

By Electronic Mail & RESS Filing

December 21, 2018

Ontario Energy Board
2300 Yonge Street
27th Floor
Toronto, ON M4P 1E4

Attention: Kirsten Walli, Board Secretary

Dear Ms. Walli:

Re: LIEN Cost Claim
Board File Nos. EB-2017-0255 (Union Gas)
2018 Cap and Trade Compliance Plans Cost Recovery

Please find enclosed LIEN's cost claim pursuant to the Board's Decision and Procedural Order No. 7 dated December 10, 2018 for the above-noted matter.

LIEN has claimed two (2) courier charges, along with photocopying charges. We have divided these disbursements between the cost claims for matters EB-2017-0224 and EB-2017-0255, which we are submitting under separate cover.

Yours truly,



Matt Gardner

Encls.

Document #: 1470567

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>2017-0255 (Union Gas)</u>	Process: <u>Cap and Trade Compliance Plans</u>
Party: <u>Low Income Energy Network</u>	Affiant's Name: <u>Matthew Gardner</u>
HST Number: <u>113627988RT0001</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, Matthew Gardner, of the City/Town of Burlington
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** December, **2018**.
(date)



Joseph King Yue Ng, a Commissioner, etc.,
Province of Ontario, for Wilms & Shier
Environmental Lawyers LLP.
Expires October 29, 2019.
Page 1 of 3

Ontario Energy Board
COST CLAIM FOR HEARINGS



Affidavit and Summary of Fees and Disbursements

Commissioner for taking Affidavits

File # EB- 2017-0255 (Union Gas)

Process: Cap and Trade Compliance Plans

Party: Low Income Energy Network

Summary of Fees and Disbursements Being Claimed

Legal/consultant/other fees	\$	4,624.00
Disbursements	\$	35.38
HST	\$	605.72
Total Cost Claim	\$	5,265.10

Payment Information

Make cheque payable to: Willms & Shier Environmental Lawyers LLP

Send payment to this address: 1 Toronto Street
Suite 900
Toronto, ON M5C 2V6

Ontario Energy Board

COST CLAIM FOR HEARINGS



Detail of Fees and Disbursements Being Claimed

File # EB- <u>2017-0255 (Union Gas)</u>	Process: <u>Cap and Trade Compliance Plans</u>
Party: <u>Low Income Energy Network</u>	Service Provider Name: <u>Matthew Gardner</u>

SERVICE PROVIDER TYPE (check one)	Year Called to Bar	Completed Years Practising/Years of Relevant Experience
Legal Counsel <input checked="" type="checkbox"/>	<div style="border: 1px solid black; padding: 2px;">2010</div>	<div style="border: 1px solid black; padding: 2px;">8</div>
Articling Student/Paralegal <input type="checkbox"/>		
Consultant <input type="checkbox"/>		
Analyst <input type="checkbox"/>		

Hourly Rate: <div style="border: 1px solid black; padding: 2px; display: inline-block;">\$170</div>

For Consultant/Analyst: <input type="checkbox"/> CV attached <input type="checkbox"/> CV provided within previous 24 months	HST Rate Charged (enter %): <div style="border: 1px solid black; padding: 2px; display: inline-block;">13.0%</div>
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Statement of Fees Being Claimed					
	Hours	Hourly Rate	Subtotal	HST	Total
Pre-hearing Conference					
Preparation		\$ 170.00	\$ -	\$ -	\$ -
Attendance		\$ 170.00	\$ -	\$ -	\$ -
Technical Conference					
Preparation	0.35	\$ 170.00	\$ 59.50	\$ 7.74	\$ 67.24
Attendance		\$ 170.00	\$ -	\$ -	\$ -
Interrogatories					
Preparation	0.70	\$ 170.00	\$ 119.00	\$ 15.47	\$ 134.47
Responses		\$ 170.00	\$ -	\$ -	\$ -
Issues Conference					
Preparation		\$ 170.00	\$ -	\$ -	\$ -
Attendance		\$ 170.00	\$ -	\$ -	\$ -
ADR - Settlement Conference					
Preparation		\$ 170.00	\$ -	\$ -	\$ -
Attendance		\$ 170.00	\$ -	\$ -	\$ -
Proposal Preparation		\$ 170.00	\$ -	\$ -	\$ -
Argument					
Preparation	1.95	\$ 170.00	\$ 331.50	\$ 43.10	\$ 374.60
Oral Hearing					
Preparation	4.35	\$ 170.00	\$ 739.50	\$ 96.14	\$ 835.64
Attendance	7.35	\$ 170.00	\$ 1,249.50	\$ 162.44	\$ 1,411.94
Other Conferences					
Preparation		\$ 170.00	\$ -	\$ -	\$ -
Attendance		\$ 170.00	\$ -	\$ -	\$ -
Case Management	0.50	170.00	\$ 85.00	\$ 11.05	\$ 96.05
TOTAL SERVICE PROVIDER FEES			\$ 2,584.00	\$ 335.92	\$ 2,919.92

Ontario Energy Board
COST CLAIM FOR HEARINGS



Detail of Fees and Disbursements Being Claimed

File # EB- 2017-0255 (Union Gas)

Process: Cap and Trade Compliance Plans

Party: Low Income Energy Network

Service Provider Name: Matthew Gardner

Statement of Disbursements Being Claimed			
	Net Cost	HST	Total
Scanning/Photocopy	\$ 15.00	\$ 1.95	\$ 16.95
Printing		\$ -	\$ -
Courier	\$ 20.38	\$ 2.65	\$ 23.03
Telephone/Fax		\$ -	\$ -
Transcripts		\$ -	\$ -
Travel: Air		\$ -	\$ -
Travel: Car		\$ -	\$ -
Travel: Rail		\$ -	\$ -
Travel (Other):		\$ -	\$ -
Parking		\$ -	\$ -
Taxi		\$ -	\$ -
Accommodation		\$ -	\$ -
Meals		\$ -	\$ -
Other:		\$ -	\$ -
Other:		\$ -	\$ -
Other:		\$ -	\$ -
TOTAL DISBURSEMENTS:	\$ 35.38	\$ 4.60	\$ 39.98

Order #6464935

Pickup Information

WILLMS & SHIER
1 TORONTO STREET, Unit 900
Toronto, ON M5C2V6
CANADA
RECEPTION
P: (416)863-0711
F:

Delivery Information

Ontario Energy Board
2300 Yonge Street 27th Floor
Toronto ON M4P1E4
CANADA
Kirsten Walli, Board Secretary
P:
F:

Order Information

Ready	1/29/2018 10:24
Deliver By	1/29/2018 14:24
Service	4 HOUR
Vehicle	CAR

Ordered By	LIBA KOCIAN
Dept.	
Reference	7268
Waybill #:	0

Waiting Time	0 min.
Insurance	NO
Declared Value	\$0.00
COD	\$0.00

Package Details

1 LETTER(S)	-----	0.5 lbs
Total Weight		1 Lbs

Charges

Base Amount:	\$15.75
Fuel Surcharge:	\$1.73
Subtotal:	\$17.48
HST - 13% (13.00%)	\$2.27
Total:	\$19.75

Tracking Information

Status	Finalized
Picked Up	1/29/2018 10:51
Delivered	1/29/2018 14:19
POD	Charm



Comments

Signature Required

Order Notes

YORK REGION 905.853.4444

TORONTO 905.881.9444

Order #6428291

Pickup Information

WILLMS & SHIER
1 TORONTO STREET, Unit 900
Toronto, ON M5C2V6
CANADA
RECEPTION
P: (416)863-0711
F:

Delivery Information

ONTARIO ENERGY BOARD
2300 Yonge Street 2700
Toronto ON M4P1E4
CANADA
Kirsten Walli, Board Secretary
P:
F:

Order Information

Ready	12/22/2017 11:23
Deliver By	12/27/2017 15:23
Service	4 HOUR
Vehicle	CAR


Ordered By	LIBA KOCIAN
Dept.	
Reference	7268
Waybill #:	0

Waiting Time	0 min.
Insurance	NO
Declared Value	\$0.00
COD	\$0.00

Package Details

1 LETTER(S)	0.5 lbs
Total Weight	1 Lbs

Charges

Base Amount:	\$15.75
Fuel Surcharge:	\$2.83
Extras: 	\$10.00
Subtotal:	\$28.58
HST - 13% (13.00%)	\$3.72
Total:	\$32.30

Tracking Information

Status	Finalized
Picked Up	12/22/2017 12:51
Delivered	12/27/2017 09:02
POD	Pat



Comments

Signature Required

Order Notes

12/22/2017 11:23:49 AM

ATTENTION Due to extremely high volumes we are running behind on all Courier 4 Hour, Rush and Direct services. We apologize for the inconvenience.

12/22/2017 11:23:49 AM

Ontario Energy Board

COST CLAIM FOR HEARINGS



Detail of Fees and Disbursements Being Claimed

File # EB- <u>2017-0255 (Union Gas)</u>	Process: <u>Cap and Trade Compliance Plans</u>
Party: <u>Low Income Energy Network</u>	Service Provider Name: <u>Nicole Petersen</u>

SERVICE PROVIDER TYPE (check one) <input checked="" type="checkbox"/> Legal Counsel <input type="checkbox"/> Articling Student/Paralegal <input type="checkbox"/> Consultant <input type="checkbox"/> Analyst	Year Called to Bar <div style="border: 1px solid black; padding: 2px; text-align: center;">2014</div>	Completed Years Practising/Years of Relevant Experience <div style="border: 1px solid black; padding: 2px; text-align: center;">4</div>	Hourly Rate: <div style="border: 1px solid black; padding: 2px; text-align: center;">\$170</div>
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For Consultant/Analyst: <input type="checkbox"/> CV attached <input type="checkbox"/> CV provided within previous 24 months	HST Rate Charged (enter %): <div style="border: 1px solid black; padding: 2px; text-align: center;">13.0%</div>
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Statement of Fees Being Claimed					
	Hours	Hourly Rate	Subtotal	HST	Total
Pre-hearing Conference					
Preparation		\$ 170.00	\$ -	\$ -	\$ -
Attendance		\$ 170.00	\$ -	\$ -	\$ -
Technical Conference					
Preparation	0.60	\$ 170.00	\$ 102.00	\$ 13.26	\$ 115.26
Attendance	5.55	\$ 170.00	\$ 943.50	\$ 122.66	\$ 1,066.16
Interrogatories					
Preparation	1.90	\$ 170.00	\$ 323.00	\$ 41.99	\$ 364.99
Responses		\$ 170.00	\$ -	\$ -	\$ -
Issues Conference					
Preparation	0.45	\$ 170.00	\$ 76.50	\$ 9.95	\$ 86.45
Attendance		\$ 170.00	\$ -	\$ -	\$ -
ADR - Settlement Conference					
Preparation		\$ 170.00	\$ -	\$ -	\$ -
Attendance		\$ 170.00	\$ -	\$ -	\$ -
Proposal Preparation		\$ 170.00	\$ -	\$ -	\$ -
Argument					
Preparation		\$ 170.00	\$ -	\$ -	\$ -
Oral Hearing					
Preparation		\$ 170.00	\$ -	\$ -	\$ -
Attendance		\$ 170.00	\$ -	\$ -	\$ -
Other Conferences					
Preparation	3.20	\$ 170.00	\$ 544.00	\$ 70.72	\$ 614.72
Attendance		\$ 170.00	\$ -	\$ -	\$ -
Case Management	0.30	170.00	\$ 51.00	\$ 6.63	\$ 57.63
TOTAL SERVICE PROVIDER FEES			\$ 2,040.00	\$ 265.20	\$ 2,305.20

Client Ledger
Dec/20/2017 To Jun/15/2018

Date	Received From/Paid To	Chq#	Dec/20/2017 To Jun/15/2018	Bld	Trust Activity	
Entry #	Explanation	Rec#	General	Inv#	Acc	Balance
1052	Low Income Energy Network					
7268	Re: EB-2017-0224 - 2018 Cap and Trade Compli					Resp Lawyer: JA
Dec 20/2017	Lawyer: 58 0.40 Hrs X 170.00					
1892340	draft letter to Board requesting permission to intervene in the 2018 Compliance Plan Cost Recovery application hearings;					68.00
Dec 21/2017	Lawyer: 53 0.30 Hrs X 170.00					
1892582	revise and finalize LIEN's intervention letter;					51.00
Dec 22/2017	Lawyer: 53 0.20 Hrs X 170.00					
1892646	finalize intervention request letter to OEB; report to clients M. Todorow, Z. Bhanji, T. McClenaghan and J. Lopinski confirming letter filed with OEB;					34.00
Jan 2/2018	Lawyer: 53 0.30 Hrs X 170.00					
1894582	receipt and review of Procedural Order 1 and instruct diarizing deadlines and review of draft issues list and preparation of interrogatories re RNG procurement and funding model and additional issues;					51.00
Jan 10/2018	Lawyer: 58 0.60 Hrs X 170.00					
1897044	review draft issues list;					102.00
Jan 12/2018	Lawyer: 58 0.30 Hrs X 170.00					
1995505	review draft issues list and discuss with M. Gardner;					51.00
Jan 18/2018	Lawyer: 58 1.20 Hrs X 170.00					
1899638	receive and review evidence from Union Gas; review draft interrogatories for issues; make notes on potential interrogatory issues;					204.00
Jan 24/2018	Lawyer: 58 2.60 Hrs X 170.00					
1903800	read evidence and prepare LIEN interrogatories;					442.00
Jan 26/2018	Lawyer: 53 0.60 Hrs X 170.00					
1902745	finalize LIEN's interrogatories of Union, Enbridge and Epcor and instruct filing with Board;					102.00
Jan 26/2018	Lawyer: 58 0.80 Hrs X 170.00					
1903820	review interrogatories with M. Gardner and prepare for filing;					136.00
Feb 26/2018	Lawyer: 58 0.20 Hrs X 170.00					
1911830	review Procedural Order 3;					34.00
Apr 4/2018	Lawyer: 58 0.20 Hrs X 170.00					
1923045	call OEB to request attendance by teleconference and update M. Gardner;					34.00
Apr 5/2018	Lawyer: 53 0.40 Hrs X 170.00					
1923799	review areas of expected areas of evidence for technical teleconference from various intervenor and consider for and prepare LIEN's questions;					68.00
Apr 8/2018	Lawyer: 58 1.00 Hrs X 170.00					
1924476	review responses to interrogatories and draft questions for technical conference;					170.00
Apr 9/2018	Lawyer: 58 6.50 Hrs X 170.00					
1924477	prepare for and attend OEB Technical Conference;					1105.00
Apr 10/2018	Lawyer: 53 0.30 Hrs X 170.00					
1924624	consider potential questions and information gaps for Enbridge for technical conference;					51.00
Apr 10/2018	Lawyer: 58 4.60 Hrs X 170.00					
1995605	prepare for and attend Ontario Energy Board technical conference;;					782.00
Apr 17/2018	Lawyer: 53 1.40 Hrs X 170.00					
1925975	review materials and prepare for hearing next week; email V. Bennett and J. Wasyluk issues and time estimate for LIEN's cross examination of Union and Enbridge panels;					238.00
Apr 17/2018	Lawyer: 58 2.00 Hrs X 170.00					
1926986	discuss LIEN objectives and work plan with M. Gardner; move documents to appropriate hearing file; commence document review and preparation of questions for					340.00

Client Ledger
Dec/20/2017 To Jun/15/2018

Date	Received From/Paid To	Chq#	Dec/20/2017 To Jun/15/2018	Bld	Trust Activity	
Entry #	Explanation	Rec#	General	Inv#	Acc	Balance
			Rcpts	Disbs		
Apr 18/2018	OEB hearing;					
1926136	Lawyer: 58 2.40 Hrs X 170.00					408.00
Apr 19/2018	review hearing materials to					
1926931	prepare questions for hearing;					
	Lawyer: 58 2.00 Hrs X 170.00					340.00
	review OEB documents to prepare					
	for meeting with M. Gardner;					
	quick discussion with M.					
	Gardner on contents of OEB					
	documents and instructions to					
	hand off preparation;					
Apr 20/2018	Lawyer: 53 1.10 Hrs X 170.00					187.00
1926464	review evidence and prepare					
	cross examination questions					
	for Union and Enbridge;					
Apr 21/2018	Lawyer: 53 3.40 Hrs X 170.00					578.00
1926643	review evidence, interrogatory					
	responses, transcripts from					
	technical conference and					
	undertaking responses and					
	prepare cross examination					
	questions for Union and					
	Enbridge;					
Apr 23/2018	Lawyer: 53 5.60 Hrs X 170.00					952.00
1926797	finalize questions for Union					
	Gas panel; attend Day 1 of					
	hearing for Union Gas panel by					
	teleconference (first half of					
	morning) and in-person					
	(afternoon);					
Apr 24/2018	Lawyer: 53 2.90 Hrs X 170.00					493.00
1927183	prepare for and attend Day 2 of					
	Union Gas panel (morning)					
	in-person and ask					
	cross-examination questions of					
	Union Gas panel;					
Apr 25/2018	Lawyer: 53 2.80 Hrs X 170.00					476.00
1927591	review materials and prepare					
	questions for cross					
	examination of Enbridge;					
Apr 26/2018	Lawyer: 53 6.20 Hrs X 170.00					1054.00
1928682	prepare for and attend Enbridge					
	Gas panel (morning) and ask					
	Enbridge witness panel cross					
	examination questions and					
	attend first half of afternoon					
	and confirm answers from					
	Enbridge panel to questions					
	from this morning;					
May 1/2018	Lawyer: 53 0.20 Hrs X 170.00					34.00
1932103	receipt and review of					
	Procedural Order 4 and					
	instruct diarizing deadlines;					
May 2/2018	Lawyer: 53 0.20 Hrs X 170.00					34.00
1932381	receipt and review of					
	Enbridge's undertakings					
	responses from hearing					
	including J3.5;					
May 31/2018	Lawyer: 53 3.50 Hrs X 170.00					595.00
1941359	prepare LIEN's written					
	submission; send to T.					
	McClenaghan, M. Todorow, K.					
	Hale, J. Lopinski and Z.Bhanji					
	of LIEN's legal subcommittee					
	for instructions to file with					
	OEB; instruct assistant to					
	file; forward filed submission					
	to LIEN legal subcommittee by					
	email;					
Jun 15/2018	Lawyer: 53 0.20 Hrs X 170.00					34.00
1944817	review Enbridge and Union's					
	Reply arguments and send to					
	LIEN legal subcommittee with					
	comments;					

TOTALS	CHE	+	RECOV	+	FEEES	=	TOTAL	DISBS	+	FEEES	+	TAX	-	RECEIPTS	=	A/R	TRUST
PERIOD	46.06		30.00		9248.00		9324.06	0.00		0.00		0.00		0.00		0.00	0.00
END DATE	46.06		30.00		9248.00		9324.06	0.00		0.00		0.00		0.00		0.00	0.00

FIRM TOTAL	CHE	+	RECOV	+	FEEES	=	TOTAL	DISBS	+	FEEES	+	TAX	-	RECEIPTS	=	A/R	TRUST
PERIOD	46.06		30.00		9248.00		9324.06	0.00		0.00		0.00		0.00		0.00	0.00
END DATE	46.06		30.00		9248.00		9324.06	0.00		0.00		0.00		0.00		0.00	0.00

REPORT SELECTIONS - Client Ledger
Layout Template
Advanced Search Filter
Requested by
Finished

Default
None
Liba (Security Restrictions)
Thursday, December 20, 2018 at 04:10:03 PM