18-08-02 09:37	183367 TB	10.89	1.42	12.31
13	7770598 BY NOON PL	2 ND	18-08-01 14:06	Fogler Rubinoff 77 King St.	ROYAL BANK 10 York Mills Rd	Leon 18-08-02 08:32	183793 RMR	16.50	2.15	18.65