

File 26

WELLENREITER & WELLENREITER*Barristers, Solicitors & Notaries Public*

ANTHONY WELLENREITER, LL.B., Q.C.
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RASTRICK HOUSE
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August 28, 2007

Ontario Energy Board
2300 Yonge Street, 27th Floor
PO Box 2319
Toronto, ON M4P 1E4
Attention: Board Secretary

Hydro One Networks Inc.
8th floor, South Tower
483 Bay Street
Toronto, ON M5G 2B5
Attention: Mr. Glen MacDonald

Dear Sir:

Re: Our Client: Heinrich Eschoelboeck
Hydro One - Transmission Line Access
Our File No. B19547/07

EB-2007-0051

DELIVERED BY E-MAIL ONLY
Telephone No. (416) 440-7605
Fax No. (416) 440-7656
Email - boardsec@oeb.gov.on.ca
Operator's Name: Melissa

No. Pages:
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communication in error, contact us immediately.

DELIVERED BY FAX ONLY
Telephone No. (416) 345-5913
Fax No. (416) 345-5866
Operator's Name: Melissa

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communication in error, contact us immediately.

Pursuant to the Ontario Energy Board's decision and order dated August 20, 2007, we enclose our cost submissions in accordance with the *Practice Direction on Cost Awards*. Specifically, we enclose the following:

1. OEB Appendix "B", Form 1, Summary Statement of Hours - Consultants and Legal Counsel;
2. Appendix "B", Form 2, Summary of Disbursements;
3. Appendix "B", form 3 - Affidavit in Support of Cost Claim; and,
4. Our statement of account which includes our itemized time breakdown and description.

Thank you, in advance, for your consideration.

Yours very truly,

WELLENREITER & WELLENREITER

Per: 

Anthony Wellenreiter

AW/mj
cc. Client

APPENDIX "B"

FORM 1

SUMMARY STATEMENT OF HOURS -CONSULTANTS AND LEGAL COUNSEL

A separate form is required for each consultant or legal counsel

<u>EB-2007-0051</u> Board File Number	<u>Esch/boek, Heinrich + Teresa</u> Party Name
<u>Anthony Wellenreiter (AW)</u> Legal Counsel Name	<u>1966</u> Year of Call
<u>Walter Wellenreiter (WW)</u> Consultant Name	<u>1997 (Louisiana Bar)</u> Year of Relevant Experience Call <small>(curriculum vitae must be attached)</small>
	<u>Wellenreiter + Wellenreiter</u> Law Firm
	<u>Wellenreiter + Wellenreiter</u> Consultant Firm

	Hours	Hourly Rate	Sub-total	GST	Total
Preparation (AW)	6.9	210.00	1,449.00	86.94	1,535.94
Attendance -Technical Conference					
Attendance -Settlement Conference					
Attendance -Oral Hearing (WW)	11.4	165.00	1,881.00	112.86	1,993.86
Argument					
Case Management					
Preparation (WW) (includes 8.2 hrs travel time)	17.8	165.00	2,937.00	176.22	3,113.22
TOTALS	36.1		6,267.00	376.02	6,643.02

Note: All claims must be in Canadian dollars. If applicable, state exchange rate _____, and country of initial currency _____.

APPENDIX "B"

FORM 2

SUMMARY OF DISBURSEMENTS

<u>EB-2007</u> Board File Number		<u>Esch/boek, Heinrich and Teresa</u> Party Name	
<u>Wellenreiter + Wellenreiter</u> Party or Group that made the disbursement			
	Net Cost	GST	
Photocopies	230.10	13.81	
Printing	35.00	2.10	
Fax	9.70	.58	
Courier	17.11	1.02	
Telephone			
Postage	12.64	.76	
Transcripts			
Travel: Air			
Travel: Car	293.02		
Travel: Rail			
Travel: Other ()			
Taxi or Airport Limo			
Accommodation			
Meals (receipt attached)	11.02		
Other ()			
Sub-totals	608.59	18.27	Grand Total 626.86
Notes 1. All claims for disbursements must include receipts where practicable. 2. All claims must be in Canadian dollars. If applicable state exchange rate _____ and country of initial currency.			

*with Eschboeck
Lydia One
AP/16 - Henry*

INDA R
07/30/07 13:46, Swiped

Rec: 15
Terminal: 2

BP #524 Orangeville
5 Buena Vista Drive
Orangeville, ON, L9W 1J5
(519)
MERCHANT #:

AW0040
✓

Duplicate Copy

Transaction Record *02*

Tran #: 28752
Visa PreAuth and Hold
xxxxxxxxxxxx1014 S

Amount: \$10.02

Tip: *1.00*

Total: *11.02*

APPROVED 009556
00-001 009556
BP052402/BP524C01
357001001026
2007/07/30-13:44:41

X
Cardholder Signature

Henry Eschboeck
Lydia One

APPENDIX "B"

FORM 3

AFFIDAVIT IN SUPPORT OF COST CLAIM

EB - 2007-0051

Board File Number

Esch/buck, Heinrich + Teresa

Party Name

Items Claimed excluding GST

Legal/Consultant Fees	+	Disbursements	=	Net Sub-Total
\$ <u>6,267.00</u>		\$ <u>608.59</u>		\$ <u>6,875.59</u>

Goods and Services Tax

..... Full Registrant Qualifying Non-Profit (GST at 3%)
..... Unregistered (GST at 6%) Tax Exempt (no GST).....
Other _____ GST at _____ %	

Total Cost Claim


108799,347 RT ✓

Net Sub-Total	+	Total GST Claimed	=	Total Cost Claim
\$ <u>6,875.59</u>		\$ <u>394.29</u>		\$ <u>7,269.88</u>


I, (name) Anthony Wellenreiter of the (City, Town, etc.) City of Hamilton in the
(County, Regional Municipality, etc.) of Hamilton, MAKE OATH AND
SAY:

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 the above Cost Claim and all of the documentation in support of it.
3. The above Cost Claim represents only costs incurred directly and necessarily by the party for the purpose of its intervention in the Ontario Energy Board process (the file number of which is set out above).

SWORN (OR AFFIRMED) BEFORE ME at the (City, Town, etc.) of City
Hamilton, in the (County, Regional Municipality, etc.) of
Hamilton on (date) August 30, 2007.



 COMMISSIONER for taking Affidavits



 Signature of Deponent

Richard Wellenreiter

TO: Mr. Heinrich Eschlboek and Mrs. Teresa Eschlboek
R.R.No.2
Grand Bend, ON L0N 1G0

August 24, 2007

and: Ontario Energy Board
2300 Yonge Street, 27th Floor
PO Box 2319
Toronto, ON M4P 1E4
Attention: Mr. Michael Millar, Solicitor

IN ACCOUNT WITH
WELLENREITER & WELLENREITER
BARRISTERS, SOLICITORS & NOTARIES PUBLIC

ANTHONY WELLENREITER, LL.B., Q.C.
RICHARD A. WELLENREITER, B.A. (Hons.), LL.B.

RASTRICK HOUSE
46 FOREST AVENUE, HAMILTON
ONTARIO, CANADA, L8N 1X1

TELEPHONE: (905) 525-4520
FAX: (905) 525-7943

DESCRIPTION	RECEIPTS	DISBURSEMENTS	FEES	BALANCE
Re: Hydro One- Transmission Line Access Our GSTax Register No. 108 799 347 RT Our File No. B-19547/07				

(For the period of May 1, 2007 to August 19, 2007)

TO ALL PROFESSIONAL SERVICES RENDERED including receiving instructions, to advising, to correspondence, to telephone discussions, to consultations, to preparation of documents for hearing, to attendance hearing, to meeting with you and reporting to you;

TO COURT ACTION. OUR FEE HEREIN (see attached time breakdown)

AW Time: 6.90 hrs x \$395.00/hr = \$2,725.50

WW Time: 29.40 hrs x \$200.00/hr = 5,880.00

\$8,605.50

Less adjustment re: travel time - 250.00

\$8,355.50

\$8,355.50

Plus 6% GST

501.33

DISBURSEMENTS (Non-taxable)

Paid to AW mileage on July 27, 2007 re: meeting with client \$ 50.00

Paid to WW mileage on July 30, 31 re: hearing 243.02

DISBURSEMENTS (Taxable)

Paid to Photocopies 230.10

Paid to File Administration Fee 35.00

Paid to Courier re: FedEx 17.11

Paid to Postage 12.64

Paid to Facsimiles and Long Distance Calls 9.70

Plus 6% GST 18.27

\$615.84

\$8,856.83

+ 615.84

\$9,472.67

BALANCE DUE AND OWING TO WELLENREITER & WELLENREITER \$9,472.67

(Due and payable upon receipt)



AW /ll

E. & O.E.

Interest as provided in the Solicitors Act,
will be charged on all accounts overdue one month or more.

Time Breakdown

Re: Hydro One- Transmission Line Access

Our File No. B-19547/07

For the period of May 1, 2007 to August 19, 2007

AW	=	Anthony Wellenreiter	RW	=	Richard Wellenreiter
PA	=	Paralegal assistant	WW	=	Walter Wellenreiter
TF	=	Telephone from	MG	=	Meeting or consultation
TT	=	Telephone to	TV	=	Travel time or mileage
CO	=	Correspondence to	TR	=	Trial
CP	=	Court preparation	DD	=	Drafting document

Date (mm/dd/yy)	Description	Time in Hours		
		AW	WW	PA
5/1/07	Review file and Dictation	1.0		
5/23/07	TF Michael Millar	0.1		
	Dictation and CO Mr. Michael Millar	0.2		
6/5/07	Dictation and CO client	0.3		
6/14/07	TF Heinrich Eschlboek	0.1		
	Dictation and CO Michael Millar	0.2		
6/26/07	Dictation	0.2		
7/18/07	Dictation and CO Borden Ladner Gervais, LLP	0.2		
7/19/07	TT Natasha Sookmangal	0.2		
	TT Mr. and Mrs. Eschlboek and Dictation	0.4		
7/23/07	TF Heinrich Eschlboek	0.2		
7/27/07	TV and Conference with Heinrich Eschlboek	2.3		
	Prepare documents for hearing	0.0	3.5	
7/29/07	Prepare for hearing	0.0	1.5	
7/30/07	TT Heinrich Eschlboek	0.2	0.0	
	TT Grand Valley	0.1	0.0	
	TT Walter re: Ontario Energy Board	0.1	0.0	
	TV Heinrich's Farm	0.0	1.8	
	MG Heinrich Eschlboek	0.0	0.5	
	TV Orangeville	0.0	0.6	
	Attend OEB Hydro One s.98 Application fro Access Hearing	0.0	4.3	

	Attend hearing	0.0	2.6	
	TV back Hamilton	0.0	2.3	
	DD closing oral submissions	0.0	1.3	
	Preparation	0.0	1.0	
7/31/07	TT Walter re: report	0.3	0.0	
	TV Orangeville	0.0	2.0	
	Attend OEB Hydro One s.98 Application for Access Hearing	0.0	4.5	
	TV back Hamilton	0.0	1.5	
8/1/07	DD letter to client	0.0	1.3	
8/10/07	RD reply submission of Peter Fallis and reply submission of Hydro One	0.0	0.7	
08/20/07	Report re: decision of the Board	0.8	0.0	
	Total Hours	6.9	29.4	