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April 26, 2019

Reply To: Thomas Brett  
Direct Dial: 416.941.8861  
E-mail: [tbrett@foglers.com](mailto:tbrett@foglers.com)  
Our File No. 190437

**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-2018-0300/0301: Enbridge Gas Inc., Application Disposing Certain Deferral Accounts**

Please find enclosed herewith BOMA's Cost Claim.

Yours truly,

**FOGLER, RUBINOFF LLP**

Thomas Brett

TB/dd

Encls.

cc: Josh Wasylyk, OEB (*via email*)  
Mona Habashy, OEB (*via email*)  
Dennis O'Leary, Aird & Berlis (*via email*)  
Miriam Seers, Torys (*via email*)  
Kevin Culbert, EGD (*via email*)  
Adam Stiers, Union (*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.

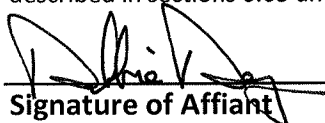
Except as provided in section 7.03 of the Practice Direction on Cost Awards, itemized receipts must be provided.

File # EB- 2018-0300/0301 Process: EGI Application Disposing Certain Deferral Accounts  
Party: BOMA Affiant's Name: Debbie Dey, on behalf of Tom Brett  
HST Number: R119420859 HST Rate Ontario: 13.00%  
Full Registrant  Qualifying Non-Profit   
Unregistered  Tax Exempt   
Other

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 Friday, April 26, 2019.  
(date)

  
Commissioner for taking Affidavits

Ontario Energy Board  
COST CLAIM FOR HEARINGS



Affidavit and Summary of Fees and Disbursements

File # EB- 2018-0300/0301 Process: EGI Application Disposing Certain Deferral Accounts

Party: BOMA

**Summary of Fees and Disbursements Being Claimed**

Legal/consultant/other fees	\$	18,150.00
Disbursements	\$	10.89
HST	\$	2,360.92
<b>Total Cost Claim</b>	<b>\$</b>	<b>20,521.81</b>

**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>2018-0300/0301</u>	Process: <u>EGI Application Disposing Certain Deferral Accounts</u>
Party: <u>BOMA</u>	Service Provider Name: <u>Tom Brett</u>
<b>SERVICE PROVIDER TYPE</b> (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
<b>Pre-hearing Conference</b>					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
<b>Technical Conference</b>					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
<b>Interrogatories</b>					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Responses		\$ 330.00	\$ -	\$ -	\$ -
<b>Issues Conference</b>					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
<b>ADR - Settlement Conference</b>					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
Proposal Preparation		\$ 330.00	\$ -	\$ -	\$ -
<b>Argument</b>					
Preparation	4.00	\$ 330.00	\$ 1,320.00	\$ 171.60	\$ 1,491.60
<b>Oral Hearing</b>					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
<b>Other Conferences</b>					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
<b>Case Management</b>			\$ -	\$ -	\$ -
<b>TOTAL SERVICE PROVIDER FEES</b>			<b>\$ 1,320.00</b>	<b>\$ 171.60</b>	<b>\$ 1,491.60</b>

**Ontario Energy Board**  
**COST CLAIM FOR HEARINGS**



**Detail of Fees and Disbursements Being Claimed**

File # EB- 2018-0300/0301

Process: EGI Application Disposing Certain Deferral Accounts

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:		\$ -	\$ -
<b>TOTAL DISBURSEMENTS:</b>	<b>\$ 10.89</b>	<b>\$ 1.42</b>	<b>\$ 12.31</b>

# Ontario Energy Board COST CLAIM FOR HEARINGS



## Detail of Fees and Disbursements Being Claimed

File # EB- <u>2018-0300/0301</u>	Process: <u>EGI Application Disposing Certain Deferral Accounts</u>
Party: <u>BOMA</u>	Service Provider Name: <u>Marion Fraser</u>
<p><b>SERVICE PROVIDER TYPE</b> (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>Year Called to Bar</p> <p><input style="width: 80px; height: 20px;" type="text"/></p>
<p>For Consultant/Analyst: <input type="checkbox"/> CV attached</p> <p><input checked="" type="checkbox"/> CV provided within previous 24 months</p>	<p>Completed Years Practising/Years of Relevant Experience</p> <p><input style="width: 100px; text-align: center; border: 1px solid black;" type="text" value="38"/></p> <p>Hourly Rate: <input style="width: 80px; text-align: center; border: 1px solid black;" type="text" value="\$330"/></p> <p>HST Rate Charged (enter %): <input style="width: 80px; text-align: center; border: 1px solid black;" type="text" value="13.0%"/></p>

Statement of Fees Being Claimed					
	Hours	Hourly Rate	Subtotal	HST	Total
<b>Pre-hearing Conference</b>					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
<b>Technical Conference</b>					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
<b>Interrogatories</b>					
Preparation	25.00	\$ 330.00	\$ 8,250.00	\$ 1,072.50	\$ 9,322.50
Responses		\$ 330.00	\$ -	\$ -	\$ -
<b>Issues Conference</b>					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
<b>ADR - Settlement Conference</b>					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
Proposal Preparation		\$ 330.00	\$ -	\$ -	\$ -
<b>Argument</b>					
Preparation	26.00	\$ 330.00	\$ 8,580.00	\$ 1,115.40	\$ 9,695.40
<b>Oral Hearing</b>					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
<b>Other Conferences</b>					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
<b>Case Management</b>			\$ -	\$ -	\$ -
<b>TOTAL SERVICE PROVIDER FEES</b>			<b>\$ 16,830.00</b>	<b>\$ 2,187.90</b>	<b>\$ 19,017.90</b>

**Ontario Energy Board**  
**COST CLAIM FOR HEARINGS**



**Detail of Fees and Disbursements Being Claimed**

File # EB- 2018-0300/0301

Process: EGI Application Disposing Certain Deferral Accounts

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:		\$ -	\$ -
<b>TOTAL DISBURSEMENTS:</b>	\$ -	\$ -	\$ -

**Client: F1588**  
Fraser & Company

CLIENT LAWYER: Brett, Thomas  
MATTER\_LAWYER: Brett, Thomas  
LAWYER ON BILL: **Brett, Thomas**  
LAST BILL DATE: NONE

PAYOR NAME & ADDRESS  
Enbridge Gas Distribution Inc.  
500 Consumers Road  
Toronto, ON  
M2J 1P8  
Canada  
Attn: Kevin Culbert

PAYOR: E0685 MT06  
BILL: E0685 MT06

**Matter: 190437**  
BOMA – EB-2018-0300/0301:  
Union Gas Limited (now  
operating as Enbridge Gas Inc.)  
and Enbridge Gas Distribution  
Inc. (now operating as Enbridge  
Gas Inc.), Joint Application to  
dispose of balances in certain  
deferral and variance accounts  
related to th

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>
19/Mar/19	Thomas Brett	4.00	1,320.00	<input type="checkbox"/> AS DOCKETED	415	TB
TOTAL UNBILLED FEES		4.00	1,320.00	<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>
09/Jan/19	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



Payor/Matter: E0685/**190437**  
 Enbridge Gas Distribution Inc.  
 BOMA – EB-2018-0300/0301: Union Gas  
 Limited (now operating as Enbridge Gas  
 Inc.) and Enbridge Gas Distribution Inc.  
 (now operating as Enbridge Gas Inc.),  
 Joint Application to dispose of balances  
 in certain deferral and variance accounts  
 related to th  
 Prebill No.: 1033727  
 Session ID: 600929

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

BILL ADDRESS  
 Enbridge Gas Distribution Inc.  
 500 Consumers Road  
 Toronto, ON M2J 1P8  
 CANADA

PAYOR DEFAULT ADDRESS  
 500 Consumers Road  
 Toronto, ON  
 M2J 1P8  
 Culbert, Kevin

**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>
04/Mar/19	3367537	415 TB	0.40	330.00	132.00	Reviewing and submitting BOMA's Written Submission
19/Mar/19	3375851	415 TB	3.60	330.00	1,188.00	Reviewing Reply Argument
TOTAL TIME			4.00		1,320.00	

**DETAIL OF UNBILLED DISBURSEMENTS**

<u>DATE</u>	<u>DISB ID</u>	<u>CODE</u>		<u>QUAN</u>	<u>AMOUNT</u>	<u>DESCRIPTION</u>
09/Jan/19	8044813	7	Courier & Delivery		11.99	11:01 TB Courier: Blizzard# 7833949 ontario energy board- 2300 Yonge St-Fatima
TOTAL DISB					11.99	

MARION FRASER DOCKET

Board File Number		Party Name						
EB-2018-0300		BOMA						
Fraser & Company								
Date	Explanation	Consultant	Preparation	Attendance TC	Attendance SC	Attendance OH	Argument	Total
2/24/2018	Application Review	MEF	7					7
2/25/2018	Application Review	MEF	4					4
3/7/2018	Drafting Interrogatories	MEF	2					2
3/8/2018	Finalizing IRS	MEF	1					1
4/7/2018	Review IRRs	MEF	5					5
4/27/2018	Review AIC	MEF					2	2
4/27/2018	Drafting Argument	MEF					5	5
4/28/2018	Finalizing Argument	MEF					1	1
5/8/2018	Review reply Argument	MEF					0.5	0.5
Total			19	0	0	0	8.5	27.5

MARION FRASER DOCKET

Board File Number EB-2018-0301 Party Name BOMA

Date	Explanation	Consultant	Fraser & Company				Argument	Total
			Preparation	Attendance TC	Attendance SC	Attendance OH		
2/22/2018	Application Review	MEF	6					6
3/7/2018	Drafting Interrogatories	MEF	4					4
3/8/2018	Finalizing IRS	MEF	1					1
4/6/2018	Review IRRs	MEF	5					5
4/26/2018	Review AIC	MEF					2	2
4/27/2018	Drafting Argument	MEF					5	5
5/8/2018	Review reply Argument	MEF					0.5	0.5
Total			16	0	0	0	7.5	23.5

91	7833863	1	19-01-09 11:02	Fogler Rubinoff 77 King St. West Toronto MSK 1G8	Toronto M4P 1E2 BENNET JONES 100 King St W Toronto MSX ***	Karima 19-01-09 11:52	963361 JBG	6.05	0.79	6.84
92	7833905 ASAP PL	0	19-01-09 11:22	Fogler Rubinoff 77 King St. West Toronto MSK 1G8	macdonald sager mals 150 York St Toronto M5H 3S5	Susan 19-01-09 11:58	171565 RHS	9.02	1.17	10.19
93	7833914 PU BOXES we are not sure how many boxes.MAILROOM	0	19-01-09 11:35	fasken martineau dumoulin 333 Bay St Toronto M5H 4G3	Fogler Rubinoff 77 King St. West Toronto M5K 1G8 25 lbs \$3.75	parvin 19-01-09 12:21	184223 ADL	12.77	1.66	14.43
94	7833923	1	19-01-09 11:38	Fogler Rubinoff 77 King St. West Toronto M5K 1G8	SUNDANCE DEVELOPMENTS CORP 3190 Steeles Ave E Markham L3R 1G9	J koprle 19-01-09 14:23	181762 MAD	45.38	5.9	51.28
95	7833938	0	19-01-09 11:47	Fogler Rubinoff 77 King St. West Toronto M5K 1G8	208 BLOOR ST WEST INC 162 Cumberland St Toronto M5R 3N5	S Symonds 19-01-09 12:43	999999 LW	19.80	2.57	22.37
96	7833949	4	19-01-09 11:58	Fogler Rubinoff 77 King St. West Toronto MSK 1G8	ontario energy board 2300 Yonge St Toronto M4P 1E4	Fatima 19-01-09 14:13	190437 TB	10.89	1.42	12.31
97	7833953	4	19-01-09 11:59	Fogler Rubinoff 77 King St. West Toronto M5K 1G8	WAYLAND GROUP 845 Harrington Crt Burlington L7N 3P3	Stephanie D 19-01-10 08:46	184701 ACK	25.30	3.29	28.59
98	7833954	4	19-01-09 12:01	Fogler Rubinoff 77 King St. West Toronto M5K 1G8	Ontario Superior Court 50 Eagle St W Newmarket L3Y 6B1	Dina 19-01-10 08:34	174455 IPK	23.38	3.04	26.42
99	7833957	4	19-01-09 12:03	Fogler Rubinoff 77 King St. West Toronto M5K 1G8	NEGI SAMSON LLP 15 Wertheim Crt Richmond Hill L4B 3H7	Froxzan 19-01-10 09:14	174455 IPK	16.78	2.18	18.96
100	7833960	4	19-01-09 12:07	Fogler Rubinoff 77 King St. West Toronto M5K 1G8	ACMO 2233 Argentia Rd Mississauga L5N 2X7	Victoria P 19-01-10 10:41	999999 DET	10.89	1.42	12.31
101	7833966	0	19-01-09 12:21	Fogler Rubinoff 77 King St. West Toronto M5K 1G8	THE LAW SOCIETY OF UPPER 130 Queen St W Toronto M5H 2N6	Connelo 19-01-09 12:36	999999 TJA	9.02	1.17	10.19
102	7833974	0	19-01-09 12:32	ONTARIO MOTOR VEHIVCLE INDUSTRY 65 Overlea Blvd Toronto M4H 1P1	licence Appeal Tribunal 77 Wellesley St W,Toronto Toronto M5K 1G8	Romaine 19-01-09 13:48	190314 JMJ	27.23	3.54	30.77
103	7833984 FROM LM	0	19-01-09 12:43	Fogler Rubinoff 77 King St. West Toronto M5K 1G8	RIOCAN FINANCIAL SERVICES 2300 Yonge St Toronto M4P 1E4	Magoril 19-01-09 14:10	991143 CRD	27.23	3.54	30.77
104	7834010 1 LIGHT BOX	1	19-01-09 13:22	Fogler Rubinoff 77 King St. West Toronto M5K 1G8	TORONTO KIWANIS BOYS & GIRLS CLU 101 Spruce St Toronto M5A 2J3	m.walker 19-01-09 14:48	999999 IKS	6.05	0.79	6.84
105	7834018 PLS DELIVER BY 330	0	19-01-09 13:35	Fogler Rubinoff 77 King St. West Toronto M5K 1G8	MINISTRY OF FINANCE 33 King St W Oshawa L1H 1A1	Irshad 19-01-09 15:16	184647 AMC	103.95	13.51	117.46
106	7834021	1 ND	19-01-09 13:39	Fogler Rubinoff 77 King St. West Toronto M5K 1G8	PLANNING & Economic Development Dept 71 Main Street West Hamilton L8P4Y5	L kelly 19-01-10 09:34	185036 AMC	99.83	12.98	112.81
107	7834050	0	19-01-09 14:20	Fogler Rubinoff 77 King St. West Toronto M5K 1G8	RICKETTS HARRIS 181 University Ave Toronto M5H 2X7	Janey 19-01-09 14:53	175527 RF	9.02	1.17	10.19
108	7834092 BY 12:00 PL	3 ND	19-01-09 15:09	Fogler Rubinoff 77 King St. West Toronto M5K 1G8	HEALTHY AND SAFE COMMUNITIES 110 KING ST W HAMILTON L8P 4S6	Denese B 19-01-10 08:43	185036 AMC	70.68	9.19	79.87
109	7834097 LEAVE IN MAILBOX IN NOBODY IS AVAILABLE	4	19-01-09 15:17	Fogler Rubinoff 77 King St. West	Dawasco 20 Brentcliffe Rd	Rhonda/Rhonda 19-01-10 14:45	182121 OS	10.89	1.42	12.31