



Fogler, Rubinoff LLP
Lawyers

77 King Street West
Suite 3000, PO Box 95
TD Centre North Tower
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March 4, 2019

Reply To: Thomas Brett
Direct Dial: 416.941.8861
E-mail: tbrett@foglers.com
Our File No. 183736

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-2018-0016: Alectra Utilities, 2019 EDR Application

Please find enclosed herewith BOMA's Cost Claim.

Yours truly,

FOGLER, RUBINOFF LLP

Thomas Brett

TB/dd

Encls.

cc: Shelly-Anne Connell, OEB (*via email*)
Indy Butany-DeSouza, Alectra (*via email*)
Charles Keizer, Torys (*via email*)
Crawford Smith, LOLG (*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>2018-0016</u>	Process: <u>Alectra Utilities, 2019 EDR Application</u>
Party: <u>BOMA</u>	Affiant's Name: <u>Debbie Dey on behalf of 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, Debbie Dey on behalf of 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 Mar. 4, 2019.
(date)

Commissioner for taking Affidavits

Ontario Energy Board
COST CLAIM FOR HEARINGS



Affidavit and Summary of Fees and Disbursements

File # EB- 2018-0016

Process: Alectra Utilities, 2019 EDR Application

Party: BOMA

Summary of Fees and Disbursements Being Claimed

Legal/consultant/other fees	\$	38,808.00
Disbursements	\$	800.06
HST	\$	5,149.05
Total Cost Claim	\$	44,757.11

Payment Information

Make cheque payable to: Fogler, Rubinoff LLP

Send payment to this address: Attn: Debbie Dey

77 King Street West, Suite 3000

PO 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>2018-0016</u>	Process: <u>Alectra Utilities, 2019 EDR Application</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; padding: 2px; 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; padding: 2px; text-align: center;">38</p> </div> </div>	
<p>For Consultant/Analyst: <input type="checkbox"/> CV attached HST Rate Charged (enter %): 13.0%</p> <p><input checked="" type="checkbox"/> CV provided within previous 24 months</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	23.50	\$ 330.00	\$ 7,755.00	\$ 1,008.15	\$ 8,763.15
Responses		\$ 330.00	\$ -	\$ -	\$ -
Issues Conference					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
ADR - Settlement Conference					
Preparation	30.00	\$ 330.00	\$ 9,900.00	\$ 1,287.00	\$ 11,187.00
Attendance	15.30	\$ 330.00	\$ 5,049.00	\$ 656.37	\$ 5,705.37
Proposal Preparation	0.80	\$ 330.00	\$ 264.00	\$ 34.32	\$ 298.32
Argument					
Preparation	41.70	\$ 330.00	\$ 13,761.00	\$ 1,788.93	\$ 15,549.93
Oral Hearing					
Preparation	1.60	\$ 330.00	\$ 528.00	\$ 68.64	\$ 596.64
Attendance	4.70	\$ 330.00	\$ 1,551.00	\$ 201.63	\$ 1,752.63
Other Conferences					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
Case Management			\$ -	\$ -	\$ -
TOTAL SERVICE PROVIDER FEES			\$ 38,808.00	\$ 5,045.04	\$ 43,853.04

Ontario Energy Board
COST CLAIM FOR HEARINGS
Detail of Fees and Disbursements Being Claimed



File # EB- 2018-0016

Process: Alectra Utilities, 2019 EDR Application

Party: BOMA

Service Provider Name: Tom Brett

Statement of Disbursements Being Claimed			
	Net Cost	HST	Total
Scanning/Photocopy		\$ -	\$ -
Printing		\$ -	\$ -
Courier	\$ 146.64	\$ 19.06	\$ 165.70
Telephone/Fax		\$ -	\$ -
Transcripts		\$ -	\$ -
Travel: Air		\$ -	\$ -
Travel: Car		\$ -	\$ -
Travel: Rail		\$ -	\$ -
Travel (Other):		\$ -	\$ -
Parking		\$ -	\$ -
Taxi		\$ -	\$ -
Accommodation	\$ 653.42	\$ 84.94	\$ 738.36
Meals		\$ -	\$ -
Other:		\$ -	\$ -
Other:		\$ -	\$ -
Other:		\$ -	\$ -
TOTAL DISBURSEMENTS:	\$ 800.06	\$ 104.01	\$ 904.07

Prebill # 1025510 Session: 596257 Bill to: 04/Mar/19

Client: F1588
Fraser & Company

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

Matter: 183736
BOMA - EB-2018-0016: Alectra
Utilities, 2019 EDR Application

FOGLER, RUBINOFF LLP

PAYOR NAME & ADDRESS
Alectra Utilities Corporation
2185 Derry Road West
Mississauga, ON
L5N 7A6
Canada
Attn: Indy Butany-DeSouza

Page 1

PAYOR: A2653 MAIN
BILL: A2653 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>
				[] AS DOCKETED		
12/Dec/18	Thomas Brett	117.60	38,808.00		415	TB
TOTAL UNBILLED FEES		117.60	38,808.00	[] 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>
14/Dec/18	15B	Out-of Town Travel	Y	656.85			
25/Feb/19	7	Courier & Delivery	Y	161.38			
TOTAL UNBILLED DISB				818.23	[] WRITE OFF		
TOTAL ADJUSTMENTS							
TOTAL DISB THIS BILL							

TRUST SUMMARY – A Trust was not opened on this Matter

Payor/Matter: A2653/**183736**
 Alectra Utilities Corporation
 BOMA - EB-2018-0016: Alectra Utilities,
 2019 EDR Application
 Prebill No.: 1025510
 Session ID: 596257

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

BILL ADDRESS
 Alectra Utilities Corporation
 2185 Derry Road West
 Mississauga, ON L5N 7A6
 CANADA

PAYOR DEFAULT ADDRESS
 2185 Derry Road West
 Mississauga, ON
 L5N 7A6
 Butany-DeSouza, Indy

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>
17/Aug/18	3252872	415 TB	2.30	330.00	759.00	Reviewing evidence; Preparing IRs
19/Aug/18	3252874	415 TB	5.10	330.00	1,683.00	Reviewing evidence; Preparing IRs
20/Aug/18	3252876	415 TB	2.40	330.00	792.00	Reviewing evidence; Preparing IRs
21/Aug/18	3252883	415 TB	3.50	330.00	1,155.00	Reviewing evidence; Preparing IRs
22/Aug/18	3255435	415 TB	6.10	330.00	2,013.00	Reviewing evidence; Preparing IRs
23/Aug/18	3255439	415 TB	4.10	330.00	1,353.00	Preparation of IRs
26/Sep/18	3274644	415 TB	0.90	330.00	297.00	Reviewing IRRs
27/Sep/18	3274681	415 TB	1.20	330.00	396.00	Reviewing IRRs
28/Sep/18	3274684	415 TB	1.60	330.00	528.00	Reviewing IRRs
01/Oct/18	3277745	415 TB	1.60	330.00	528.00	Reviewing IRRs; Preparing for Settlement Conference
02/Oct/18	3277750	415 TB	0.80	330.00	264.00	Reviewing IRRs; Preparing for Settlement Conference
03/Oct/18	3277756	415 TB	0.50	330.00	165.00	Reviewing IRRs; Preparing for Settlement Conference
04/Oct/18	3280045	415 TB	2.30	330.00	759.00	Reviewing IRRs; Preparing for Settlement Conference
05/Oct/18	3280046	415 TB	7.50	330.00	2,475.00	Reviewing IRRs; Preparing for Settlement Conference
09/Oct/18	3280048	415 TB	6.60	330.00	2,178.00	Preparation for Settlement Conference
15/Oct/18	3285021	415 TB	5.50	330.00	1,815.00	Preparation for Settlement Conference
16/Oct/18	3285022	415 TB	1.50	330.00	495.00	Preparation for Settlement Conference
16/Oct/18	3285024	415 TB	7.20	330.00	2,376.00	Attending Settlement Conference
17/Oct/18	3285025	415 TB	8.10	330.00	2,673.00	Attending Settlement Conference
24/Oct/18	3291551	415 TB	2.00	330.00	660.00	Reviewing material from Settlement Conference
25/Oct/18	3291562	415 TB	1.20	330.00	396.00	Preparation of letter to Board on type of Hearing
26/Oct/18	3291574	415 TB	2.50	330.00	825.00	Preparing Argument
30/Oct/18	3299861	415 TB	4.20	330.00	1,386.00	Reviewing evidence; Preparing letter on confidentiality
13/Nov/18	3306580	415 TB	2.00	330.00	660.00	Preparation of Submission
14/Nov/18	3306588	415 TB	1.50	330.00	495.00	Preparation of Submission
15/Nov/18	3306645	415 TB	4.00	330.00	1,320.00	Preparation of Submission
19/Nov/18	3306651	415 TB	5.30	330.00	1,749.00	Preparation of Submission
20/Nov/18	3306653	415 TB	1.80	330.00	594.00	Preparation of Submission
21/Nov/18	3309569	415 TB	4.40	330.00	1,452.00	Preparation of Submission
22/Nov/18	3311565	415 TB	4.10	330.00	1,353.00	Preparation of Submission
23/Nov/18	3311563	415 TB	4.20	330.00	1,386.00	Preparation of Submission
05/Dec/18	3316930	415 TB	1.60	330.00	528.00	Preparation for Hearing
05/Dec/18	3316931	415 TB	4.70	330.00	1,551.00	Attending Hearing
06/Dec/18	3319942	415 TB	0.80	330.00	264.00	Reviewing issues for settlement and draft Settlement Agreement
12/Dec/18	3320791	415 TB	4.50	330.00	1,485.00	Drafting Argument
TOTAL TIME			117.60		38,808.00	

DETAIL OF UNBILLED DISBURSEMENTS

<u>DATE</u>	<u>DISB ID</u>	<u>CODE</u>	<u>QUAN</u>	<u>AMOUNT</u>	<u>DESCRIPTION</u>
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Payor/Matter: A2653/**183736**
 Alectra Utilities Corporation
 BOMA - EB-2018-0016: Alectra Utilities,
 2019 EDR Application
 Prebill No.: 1025510
 Session ID: 596257

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

BILL ADDRESS
 Alectra Utilities Corporation
 2185 Derry Road West
 Mississauga, ON L5N 7A6
 CANADA

PAYOR DEFAULT ADDRESS
 2185 Derry Road West
 Mississauga, ON
 L5N 7A6
 Butany-DeSouza, Indy

<u>DATE</u>	<u>DISB ID</u>	<u>CODE</u>		<u>QUAN</u>	<u>AMOUNT</u>	<u>DESCRIPTION</u>
23/Aug/18	7894927	7	Courier & Delivery		11.99	13:08 TB Courier: Blizzard# 7778392 ONTARIO ENERGY BOARD-2300 Yonge St-Fatima
03/Oct/18	7946151	7	Courier & Delivery		11.99	12:10 TB Courier: Blizzard# 7793743 ONTARIO ENERGY BOARD-2300 Yonge St-Anna
17/Oct/18	7966963	7	Courier & Delivery		29.96	11:10 TB Courier: Blizzard# 7799227 ONTARIO ENERGY BOARD-2300 Yonge St-Pat
30/Oct/18	7967218	7	Courier & Delivery		10.00	14:10 TB Courier: Blizzard# 7804778 Ontario Energy Board-2300 Yonge St-Fatima
22/Nov/18	8018264	7	Courier & Delivery		30.93	Federal Express Canada Ltd. Inv# 2-369-54537
13/Dec/18	8023972	7	Courier & Delivery		26.66	Federal Express Canada Ltd. Inv# 2-372-65757
14/Dec/18	8020130	15B	Out-of Town Travel		656.85	Thomas Brett Inv# 12142018
17/Dec/18	8024138	7	Courier & Delivery		10.00	11:12 TB Courier: Blizzard# 7826630 ontario energy-2300 Yonge St-Fatima
25/Feb/19	8094137	7	Courier & Delivery		29.85	Federal Express Canada Ltd. Inv# 2-380-18186
			TOTAL DISB		818.23	

Residence Inn® Marriott.

Residence Inn by Marriott
Toronto Downtown
Entertainment District

255 Wellington St West
Toronto On M5v 3p9
T 416.581.1800

John/Mr Brett	Room: 1914
2 - 40 Quinella Drive	Room Type: ONBT
London ON N6K4K9	Number of Guests: 1
Senior	Rate: \$209.00 Clerk: ALY
Arrive: 04Dec18	Time: 06:33PM
Depart: 07Dec18	Time: 04:23PM
	Folio Number: 73655

Date	Description	Charges	Credits
04Dec18	Room Charge	209.00	
04Dec18	Hst Rm 74237-9894 Rt0001	27.17	
04Dec18	Municipal Accom Tax	8.36	
04Dec18	M.a.t Hst	1.09	
05Dec18	LCL PH 647-221-8181	1.50	
05Dec18	Room Charge	209.00	
05Dec18	Hst Rm 74237-9894 Rt0001	27.17	
05Dec18	Municipal Accom Tax	8.36	
05Dec18	M.a.t Hst	1.09	
06Dec18	Room Charge	209.00	
06Dec18	Hst Rm 74237-9894 Rt0001	27.17	
06Dec18	Municipal Accom Tax	8.36	
06Dec18	M.a.t Hst	1.09	
07Dec18	Master Card		738.36
	Card #: MCXXXXXXXXXXXX4681/XXXX		
	Amount: 738.36 Auth: 092236 Signature on File		
	This card was electronically swiped on 04Dec18		
	Balance:	0.00	

Rewards Account # XXXXX6207. Your Rewards points/miles earned on your eligible earnings will be credited to your account. Check your Rewards Account Statement or your online Statement for updated activity.

Summary of Taxes

Description	Tax
Hst Room 80988 9066 Rt0001	81.51

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Disbursement Details

Disb ID	Date	Tqpr	TQPR Name	Client	Matter	Status	Bill Num	Cont Code	H/S	Base Amt	Billed Amt	Total Amt	Narrative
7694927	8/25/2018			F1588	183736	W	0	7	S	\$10.89	\$0.00	\$11.99	13508 TB Courier: Blizzard# 778392; ONTARIO ENERGY BOARD-2300 Yonge St-Falma
7946151	10/3/2018			F1588	183736	W	0	7	S	\$10.89	\$0.00	\$11.99	12-10 TB Courier: Blizzard# 7783743; ONTARIO ENERGY BOARD-2300 Yonge St-Anna
7966953	10/17/2...			F1588	183736	W	0	7	S	\$27.23	\$0.00	\$29.96	11-10 TB Courier: Blizzard# 7799227; ONTARIO ENERGY BOARD-2300 Yonge St-Pat
7967218	10/30/2...			F1588	183736	W	0	7	S	\$9.08	\$0.00	\$10.00	14-10 TB Courier: Blizzard# 7804778; Ontario Energy Board-2300 Yonge St-Falma
8018264	11/22/2...	415	Brett, Thomas	F1588	183736	W	0	7	H	\$28.11	\$0.00	\$30.93	VENDOR: Federal Express Canada Ltd.; INVOICE#: 2-369-54537; DATE: 11/29/2018
8022972	12/13/2...	415	Brett, Thomas	F1588	183736	W	0	7	H	\$24.23	\$0.00	\$26.66	VENDOR: Federal Express Canada Ltd.; INVOICE#: 2-372-45757; DATE: 12/20/2018
8024138	12/17/2...			F1588	183736	W	0	7	S	\$9.08	\$0.00	\$10.00	11-12 TB Courier: Blizzard# 7826630; ontario energy-2300 Yonge St-Falma
8094137	2/25/2019	415	Brett, Thomas	F1588	183736	W	0	7	H	\$27.13	\$0.00	\$29.85	VENDOR: Federal Express Canada Ltd.; INVOICE#: 2-380-18186; DATE: 2/28/2019