

October 5, 2020

**VIA RESS**

Ms. Christine E. Long  
Registrar & Board Secretary  
**ONTARIO ENERGY BOARD**  
P.O. Box 2319, 27<sup>th</sup> Floor  
2300 Yonge Street  
Toronto, Ontario  
M4P 1E4

**Ian A. Mondrow**  
Direct: 416-369-4670  
ian.mondrow@gowlingwlg.com

Assistant: Cathy Galler  
Direct: 416-369-4570  
cathy.galler@gowlingwlg.com

File No. T986728

Dear Ms. Long:

**Re: EB-2020-0195: Enbridge Gas Inc. (EGI) October 1, 2020 QRAM Application.**

**Industrial Gas Users Association (IGUA) Statement of Costs.**

Further to *Decision and Rate Order* dated September 24, 2020 for the captioned proceeding, enclosed, on behalf of IGUA, please find a Statement of Costs.

The Board's *Decision and Rate Order* provides for the filing of cost claims;

1. associated with comments on the rate mitigation plan proposed by EGI for what would have been the July 2020 QRAM (i.e. EGI's proposal to defer the filing of a QRAM application at that time); as well as
2. in respect of the instant (October 2020) QRAM.

Accordingly, the *Detail of Fees and Disbursements* forms filed reflect time spent on the July rate mitigation proposal as well as the instant application. While we have allocated all time to the "Argument – Preparation" category on the Board's form, the supporting details filed indicate the scope of the work undertaken and reflected in the costs claimed.

In respect of the July rate mitigation plan the detailed time entries provided in support reflect that;

1. we reviewed EGI's May 2020 letter indicating its proposal not to file a July 1<sup>st</sup> QRAM application;
2. we undertook a consultation with IGUA's president and a further briefing to IGUA's Ontario Caucus to inform IGUA of the proposal and seek feedback and instructions;
3. we filed two letters on behalf of IGUA; i) one on June 1, 2020 in which we expressed and explained the basis for IGUA's concern with EGI's proposal to simply defer the filing of a QRAM application; and ii) one on June 3, 2020 in response to what in our view were unwarranted criticisms and misapprehensions reflected in EGI's responding correspondence of even date; and

4. we reviewed the correspondence filed by other interested parties as well as the Board's determination of the matter.

In respect of the costs claimed for the instant (October 2020) application the detailed time entries provided in support reflect that;

1. we reviewed EGI's initial filing;
2. we filed a letter dated September 16, 2020 in which we provided comments on behalf of IGUA and invited EGI's response;
3. we reviewed the submissions of others, including EGI's response to IGUA's filing and those of the other parties; and
4. we reviewed the Board's reasons for decision.

In aggregate, the costs claimed for IGUA's participation in these matters, as outlined above, are higher than would normally be the case in respect of a generally mechanical QRAM process. In reviewing these claims we ask that the Board consider that the time spent reflects essentially two QRAM processes – one ultimately deferred and the second advancing a detailed mitigation proposal - neither of which was mechanical and both of which depart from the standard QRAM methodology.

Yours truly,



Ian A. Mondrow

IAM:cag  
Encl.

cc: Dr. Shahrzad Rahbar (IGUA)  
Ghislaine Carrière/Lucie Gervais (IGUA)  
Amy Mikhaila (EGI)  
Tania Persad (EGI)  
Valerie Young (Jupiter)

TOR\_LAW\ 10477749\1

# 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-	2020-0195	Process:	EGI October 1, 2020 QRAM Application
Party:	Industrial Gas Users Association	Affiant's Name:	Ian Mondrow (Gowling WLG)
HST Number:	89659 3323 RT0001	HST Rate Ontario:	13.00%
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, Ian Mondrow, of the City/Town of Thornhill  
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 BEFORE ME over video conference this 5th day of October, 2020. The Affiant was located in Thornhill, Ontario, while the Commissioner, Laura Van Soelen, was located in Oshawa, Ontario.

  
\_\_\_\_\_  
Commissioner for taking Affidavits

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



**Affidavit and Summary of Fees and Disbursements**

**File #** EB- 2020-0195 **Process:** EGI October 1, 2020 QRAM Application

**Party:** Industrial Gas Users Association

**Summary of Fees and Disbursements Being Claimed**

Legal/consultant/other fees	\$	3,596.00
Disbursements	\$	-
HST	\$	467.48
<b>Total Cost Claim</b>	<b>\$</b>	<b>4,063.48</b>

**Payment Information**

Make cheque payable to: Industrial Gas Users Association

Send payment to this address: Dr. Shahrzad Rahbar, President  
Industrial Gas Users Association  
260 Centrum Boulevard, Suite 202  
Orleans, Ontario K1E 3P4

# Ontario Energy Board

## COST CLAIM FOR HEARINGS



### Detail of Fees and Disbursements Being Claimed

<b>File # EB-</b> <u>2020-0195</u>	<b>Process:</b> <u>EGI October 1, 2020 QRAM Application</u>
<b>Party:</b> <u>Industrial Gas Users Association</u>	<b>Service Provider Name:</b> <u>Ian Mondrow (Gowling WLG)</u>

<b>SERVICE PROVIDER TYPE</b> (check one)	<b>Year Called to Bar</b>	<b>Completed Years Practising/Years of Relevant Experience</b>
<b>Legal Counsel</b> <input checked="" type="checkbox"/>	<div style="border: 1px solid black; padding: 2px;">1991</div>	<div style="border: 1px solid black; padding: 2px;">29</div>
<b>Articling Student/Paralegal</b> <input type="checkbox"/>		
<b>Consultant</b> <input type="checkbox"/>		<b>Hourly Rate:</b> <div style="border: 1px solid black; padding: 2px;">\$330</div>
<b>Analyst</b> <input type="checkbox"/>		
<b>For Consultant/Analyst:</b> <input type="checkbox"/> CV attached		<b>HST Rate Charged (enter %):</b> <div style="border: 1px solid black; padding: 2px;">13.0%</div>
<input 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	7.20	\$ 330.00	\$ 2,376.00	\$ 308.88	\$ 2,684.88
<b>Oral Hearing</b>					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
<b>Other Conferences</b>					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
<b>Case Management</b>		\$ 170.00	\$ -	\$ -	\$ -
<b>TOTAL SERVICE PROVIDER FEES</b>			\$ 2,376.00	\$ 308.88	\$ 2,684.88

# Ontario Energy Board

## COST CLAIM FOR HEARINGS



### Detail of Fees and Disbursements Being Claimed

<b>File # EB-</b> <u>2020-0195</u>	<b>Process:</b> <u>EGI October 1, 2020 QRAM Application</u>
<b>Party:</b> <u>Industrial Gas Users Association</u>	<b>Service Provider Name:</b> <u>Cathy Galler (Gowling WLG)</u>

<b>SERVICE PROVIDER TYPE</b> (check one)	<b>Year Called to Bar</b>	<b>Completed Years Practising/Years of Relevant Experience</b>
Legal Counsel <input type="checkbox"/>		10
Articling Student/Paralegal <input checked="" type="checkbox"/>		
Consultant <input type="checkbox"/>		
Analyst <input type="checkbox"/>		
For Consultant/Analyst: <input type="checkbox"/> CV attached		<b>Hourly Rate:</b> <span style="border: 1px solid black; padding: 2px 10px;">\$100</span>
<input type="checkbox"/> CV provided within previous 24 months		<b>HST Rate Charged (enter %):</b> <span style="border: 1px solid black; padding: 2px 10px;">13.0%</span>

Statement of Fees Being Claimed					
	Hours	Hourly Rate	Subtotal	HST	Total
<b>Pre-hearing Conference</b>					
Preparation		\$ 100.00	\$ -	\$ -	\$ -
Attendance		\$ 100.00	\$ -	\$ -	\$ -
<b>Technical Conference</b>					
Preparation		\$ 100.00	\$ -	\$ -	\$ -
Attendance		\$ 100.00	\$ -	\$ -	\$ -
<b>Interrogatories</b>					
Preparation		\$ 100.00	\$ -	\$ -	\$ -
Responses		\$ 100.00	\$ -	\$ -	\$ -
<b>Issues Conference</b>					
Preparation		\$ 100.00	\$ -	\$ -	\$ -
Attendance		\$ 100.00	\$ -	\$ -	\$ -
<b>ADR - Settlement Conference</b>					
Preparation		\$ 100.00	\$ -	\$ -	\$ -
Attendance		\$ 100.00	\$ -	\$ -	\$ -
Proposal Preparation		\$ 100.00	\$ -	\$ -	\$ -
<b>Argument</b>					
Preparation	0.60	\$ 100.00	\$ 60.00	\$ 7.80	\$ 67.80
<b>Oral Hearing</b>					
Preparation		\$ 100.00	\$ -	\$ -	\$ -
Attendance		\$ 100.00	\$ -	\$ -	\$ -
<b>Other Conferences</b>					
Preparation		\$ 100.00	\$ -	\$ -	\$ -
Attendance		\$ 100.00	\$ -	\$ -	\$ -
<b>Case Management</b>		\$ 170.00	\$ -	\$ -	\$ -
<b>TOTAL SERVICE PROVIDER FEES</b>			\$ 60.00	\$ 7.80	\$ 67.80

June 12, 2020  
INVOICE: 19409173

**Industrial Gas Users Association**  
**Our Matter: T986728**  
**EGI QRAM (IGUA20-ON-EGI-1)**

**PROFESSIONAL SERVICES**

<b>Date</b>	<b>Hours</b>	<b>Timekeeper</b>	<b>Description</b>
2020-05-25	0.60	Ian Mondrow	Review EGI letter regarding anticipated QRAM commodity price increase and proposal to defer QRAM change; note to IGUA for instructions;
2020-05-26	0.30	Ian Mondrow	Discussion with S. Rahbar regarding IGUA position on proposal to skip July QRAM filing;
2020-05-27	0.20	Ian Mondrow	Discussion with S. Rahbar regarding information on third party market forecasts and seasonality considerations;
2020-05-28	0.40	Ian Mondrow	Briefing note for IGUA Caucus discussion on EGI proposal to defer July, 2020 QRAM as a result of COVID-19 circumstances;

**Total Fees for Professional Services**

**SUMMARY OF FEES**

<b>TK Name</b>	<b>Hours</b>
Mondrow, Ian	1.50
<b>Total</b>	<b>1.50</b>

July 15, 2020  
INVOICE: 19426700

**Industrial Gas Users Association**  
**Our Matter: T986728**  
**EGI QRAM (IGUA20-ON-EGI-1)**

**PROFESSIONAL SERVICES**

<b>Date</b>	<b>Hours</b>	<b>Timekeeper</b>	<b>Description</b>
2020-06-01	0.20	Cathy Galler	Formatting and filing comments on EGI's request to forego QRAM application;
2020-06-01	1.10	Ian Mondrow	Review EGI letter regarding foregoing July QRAM filing and draft IGUA comment letter for filing; review correspondence from SEC and CME and update note to IGUA;
2020-06-03	0.20	Cathy Galler	Formatting and filing responding comments on EGI's request to forego QRAM application;
2020-06-03	1.40	Ian Mondrow	Review EGI response to comments filed; drafting reply comment; update to S. Rahbar;
2020-06-05	0.30	Ian Mondrow	Review OEB determination of EGI proposal to defer QRAM filing and update note to IGUA regarding outcome;

**Total Fees for Professional Services**

**SUMMARY OF FEES**

<b>TK Name</b>	<b>Hours</b>
Galler, Cathy	0.40
Mondrow, Ian	2.80
<b>Total</b>	<b>3.20</b>



<b>Billing Professional</b> 1760 Mondrow, Ian	Client: 190123 Industrial Gas Users Association Billgroup: MAIN Client's Matter Code:
	Matter: T986728 Open: 13/12/10 Tax Jurisdiction: ONT
EGI QRAM (IGUA20-ON-EGI-1)	

**UNBILLED TIME**

<u>Date</u>	<u>TK Code</u>	<u>Hours</u>	<u>Narrative</u>
2020-09-16	8440	0.20	Formatting and filing letter of comment with respect to EGI's October 1, 2020 QRAM Application; - Galler, Cathy
2020-09-16	1760	2.40	Review Jupiter summary report; review rate mitigation evidence; draft IGUA submission; - Mondrow, Ian
2020-09-18	1760	0.40	Review FRPO submissions and EGI responding submissions; - Mondrow, Ian
2020-10-05	1760	0.10	Review October 1, 2020 QRAM decision (regarding rate mitigation proposal); - Mondrow, Ian
<b>TOTAL HOURS</b>		<b><u>3.10</u></b>	

# Ontario Energy Board

## COST CLAIM FOR HEARINGS



### Detail of Fees and Disbursements Being Claimed

<b>File # EB-</b> <u>2020-0195</u>	<b>Process:</b> <u>EGI October 1, 2020 QRAM Application</u>
<b>Party:</b> <u>Industrial Gas Users Association</u>	<b>Service Provider Name:</b> <u>Valerie Young (Jupiter)</u>

<b>SERVICE PROVIDER TYPE</b> (check one)	<b>Year Called to Bar</b>	<b>Completed Years Practising/Years of Relevant Experience</b>
Legal Counsel <input type="checkbox"/>		40
Articling Student/Paralegal <input type="checkbox"/>		
Consultant <input checked="" type="checkbox"/>		<b>Hourly Rate:</b> <span style="border: 1px solid black; padding: 2px 10px;">\$290</span>
Analyst <input type="checkbox"/>		
For Consultant/Analyst: <input type="checkbox"/> CV attached		<b>HST Rate Charged (enter %):</b> <span style="border: 1px solid black; padding: 2px 10px;">13.0%</span>
<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		\$ 290.00	\$ -	\$ -	\$ -
Attendance		\$ 290.00	\$ -	\$ -	\$ -
<b>Technical Conference</b>					
Preparation		\$ 290.00	\$ -	\$ -	\$ -
Attendance		\$ 290.00	\$ -	\$ -	\$ -
<b>Interrogatories</b>					
Preparation		\$ 290.00	\$ -	\$ -	\$ -
Responses		\$ 290.00	\$ -	\$ -	\$ -
<b>Issues Conference</b>					
Preparation		\$ 290.00	\$ -	\$ -	\$ -
Attendance		\$ 290.00	\$ -	\$ -	\$ -
<b>ADR - Settlement Conference</b>					
Preparation		\$ 290.00	\$ -	\$ -	\$ -
Attendance		\$ 290.00	\$ -	\$ -	\$ -
Proposal Preparation		\$ 290.00	\$ -	\$ -	\$ -
<b>Argument</b>					
Preparation	4.00	\$ 290.00	\$ 1,160.00	\$ 150.80	\$ 1,310.80
<b>Oral Hearing</b>					
Preparation		\$ 290.00	\$ -	\$ -	\$ -
Attendance		\$ 290.00	\$ -	\$ -	\$ -
<b>Other Conferences</b>					
Preparation		\$ 290.00	\$ -	\$ -	\$ -
Attendance		\$ 290.00	\$ -	\$ -	\$ -
<b>Case Management</b>		\$ 170.00	\$ -	\$ -	\$ -
<b>TOTAL SERVICE PROVIDER FEES</b>			\$ 1,160.00	\$ 150.80	\$ 1,310.80

**EB-2020-0195**

**Enbridge Gas Inc. – October 1, 2020 Quarterly Rate Adjustment**

**Review of QRAM Filing for the Industrial Gas Users Association**

**STATEMENT OF HOURS: Valerie Young, Jupiter Energy Advisors Inc.**

<b>Date</b>	<b>Description</b>	<b>Hours</b>
Sept 13 & 14/20	Review of EGI Oct 1, 2020 QRAM evidence	4.0
<b>Total</b>		<b>4.0</b>