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December 19, 2018

Reply To: Thomas Brett
Direct Dial: 416.941.8861
E-mail: tbrett@foglers.com
Our File No. 183045

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-2018-0105: Union Gas, 2017 ESM & DVA

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*)
Vanessa Innis, Union (*via email*)
Crawford Smith, Torys (*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.

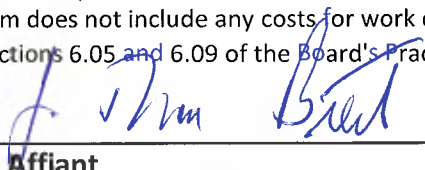
Except as provided in section 7.03 of the Practice Direction on Cost Awards, itemized receipts must be provided.

File # EB- <u>2018-0105</u>	Process: <u>Union 2017 Deferral Account Balances</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 ☒	Qualifying Non-Profit ☐
Unregistered ☐	Tax Exempt ☐
Other ☐	

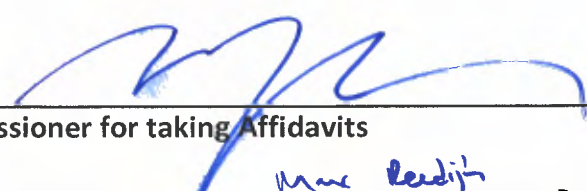
Affidavit

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 DEC. 19, 2018.
(date)


Commissioner for taking Affidavits

Ontario Energy Board
COST CLAIM FOR HEARINGS



Affidavit and Summary of Fees and Disbursements

File # EB- 2018-0105

Process: Union 2017 Deferral Account Balances

Party: BOMA

Summary of Fees and Disbursements Being Claimed

Legal/consultant/other fees	\$	18,546.00
Disbursements	\$	21.78
HST	\$	2,413.81
Total Cost Claim	\$	20,981.59

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>2018-0105</u>	Process: <u>Union 2017 Deferral Account Balances</u>
Party: <u>BOMA</u>	Service Provider Name: <u>Tom Brett</u>
SERVICE PROVIDER TYPE (check one) Legal Counsel ☒ Articling Student/Paralegal ☐ Consultant ☐ Analyst ☐ Year Called to Bar 1971 Completed Years Practising/Years of Relevant Experience 38	
Hourly Rate: \$330	
For Consultant/Analyst: ☐ CV attached HST Rate Charged (enter %): 13.0% ☒ 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	26.50	\$ 330.00	\$ 8,745.00	\$ 1,136.85	\$ 9,881.85
Attendance	13.80	\$ 330.00	\$ 4,554.00	\$ 592.02	\$ 5,146.02
Proposal Preparation		\$ 330.00	\$ -	\$ -	\$ -
Argument					
Preparation	15.90	\$ 330.00	\$ 5,247.00	\$ 682.11	\$ 5,929.11
Oral Hearing					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
Other Conferences					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
Case Management			\$ -	\$ -	\$ -
TOTAL SERVICE PROVIDER FEES			\$ 18,546.00	\$ 2,410.98	\$ 20,956.98

Ontario Energy Board

COST CLAIM FOR HEARINGS



Detail of Fees and Disbursements Being Claimed

File # EB- 2018-0105

Process: Union 2017 Deferral Account Balances

Party: BOMA

Service Provider Name: Tom Brett

Statement of Disbursements Being Claimed			
	Net Cost	HST	Total
Scanning/Photocopy		\$ -	\$ -
Printing		\$ -	\$ -
Courier	\$ 21.78	\$ 2.83	\$ 24.61
Telephone/Fax		\$ -	\$ -
Transcripts		\$ -	\$ -
Travel: Air		\$ -	\$ -
Travel: Car		\$ -	\$ -
Travel: Rail		\$ -	\$ -
Travel (Other):		\$ -	\$ -
Parking		\$ -	\$ -
Taxi		\$ -	\$ -
Accommodation		\$ -	\$ -
Meals		\$ -	\$ -
Other:		\$ -	\$ -
Other:		\$ -	\$ -
Other:		\$ -	\$ -
TOTAL DISBURSEMENTS:	\$ 21.78	\$ 2.83	\$ 24.61

Prebill # 1011474 Session: 587993 Bill to: 10/Dec/18

Client: F1588
Fraser & Company

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

Matter: 183045
BOMA – EB-2018-0105: Union
Gas Limited, 2017 Disposition of
Deferral Account Balances and
2017 Utility Earnings

FOGLER, RUBINOFF LLP

PAYOR NAME & ADDRESS
Union Gas Limited
50 Keil Drive North
Chatham, ON
N7M 5M1
Canada
Attn: Vanessa Innis

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PAYOR: U0267 MT02
BILL: U0267 MT02

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>
				[] AS DOCKETED		
04/Oct/18	Thomas Brett	56.20	18,546.00		415	TB
TOTAL UNBILLED FEES		56.20	18,546.00	[] 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>
04/Oct/18	7	Courier & Delivery	Y	23.98			
TOTAL UNBILLED DISB				23.98	[] WRITE OFF		
TOTAL ADJUSTMENTS							
TOTAL DISB THIS BILL							

TRUST SUMMARY – A Trust was not opened on this Matter

Payor/Matter: U0267/**183045**
 Union Gas Limited
 BOMA – EB-2018-0105: Union Gas
 Limited, 2017 Disposition of Deferral
 Account Balances and 2017 Utility
 Earnings
 Prebill No.: 1011474
 Session ID: 587993

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

BILL ADDRESS
 Union Gas Limited
 50 Keil Drive North
 Chatham, ON N7M 5M1
 CANADA

PAYOR DEFAULT ADDRESS
 50 Keil Drive North
 Chatham, ON
 N7M 5M1
 Innis, Vanessa

DETAIL OF UNBILLED TIME

DATE	TIME ID	TIMEKEEPER	HOURS	RATE	AMOUNT	DESCRIPTION
13/Aug/18	3250585	415 TB	1.10	330.00	363.00	Reviewing evidence
14/Aug/18	3250594	415 TB	0.80	330.00	264.00	Reviewing evidence
19/Aug/18	3252875	415 TB	1.20	330.00	396.00	Reviewing evidence
23/Aug/18	3255442	415 TB	1.50	330.00	495.00	Reviewing evidence
27/Aug/18	3256939	415 TB	1.10	330.00	363.00	Reviewing evidence
28/Aug/18	3256941	415 TB	4.00	330.00	1,320.00	Reviewing evidence and IRRs
29/Aug/18	3260279	415 TB	6.10	330.00	2,013.00	Reviewing IRs and evidence; Preparing for Settlement Conference
30/Aug/18	3260282	415 TB	4.50	330.00	1,485.00	Reviewing IRs and evidence; Preparing for Settlement Conference
31/Aug/18	3260288	415 TB	6.20	330.00	2,046.00	Reviewing IRs; Preparing for Settlement Conference; Reviewing merger decision for impacts on Settlement Agreement
04/Sep/18	3260291	415 TB	8.00	330.00	2,640.00	Attending Settlement Conference
05/Sep/18	3260292	415 TB	5.80	330.00	1,914.00	Attending Settlement Conference
06/Sep/18	3261738	415 TB	5.80	330.00	1,914.00	Preparation of Argument
07/Sep/18	3261739	415 TB	1.50	330.00	495.00	Preparation of Argument
02/Oct/18	3277751	415 TB	1.50	330.00	495.00	Preparation of Submission
03/Oct/18	3277754	415 TB	5.20	330.00	1,716.00	Reviewing material; Preparation of Submission
04/Oct/18	3280044	415 TB	1.90	330.00	627.00	Preparation, and completion, of Submission
TOTAL TIME			56.20		18,546.00	

DETAIL OF UNBILLED DISBURSEMENTS

DATE	DISB ID	CODE	QUAN	AMOUNT	DESCRIPTION
09/Jul/18	7844335	7	Courier & Delivery	11.99	14:07 TB Courier: Blizzard# 7761631 ONTARIO ENERGY BOARD-2300 Yonge St-Fatima
04/Oct/18	7946178	7	Courier & Delivery	11.99	14:10 TB Courier: Blizzard# 7794533 Ontario Energy Board-2300 Yonge St-Pat
TOTAL DISB				23.98	

<https://data1.citydeliverynetwork.com/CityDN.php>

<https://data1.citydeliverynetwork.com/CityDN.php>

			12:22	Toronto MSK 1G8	Concord L4K 0B6						
131	7794425		0	18-10-04 12:23	Fogler Rubinfoff 77 King St. West Toronto MSK 1G8	ALTERNA SAVINGS AND CREDIT UNION 800 Bay St Toronto M5S 3A9	Angelina 18-10-04 13:26	176877 FM	9.02	1.17	10.17
132	7794522 BY 4:30 PL		0	18-10-04 13:56	Fogler Rubinfoff 77 King St. West Toronto MSK 1G8	Norstar Whitchurch Inc 7077 Keele St Concord L4K 0B6	Carol 18-10-04 15:42	181257 KJY	62.98	8.19	71.17
133	7794530		0	18-10-04 14:03	Fogler Rubinfoff 77 King St. West Toronto MSK 1G8	BANK OF MONTREAL 100 King St W Toronto M5X *** RET \$7.50	Angelica-parvin/ 18-10-04 16:12	999999 ACC	15.00	1.95	16.95
134	7794532 BY 4:00 PL		4	18-10-04 14:05	Fogler Rubinfoff 77 King St. West Toronto MSK 1G8	ICC PROPERTY MANAGEMENT 1151 Denison St Markham L3R 3Y4	victoria 18-10-05 11:00	181257 KJY	13.48	1.75	15.23
135	7794533		4	18-10-04 14:06	Fogler Rubinfoff 77 King St. West Toronto MSK 1G8	Ontario Energy Board 2300 Yonge St Toronto M4P 1E4	Pat 18-10-05 10:15	183048 TB	10.89	1.42	12.31
136	7794535		4	18-10-04 14:08	Fogler Rubinfoff 77 King St. West Toronto MSK 1G8	MINISTRY OF ENVIRONMENT 135 St Clair Ave W Toronto M4V 1P5	Bowler 18-10-05 09:54	175276 JDC	8.53	1.11	9.64
137	7794556 PU BOX FOR MARC WEISMAN PL		0	18-10-04 14:47	Torkins Manes LLP 151 Yonge St Toronto M5C 2W7	Fogler Rubinfoff 77 King St. West Toronto MSK 1G8 30 lbs \$4.50	parvin 18-10-04 15:48	999999 MDW	13.52	1.76	15.28
138	7794561 BY 10:00 PL		1 ND	18-10-04 14:53	Fogler Rubinfoff 77 King St. West Toronto MSK 1G8	-MINISTRY OF FINANCE 33 King St W Oshawa L1H 1A1	gina(receiving 18-10-05 08:46	183777 MEB	88.00	11.44	99.44
139	7794570 AFTER 9:00 PL		1 ND	18-10-04 15:04	Fogler Rubinfoff 77 King St. West Toronto MSK 1G8	nicholas t tyacke 1 St Clair Ave E Toronto M4T 2V7 XCost \$11.00 office closed re try	Lipy 18-10-05 16:11	180462 GM	22.00	2.86	24.86
140	7794575 NOT TODAY PL		4	18-10-04 15:07	Fogler Rubinfoff 77 King St. West Toronto MSK 1G8	FINANCIAL SERVICES TRIBUNAL 5160 Yonge St North York M2N 6L9		172120 MD	10.89	1.42	12.31
141	7794576 BY 10:00 PL---NOT TODAY		1 ND	18-10-04 15:09	Fogler Rubinfoff 77 King St. West Toronto MSK 1G8	POWELL LITIGATION 4920 Yonge St North York M2N 5N5	Emily 18-10-05 09:28	126910 SMG	29.15	3.79	32.94
142	7794581 NOT TODAY PL---AFTER 9:00		3 ND	18-10-04 15:13	Fogler Rubinfoff 77 King St. West Toronto MSK 1G8	STEINBERG TITLE HOPE & ISRAEL LL 5255 Yonge St North York M2N 6P4	Lily 18-10-05 09:53	180467 GM	14.85	1.93	16.78
143	7794611		0	18-10-04 15:44	Fogler Rubinfoff 77 King St. West Toronto MSK 1G8	TD BANK 55 King St W Toronto MSK 1A2 RET \$7.50	Rebecca-Barry 18-10-04 16:13	184144 DKM	15.00	1.95	16.95
144	7794627		4	18-10-04 15:55	Fogler Rubinfoff 77 King St. West Toronto MSK 1G8	hsbc bank 4550 Hurontario St Mississauga LSR 4E4	Suronthi 18-10-05 10:36	183466 DFH	10.89	1.42	12.31
145	7794631 BY 10:00 PL		1 ND	18-10-04 16:01	Fogler Rubinfoff 77 King St. West Toronto MSK 1G8	HORIZON UTILITIES CORP 55 JOHN ST NORTH HAMILTON L8R 3M8	Rohan (S G)/Rohan (S G) 18-10-05 08:47	182511 AMC	99.83	12.98	112.81
146	7794634		4	18-10-04 16:05	Fogler Rubinfoff 77 King St. West Toronto MSK 1G8	NORVIC MARITIME HOLDINGS INC 110 Sheppard Ave E North York M2N 6Y8	Victoria 18-10-05 08:56	093459 CRD	10.89	1.42	12.31
147	7794636		0	18-10-04 16:06	Fogler Rubinfoff 77 King St. West Toronto MSK 1G8	TD BANK 55 King St W Toronto MSK 1A2 RET \$7.50	Barry 18-10-04 16:42	999999 ACC	15.00	1.95	16.95
148	7794639		1 ND	18-10-04 16:10	Fogler Rubinfoff 77 King St. West	RCML CORP 2 Bloor St E	Andy 18-10-05 09:12	184531 CRD	11.00	1.43	12.43