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November 16, 2020

Delivered by Email & RESS

Ms. Christine Long, Registrar
Ontario Energy Board
P.O.Box 2319, 27th Floor
2300 Yonge Street
Toronto, ON M4P 1E4

Dear Ms. Long:

**Re: Enbridge Gas Inc. 2021 Rates Application (“Application”)
Cost Claim of The Association of Power Producers of Ontario (“APPrO”)
Board File No. EB-2020-0095**

Please find attached the Cost Claim (along with attached invoices) submitted by APPrO in relation to the above noted proceedings.

APPrO participated responsibly in this proceeding, limiting its involvement to matters of direct concern to its members that are Rate 125 customers of Enbridge Gas Distribution Inc.’s franchise area and Rate 100 and Rate 20 in Union North and Rate T2 and Rate M12 of Union Gas Limited’s franchise area.

APPrO had intervened in this proceeding with its intention to focus on Phase 2 – ICM funding request portion of the Application. The OEB subsequently bifurcated the Application and assigned EB-2020-0181 to the ICM Funding Request application.

In this proceeding, APPrO focused its efforts on addressing its members’ concerns with regards to whether the Applicant has addressed any COVID-19 pandemic related impacts and its planned use of the COVID-19 related deferral accounts. APPrO filed Interrogatories in this proceeding and did not participate in the settlement conference as to avoid overlapping interests with other intervenors, which helped minimize costs.

APPrO has made efforts to ensure that its participation in the process focused on its members’ concerns about COVID-19 related impacts and avoided any repetitiveness of other parties’ issues. Time was spent mainly on the preparation of interrogatories, which have been limited in scope as APPrO’s focus is on the ICM funding request (Phase 2) as indicated in its Notice of Intervention.

With regards to categorization in the Cost Claim, items related to Notice of Intervention and review of evidence has been categorized as “Argument” as the Notice of Intervention contains argument

in terms of reasons to intervene and reviewing evidence is for the purpose of preparing such argument.

Finally, APPrO has made efforts to use the most cost-effective way in preparing the interrogatories by using a junior associate as much as possible.

APPrO has at all times complied with the Board's orders, rules, codes, guidelines, filing requirements, Rule 22 of the Board's Rules of Practice and Procedure and Rule 3.03.1 of the Board's Practice Direction on Cost Awards, and with all directions of the Board.

Accordingly, APPrO respectfully requests that the Board confirm that it will be permitted to recover its cost claim as submitted.

Yours very truly,

BORDEN LADNER GERVAIS LLP

Per:



Flora Ho

cc: David Butters, APPrO
Mark Kitchen, Enbridge Gas Inc.
David Stevens, Aird & Berlis LLP
Khalil Viraney, OEB
Ian Richler, OEB

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: N/A Country: N/A
- 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>2020-0095</u>	Process:	<u>Enbridge 2021 Rates Application</u>
Party:	<u>Association of Power Producers of Ontario</u>	Affiant's Name:	<u>Flora Ho</u>
HST Number:	<u>125298802RT0001</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

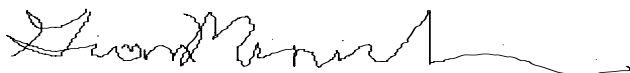
I, Flora Ho, of the City/Town of Markham
in the Province/State of Ontario, swear or affirm that:

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 virtually at the City of Toronto,
in the Province/State of Ontario, on November 16, 2020.
(date)



Ontario Energy Board
COST CLAIM FOR HEARINGS



Affidavit and Summary of Fees and Disbursements

Commissioner for taking Affidavits

File # EB- 2020-0095 **Process:** Enbridge 2021 Rates Application

Party: Association of Power Producers of Ontario

Summary of Fees and Disbursements Being Claimed

Legal/consultant/other fees	\$	927.00
Disbursements	\$	-
HST	\$	120.51
Total Cost Claim	\$	1,047.51

Payment Information

Make cheque payable to: Association of Power Producers of Ontario

Send payment to this address: 67 Yonge St. Suite 1040

Toronto, Ontario

M5E 1J8

Ontario Energy Board

COST CLAIM FOR HEARINGS



Detail of Fees and Disbursements Being Claimed

File # EB- <u>2020-0095</u>	Process: <u>Enbridge 2021 Rates Application</u>
Party: <u>Association of Power Producers of Ontario</u>	Service Provider Name: <u>John Vellone</u>

SERVICE PROVIDER TYPE (check one)	Year Called to Bar	Completed Years Practising/Years of Relevant Experience
Legal Counsel <input checked="" type="checkbox"/>	2008	12
Articling Student/Paralegal <input type="checkbox"/>		
Consultant <input type="checkbox"/>		Hourly Rate: \$290
Analyst <input type="checkbox"/>		

For Consultant/Analyst: <input type="checkbox"/> CV attached	HST Rate Charged (enter %): 13.0%
<input type="checkbox"/> CV provided within previous 24 months	

Statement of Fees Being Claimed					
	Hours	Hourly Rate	Subtotal	HST	Total
Pre-hearing Conference					
Preparation		\$ 290.00	\$ -	\$ -	\$ -
Attendance		\$ 290.00	\$ -	\$ -	\$ -
Technical Conference					
Preparation		\$ 290.00	\$ -	\$ -	\$ -
Attendance		\$ 290.00	\$ -	\$ -	\$ -
Interrogatories					
Preparation		\$ 290.00	\$ -	\$ -	\$ -
Responses		\$ 290.00	\$ -	\$ -	\$ -
Issues Conference					
Preparation		\$ 290.00	\$ -	\$ -	\$ -
Attendance		\$ 290.00	\$ -	\$ -	\$ -
ADR - Settlement Conference					
Preparation		\$ 290.00	\$ -	\$ -	\$ -
Attendance		\$ 290.00	\$ -	\$ -	\$ -
Proposal Preparation		\$ 290.00	\$ -	\$ -	\$ -
Argument					
Preparation	0.50	\$ 290.00	\$ 145.00	\$ 18.85	\$ 163.85
Oral Hearing					
Preparation		\$ 290.00	\$ -	\$ -	\$ -
Attendance		\$ 290.00	\$ -	\$ -	\$ -
Other Conferences					
Preparation		\$ 290.00	\$ -	\$ -	\$ -
Attendance		\$ 290.00	\$ -	\$ -	\$ -
Case Management		\$ 170.00	\$ -	\$ -	\$ -
TOTAL SERVICE PROVIDER FEES			\$ 145.00	\$ 18.85	\$ 163.85

Ontario Energy Board

COST CLAIM FOR HEARINGS



Detail of Fees and Disbursements Being Claimed

File # EB- 2020-0095

Process: Enbridge 2021 Rates Application

Party: Association of Power Producers

Service Provider Name: John Vellone

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:		\$ -	\$ -
TOTAL DISBURSEMENTS:	\$ -	\$ -	\$ -

Ontario Energy Board

COST CLAIM FOR HEARINGS



Detail of Fees and Disbursements Being Claimed

File # EB- <u>2020-0095</u>	Process: <u>Enbridge 2021 Rates Application</u>
Party: <u>Association of Power Producers of Ontario</u>	Service Provider Name: <u>Flora Ho</u>

SERVICE PROVIDER TYPE (check one)	Year Called to Bar	Completed Years Practising/Years of Relevant Experience
Legal Counsel <input checked="" type="checkbox"/>	2019	1
Articling Student/Paralegal <input type="checkbox"/>		
Consultant <input type="checkbox"/>		
Analyst <input type="checkbox"/>		

Hourly Rate:	\$170
--------------	-------

For Consultant/Analyst:	<input type="checkbox"/> CV attached	HST Rate Charged (enter %):	13.0%
	<input type="checkbox"/> CV provided within previous 24 months		

Statement of Fees Being Claimed					
	Hours	Hourly Rate	Subtotal	HST	Total
Pre-hearing Conference					
Preparation		\$ 170.00	\$ -	\$ -	\$ -
Attendance		\$ 170.00	\$ -	\$ -	\$ -
Technical Conference					
Preparation		\$ 170.00	\$ -	\$ -	\$ -
Attendance		\$ 170.00	\$ -	\$ -	\$ -
Interrogatories					
Preparation	2.70	\$ 170.00	\$ 459.00	\$ 59.67	\$ 518.67
Responses	0.50	\$ 170.00	\$ 85.00	\$ 11.05	\$ 96.05
Issues Conference					
Preparation		\$ 170.00	\$ -	\$ -	\$ -
Attendance		\$ 170.00	\$ -	\$ -	\$ -
ADR - Settlement Conference					
Preparation		\$ 170.00	\$ -	\$ -	\$ -
Attendance		\$ 170.00	\$ -	\$ -	\$ -
Proposal Preparation		\$ 170.00	\$ -	\$ -	\$ -
Argument					
Preparation	1.10	\$ 170.00	\$ 187.00	\$ 24.31	\$ 211.31
Oral Hearing					
Preparation		\$ 170.00	\$ -	\$ -	\$ -
Attendance		\$ 170.00	\$ -	\$ -	\$ -
Other Conferences					
Preparation		\$ 170.00	\$ -	\$ -	\$ -
Attendance		\$ 170.00	\$ -	\$ -	\$ -
Case Management	0.30	\$ 170.00	\$ 51.00	\$ 6.63	\$ 57.63
TOTAL SERVICE PROVIDER FEES			\$ 782.00	\$ 101.66	\$ 883.66

Ontario Energy Board

COST CLAIM FOR HEARINGS



Detail of Fees and Disbursements Being Claimed

File # EB- 2020-0095

Process: Enbridge 2021 Rates Application

Party: Association of Power Producers

Service Provider Name: Flora Ho

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:		\$ -	\$ -
TOTAL DISBURSEMENTS:	\$ -	\$ -	\$ -



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Association of Power Producers of Ontario (APPrO)
67 Yonge Street, Suite 1040
Toronto, ON M5E 1J8

September 22, 2020

Attention: Dave Butters
President

Invoice # 697885228
Page 1

Re: Enbridge 2021 Rates Application

File No: 061604/000045

PROFESSIONAL SERVICES rendered to August 31, 2020 in connection with the above matter as described in the attached.

Fees	\$ [REDACTED]
Disbursements	0.00
HST on Fees and Taxable Disbursements	[REDACTED]
Total this Invoice	<u>\$ [REDACTED]</u>

THIS IS OUR ACCOUNT - E. & O.E.

BORDEN LADNER GERVAIS LLP

Borden Ladner Gervais LLP

For: John Vellone

Association of Power Producers of Ontario (APPrO)
Re: Enbridge 2021 Rates Application

September 22, 2020
Invoice # 697885228
File No: 061604/000045
Page 2

PROFESSIONAL SERVICES RENDERED to August 31, 2020

Jul 30, 2020	F. Ho	0.60	Drafting Notice of Intervention for APPrO re 2021 Enbridge Rates (EB-2020-0095).
Aug 5, 2020	F. Ho	0.50	Prepare cover letter, compile document and file Notice of Intervention on RESS.
Aug 19, 2020	F. Ho	1.50	Review evidence filed by Enbridge to identify any issues that require interrogatories.
Aug 26, 2020	F. Ho	1.00	Review evidence and prepare draft IRs re Enbridge 2021 Rates Case; email draft to J. Vellone.

TO OUR FEES

\$ [REDACTED]

FEE SUMMARY

<u>Timekeeper</u>	<u>Hours</u>	<u>Avg. Rate/Hr.</u>	<u>Amount</u>
F. Ho	3.60	\$ [REDACTED]	\$ [REDACTED]
	<u>3.60</u>		<u>\$ [REDACTED]</u>

Total Fees and Disbursements

[REDACTED]

HST on Fees and Taxable Disbursements

[REDACTED]

TOTAL THIS INVOICE

\$ [REDACTED]



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67 Yonge Street, Suite 1040
Toronto, ON M5E 1J8

September 22, 2020
Invoice # 697885228
JV/JV

Re: Enbridge 2021 Rates Application

File No: 061604/000045

REMITTANCE COPY

Fees	\$	
Disbursements		0.00
HST on Fees and Taxable Disbursements		
Total this Invoice	\$	

PLEASE REFER TO PAYMENT OPTIONS PAGE FOR REMITTANCE INFORMATION.



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Association of Power Producers of Ontario (APPrO)
67 Yonge Street, Suite 1040
Toronto, ON M5E 1J8

October 31, 2020

Attention: Dave Butters
President

Invoice # 697898023
Page 1

Re: Enbridge 2021 Rates Application

File No: 061604/000045

PROFESSIONAL SERVICES rendered to September 30, 2020 in connection with the above matter as described in the attached.

Fees	\$ [REDACTED]
Disbursements	0.00
HST on Fees and Taxable Disbursements	[REDACTED]
Total this Invoice	<u>\$ [REDACTED]</u>

THIS IS OUR ACCOUNT - E. & O.E.

BORDEN LADNER GERVAIS LLP

Borden Ladner Gervais LLP

For: John Vellone

Association of Power Producers of Ontario (APPrO)
Re: Enbridge 2021 Rates Application

October 31, 2020
Invoice # 697898023
File No: 061604/000045
Page 2

PROFESSIONAL SERVICES RENDERED to September 30, 2020

Jul 13, 2020	J. Vellone	0.40	Call with F. Ho to review the Enbridge briefing note.
Jul 31, 2020	J. Vellone	0.10	Review draft notice of intervention. Instruct F. Ho re: same.
Sep 2, 2020	F. Ho	0.20	Finalize Interrogatories and file on RESS and serve on parties.
Sep 18, 2020	F. Ho	0.50	Review interrogatory responses and email J. Vellone re interrogatory responses.
Sep 21, 2020	F. Ho	0.30	Email correspondence with C. Walter re settlement conference; email correspondence with D. Butters to seek instructions re settlement conference.

TO OUR FEES

\$ [REDACTED]

FEE SUMMARY

<u>Timekeeper</u>	<u>Hours</u>	<u>Avg. Rate/Hr.</u>	<u>Amount</u>
F. Ho	1.00	\$ [REDACTED]	\$ [REDACTED]
J. Vellone	0.50	[REDACTED]	[REDACTED]
	<u>1.50</u>		<u>\$ [REDACTED]</u>

Total Fees and Disbursements

[REDACTED]

HST on Fees and Taxable Disbursements

[REDACTED]

TOTAL THIS INVOICE

\$ [REDACTED]



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October 31, 2020
Invoice # 697898023
JV/JV

Re: Enbridge 2021 Rates Application

File No: 061604/000045

REMITTANCE COPY

Fees	\$	██████████
Disbursements		0.00
HST on Fees and Taxable Disbursements		██████████
		<hr/>
Total this Invoice	\$	██████████
		<hr/>

PLEASE REFER TO PAYMENT OPTIONS PAGE FOR REMITTANCE INFORMATION.