

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

November 24, 2020

Re: EB-2019-0159 2021 Dawn Parkway Expansion Project Pollution Probe Submission on Final Cost Claim

Dear Ms. Long:

In accordance with the OEB's Procedural Order #8 dated November 18, 2020, please find below the submission from Pollution Probe on its Cost Claim for the above noted proceeding. In Procedural Order #8, the OEB requested that Pollution Probe file a submission on the reasonableness of its final cost claim. The OEB also invited Parties that filed comments on the notice of withdrawal from Enbridge Gas to file an additional cost claim related to those costs. Pollution Probe provided submissions related to the Enbridge's application withdrawal request. However, it is not intending to file an additional cost claim. Due in part to current COVID protocols, preparation of an additional cost claim would be prohibitive, especially when compared to the minor additional costs related to the withdrawal submission. Pollution Probe always participates in a responsible manner and strives to ensure value is added to the process through its participation and coordination. In this case it does not make sense to submit an additional cost claim.

Pollution Probe only requests approval for the residual amount of its Cost Claim filed June 2, 2020 for this proceeding. For convenience, a copy is attached to this submission.

Pollution Probe Costs Claim	
(dated June 2, 2020)	\$41,429.19
OEB Interim Costs Award	
(July 15, 2020)	\$30,000.00
Residual Cost Award Request	\$11,429.19

Pollution Probe followed and supported the process defined by the Board and represented a direct consumer and policy perspective aligned with the Board's mandate in this proceeding (i.e. consumer, environmental, policy, and financial issues). Pollution Probe acted responsibly and efficiently during the proceeding and coordinated with stakeholders to avoid duplication.

Pollution Probe was one of three intervening parties that arranged for an expert witness in this proceeding. Pollution Probe's expert witness (Ralph Torrie) has over 40 years of experience including with Provincial policy, community energy planning and energy alternatives related to the proceeding.





Pollution Probe also led on certain issues including environmental and socio-economic impacts and provided interrogatories and written correspondence related to those additional issues. Although Pollution Probe initially intended to also secure a witness related to those issues, following communication with OEB Staff, Pollution Probe decided that it would be more cost-effective to use its current resources and then cross-examine the Enbridge environmental consultant during the proceeding. Pollution Probe also communicated with local stakeholders that could have potentially participated if needed during the proceeding. There is significant effort associated with securing and orienting expert witnesses for such a proceeding and Pollution Probe considered this the most appropriate approach in this case.

Upon receiving the OEB's adjournment notice on May 19, 2020 Pollution Probe ceased all proceeding activity, including work with its expert witness. Although the proceeding was suspended many weeks before intervenor evidence was due to be completed, Pollution Probe was on track to complete and file evidence by June 1, 2020 in accordance with Procedural Order #5. By halting all activities at the time of the adjournment, additional costs related to completion of the evidence were avoided.

Pollution Probe coordinated efficiently with other stakeholders to avoid duplication. The Cost Claim submitted by Pollution Probe includes costs related to its expert witness and Pollution Probe submits that the residual costs of \$11,429.19 are reasonable and well within the range of other intervenors in a similar position.

Please do not hesitate to reach out should you have any questions or require anything additional.

Respectfully submitted on behalf of Pollution Probe.

Michael Brophy, P.Eng., M.Eng., MBA

Michael Brophy Consulting Inc. Consultant to Pollution Probe

Phone: 647-330-1217

Email: Michael.brophy@rogers.com

cc: Adam Stiers, Enbridge (email via EGIRegulatoryProceedings@enbridge.com)

Guri Pannu Senior Legal Counsel, Enbridge Regulatory (via email)
Charles Keizer and Myriam Seers, Torys (email via ckeizer@torys.com)

All Parties (via email)

Richard Carlson, Pollution Probe (via email)





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

June 2, 2020

Re: EB-2019-0159 2021 Dawn Parkway Expansion Project Pollution Probe Cost Claim

Dear Ms. Long:

In accordance with the OEB's Procedural Order #7 and Decision on Adjournment dated May 19, 2020, please find attached the cost claim from Pollution Probe for the above noted proceeding. Pollution Probe followed and supported the process defined by the Board and represented a direct consumer and policy perspective aligned with the Board's mandate in the proceeding (i.e. consumer, environmental, policy, and financial issues). Pollution Probe acted efficiently during the proceeding and coordinated with stakeholders to avoid duplication.

Pollution Probe confirmed to the Board March 10, 2020 of its intent to file evidence in this proceeding and has been actively working with its expert (Ralph Torrie) and related stakeholders. Due to the Board's adjournment Pollution Probe has instructed its expert to cease activity. Should the proceeding recommence, Pollution Probe would need sufficient time to restart those activities and make any adjustments as necessary.

Respectfully submitted on behalf of Pollution Probe.

Michael Brophy, P.Eng., M.Eng., MBA

Michael Brophy Consulting Inc. Consultant to Pollution Probe

Phone: 647-330-1217

Mick Aregel

Email: Michael.brophy@rogers.com

cc: Adam Stiers, Enbridge (email via EGIRegulatoryProceedings@enbridge.com)

Guri Pannu Senior Legal Counsel, Enbridge Regulatory (via email) Charles Keizer and Myriam Seers, Torys (email via ckeizer@torys.com)

Richard Carlson, Pollution Probe (via e-mail)

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.

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- All claims mus	input is indicated by yellow	f applicable, state e Rate:	exchange rate and countr	ry of initial currency. Country:	h calculations. med" and a "Statement of
Disbursements However, only - The cost claim	Being Claimed") is required one "Summary of Fees and a must be supported by a consultant/analyst must be	d for each lawyer, a Disbursements" co ompleted Affidavit	inalyst/consultant and ar overing the whole of the signed by a representation	rticling student/parale party's cost claim shou we of the party.	gal. uld be provided.
	ot as provided in section 7.				
File # EB- 2	019-0159		Process: Dawn-Par	rkway Expansion LTC	C
Party: P	ollution Probe		Affiant's Nam	e: Michael Brophy	
HST Number:	108092701 RT0001		HS	ST Rate Ontario:	13.00%
	Full Registr	ant 🗹	Qual	lifying Non-Profit	52
	Unregiste			Tax Exempt	
	Ot	ther 🗆			
			Affidavit		
1,	Michael Bro	ophy	, of the City/Town		Toronto
in the Provin	nce/State of	Ontario		, swear or affirm	n that:
2. I have exam Disbursements 3. The attached Disbursements Ontario Energy 4. This cost cla	sentative of the above-not ined all of the documentation is Being Claimed", "Statemed "Summary of Fees and Diss Being Claimed" include or Board process referred to im does not include any coections 6.05 and 6.09 of the	ion in support of the control of the control of Fees Being isbursements Being only costs incurred a babove. Ists for work done,	is cost claim, including the Claimed" and "Statemer good Claimed", "Statement(sound time spent directly for time spent, by a person	he attached "Summary nt(s) of Disbursements s) of Fees Being Claime or the purposes of the F on that is an employee	of Fees and Being Claimed". d" and "Statement(s) of Party's participation in the
	355	ha City/Tayun of		Toronto	
	firmed before me at t nce/State of	ne City/Town of Ontario	, on	June 1, 2	2020.
	mg			(date)	
Commission	ner for taking Affidavi	VICKYP.F	HUQ Page 1 of 2		

Ontario Energy Board COST CLAIM FOR HEARINGS



Affidavit and Summary of Fees and Disbursements

File# EB-	2019-0159	***************************************	Process:	Process: Dawn-Parkway Expansion LTC							
Party:	Pollution Probe	***************************************									
	Summa	ary of Fee	s and Disburse	ments Being Claimed							
Legal/cons	sultant/other fees	\$	36,663.00								
Disbursem	nents	\$	-								
HST		\$	4,766.19								
Total Cost	Claim	\$	41,429.19								
Total Cost	Claim			nation							
Total Cost		F	Payment Inforn	nation							
Total Cost	Claim Make cheque payable to	F	Payment Inforn	nation							
		Pollution	Payment Inforn								
	Make cheque payable to	Pollution:	Payment Inforn								



Ontario Energy Board COST CLAIM FOR HEARINGS



Detail of Fees and Disbursements Being Claimed

File # EB-	2019-0159		Process:	Dawn-Parkway	v Expansion LTC	
Party:	Pollution Probe		Service P	rovider Name:	Michael Brophy	
	SERVICE PROVIDER TYPE	(check o	Year Called to		Completed Years Practising/Years of Relevant Experience	
	Legal Counsel				26	
	Articling Student/Paralegal					
	Consultant		✓		Hourly Rate: \$330	
	Analyst					
	For Consultant/Analyst:		attached	HST Rate Ch	narged (enter %): 13.0%	
		✓ ′	provided within previo	ous 24 months		

provided Weiming Previous 2 - moneins								
Statement of Fees Being Claimed								
	Hours	Но	urly Rate		Subtotal		HST	Total
Pre-hearing Conference								
Preparation	28.00	\$	330.00	\$	9,240.00	\$	1,201.20	\$ 10,441.20
Attendance		\$	330.00	\$	-	\$	-	\$ -
Technical Conference								
Preparation		\$	330.00	\$	-	\$	-	\$ -
Attendance		\$	330.00	\$	-	\$	-	\$ -
Interrogatories								
Preparation	13.50	\$	330.00	\$	4,455.00	\$	579.15	\$ 5,034.15
Responses		\$	330.00	\$	-	\$	-	\$ -
Issues Conference								
Preparation		\$	330.00	\$	-	\$	-	\$ -
Attendance		\$	330.00	\$	-	\$	-	\$ -
ADR - Settlement Conference								
Preparation		\$	330.00	\$	-	\$	-	\$ -
Attendance		\$	330.00	\$	-	\$	-	\$ -
Proposal Preparation		\$	330.00	\$	-	\$	-	\$ -
Argument								
Preparation		\$	330.00	\$	-	\$	-	\$ -
Oral Hearing								
Preparation	32.50	\$	330.00	\$	10,725.00	\$	1,394.25	\$ 12,119.25
Attendance		\$	330.00	\$	-	\$	-	\$ -
Other Conferences								
Preparation		\$	330.00	\$	-	\$	-	\$ -
Attendance		\$	330.00	\$	-	\$	-	\$ -
Case Management				\$	-	\$	-	\$ -
TOTAL SERVICE PROVIDER FEES				\$	24,420.00	\$	3,174.60	\$ 27,594.60

Ontario Energy Board COST CLAIM FOR HEARINGS



Detail of Fees and Disbursements Being Claimed

File # EB-	2019-0159		Process: <u>Dawn-Parkwo</u>	ay Expansion LTC
Party:	Pollution Probe		Service Provider Name	: Ralph Torrie
	SERVICE PROVIDER TYPE	(check one	Year Called to e) Bar	Completed Years Practising/Years of Relevant Experience
	Legal Counsel			40
	Articling Student/Paralegal			
	Consultant			Hourly Rate: \$330
	Analyst			
	For Consultant/Analyst:			Charged (enter %): 13.0%
		/р	provided within previous 24 months	

Statement of Fees Being Claimed								
	Hours	Но	urly Rate		Subtotal		HST	Total
Pre-hearing Conference								
Preparation		\$	330.00	\$	-	\$	-	\$ -
Attendance		\$	330.00	\$	-	\$	-	\$ -
Technical Conference								
Preparation		\$	330.00	\$	-	\$	-	\$ -
Attendance		\$	330.00	\$	-	\$	-	\$ -
Interrogatories								
Preparation		\$	330.00	\$	-	\$	-	\$ -
Responses		\$	330.00	\$	-	\$	-	\$ -
Issues Conference								
Preparation		\$	330.00	\$	-	\$	-	\$ -
Attendance		\$	330.00	\$	-	\$	-	\$ -
ADR - Settlement Conference								
Preparation		\$	330.00	\$	-	\$	-	\$ -
Attendance		\$	330.00	\$	-	\$	-	\$ -
Proposal Preparation		\$	330.00	\$	-	\$	-	\$ -
Argument								
Preparation		\$	330.00	\$	-	\$	-	\$ -
Oral Hearing								
Preparation	37.10	\$	330.00	\$	12,243.00	\$	1,591.59	\$ 13,834.59
Attendance		\$	330.00	\$	-	\$	-	\$ -
Other Conferences								
Preparation		\$	330.00	\$	-	\$	-	\$ -
Attendance		\$	330.00	\$	-	\$	-	\$ -
Case Management				\$	-	\$	-	\$ -
TOTAL SERVICE PROVIDER FEES				\$	12,243.00	\$	1,591.59	\$ 13,834.59



Ralph Torrie

Telephone/text: 289-691-2408 rtorrie@torriesmith.com

linkedin.com/in/ralphtorrie

Professional History

- President, Torrie Smith Associates
- Senior Associate, Sustainability Solutions Group
- Managing Director, Trottier Energy Futures Project
- Vice President, ICF International (NASDAQ: ICFI)
- Managing Director, Navigant Consulting (NYSE: NCI)
- Deputy Coordinator, Energy Research Group, United Nations University and International Development Research Centre

Education

 Honours B.Sc. (Physics), University of Waterloo

Selected Extra-Curricular Activities, Recognition

- Senior Associate, Canadian Energy Systems Analysis Research Network, University of Calgary
- Board Member, Greater Toronto Area Clean Air Partnership (2010-2016)
- Member, Editorial Advisory Board, Alternatives Journal
- Editorial Board, Energy Exchange magazine
- Individual recipient of the Canadian Environment Award

Ralph D. Torrie

Ralph is an energy systems expert with over 40 years of Canadian and international entrepreneurial, management and consulting experience that includes hundreds of initiatives in research, business development, and public policy. He is President of Torrie Smith Associates, a research and software development firm that he founded in 1979.

He also spent two years as Assistant Coordinator of the Energy Research Group of the United Nations University and the International Development Research Centre, six years as a corporate executive, first as Vice President at ICF International and then as Managing Director at Navigant, both publicly traded U.S. based firms, and two years as Managing Director of the Trottier Energy Futures Project, an innovative collaborative project exploring long-range sustainable energy strategies for Canada.

Some career highlights:

- As Vice President of ICF International, he assembled and led the team that supported the policy analysis of leading energy and climate change initiatives.
- As a consultant to the Ontario Power Authority, he predicted the changes in Ontario's electricity market that would see a reversal of historical demand growth, corresponding shifts in preferred investment and growth strategies, and the emergence of new business models for the sector.
- At the invitation of the Federation of Canadian Municipalities, he wrote the Foundation Paper that established the rationale and prepared the way for federal government support of municipal action on climate change in Canada. He continues to work with Canadian municipal governments in the development of their sustainable growth strategies.
- Ralph managed the research program of the Energy Research Group of the United Nations University and IDRC, a blue ribbon panel of ten of the leading energy experts from developing countries. The work included commissioning and managing contributions from over 100 associates around the world, and shaping their inputs and the Group's deliberations into recommendations to the donor agencies and the development assistance community.

Ralph D. Torrie

Selected Reports and Publications

Reconciling energy efficiency and energy intensity metrics: an integrated decomposition analysis. With Christoper Stone and David Layzell, *Journal of Energy Efficiency*, May 2018. https://doi.org/10.1007/s12053-018-9667-z

Community Emissions Reduction Planning: A Guide for Municipalities, with Jeremy Murphy, Julia Meyer-MacLeod, Mel de Jager, Mike Sullivan, Naomi Devine, Steve Winkelmann and Yuill Herbert, prepared for Ontario Ministry of the Environment and Climate Change, April 2018. Available at https://lnkd.in/dQicCAN.

Understanding Energy Systems Change in Canada: Decomposition of Total Energy Intensity. With David Layzell and Christopher Stone, *Journal of Energy Economics, Volume 56, May 2016, Pages 101–106.* Available at

https://www.sciencedirect.com/science/article/pii/S0140988316300500

Financial and Economic Dimensions of the Canadian Energy System, in Primer on Energy Systems in Canada, 2nd edition, Energy Exchange, March 2016. Available at http://www.pollutionprobe.org/publications/primer-on-energy-systems-in-canada/

Some Reflections on Climate Change Response Policy, in <u>Acting on Climate Change:</u> Extending the Dialogue Among Canadians, March 2015, at http://sustainablecanadadialogues.ca/pdf 2015/extending dialogue/RalphTorrie.corr.pdf

Low-Carbon Energy Futures: A Review of National Scenarios, with Tyler Bryant, Dale Marshall, Mitchell Beer, Blake Anderson, Ryan Kadowaki and Johanne Whitmore, Trottier Energy Futures Project, 2013.

An Inventory of Low-Carbon Energy for Canada, with Tyler Bryant, Mitchell Beer, Blake Anderson, Dale Marshall, Ryan Kadowaki and Johanne Whitmore, Trottier Energy Futures Project, 2013.

Low Carbon Futures in Canada, invited presentation to the 4th Annual Meeting of the International Research Network for Low Carbon Societies (LCS-RNet), University of Oxford, September 2012.

Greenhouse Gas Emissions in Ontario: Bending the Curve, for Ontario Ministry of the Environment, 2009. This report provided the analysis that underpinned the province's climate change response policy.

Michael Brophy Consulting Inc.



28 MacNaughton Road DATE: 27/5/2020
Toronto, Ontario, M4G 3H4 INVOICE # OEB-6-2020
Phone 647-330-1217 email: michael.brophy@rogers.com FOR: EB-2019-0159
Dawn-Parkway LTC

Bill To:

Richard Carlson Director Energy Policy Polution Probe 150 Ferrand Drive Toronto, Ontario M3C 3E5

DESCRIPTION	AMOUNT
Consulting & Expert Services - OEB EB-2019-0159 Dawn-Parkway LTC	
Consulting Services - Michael Brophy	
Detailed timesheet for Michael Brophy attached	
74 hours @ \$330 per hour	\$24,420.00
Expert Witness - Ralph Torrie	
Detailed timesheet for Ralph Torrie attached	
37.1 hours @ \$330 per hour	\$12,243.00
Subtotal	\$36,663.00
HST (HST #: 75225 9333 RT0001)	\$4,766.19
TOTAL	\$41,429.19

Make all cheques payable to Michael Brophy Consulting Inc.

If you have any questions concerning this invoice, contact: Michael Brophy, President, Michael Brophy Consulting Inc. Phone: 647-330-1217, email: michael.brophy@rogers.com

Business Number: 75225 9333

THANK YOU FOR YOUR BUSINESS!

EB-2019-0159

Dawn Parkway Expansion Project

M. Brophy

Date	Hours	Details
1/23/2020		Review evidence and coordination call with GEC, ED and TAF
1/27/2020		email correspondence with OEB Staff regarding Enbridge letter. Development of response letter.
2/2/2020	5.00	Evidence review, PO#1, development and drafting for issues list and coordination correspondence with City of Toronto, TAF, GEC, ED, EC and CaGBC.
2/6/2020	1.00	Clean Air Partnership coordination, email and phone call. Support letter coordination.
2/7/2020	1.00	Correspondence with R. Carlson (Pollution Probe), finalise issues list submission and file with OEB
2/14/2020	2.00	MNRF (A. Mougerel & T. Fancy) discussion and review wetland mapping
2/19/2020	3.00	Hamilton Council meeting. Review Feb 6 video & materials, Enbridge presentation and stakeholder presentations
2/24/2020	2.00	Correspondence with City of Hamilton (A. Chan & G. Paparella) and review of materials
3/6/2020	2.50	Review evidence, pipeline integrity report and coordination email to K. Elson (ED)
3/9/2020	4.00	Coordination with stakeholders including SEC, ED, GEC and local interest group. Development of evidence list per PO#2 and discussion with industry experts prior to filing evidence list.
3/10/2020	2.00	Assesment of expert witness options. Draft letter related to OPCC circulation and impacts to PO#2 timing.
3/19/2020	1.00	Coordination on environmental consultant for expert review
3/20/2020	2.00	Correspondence with Hamilton 350 and review of environmental mitigation concerns. City of Hamilton Council meeting related to the proposed pipeline.
3/23/2020	3.00	Development of IRs and cross-reference to filed IRs to avoid duplication
3/25/2020	4.00	Coordination with R. Carlson (Pollution Probe). Review evidence and development of IRs.
3/26/2020	5.00	Coordination with R. Carlson (Pollution Probe). Review evidence and development of IRs.
3/27/2020	4.00	Review Final Report on Enbridge 5 Year Gas Supply Plan & project impacts, released March 26. Correspondence with 350 Hamilton on local questions.
3/31/2020	4.00	Coordination with Hamilton 350 and R. Torrie regarding witness and material options. Review EA and Appendix A-H
4/1/2020	3.00	Correspondence with R. Carlson (Pollution Probe) and Clean Air Partnership. Review Appendix H.
4/2/2020	1.50	Correspondence with R. Carlson (Pollution Probe), Clean Air Partnership, ED, GEC, TAF and City of Toronto. Finalise IRs and file
4/7/2020	2.00	Review evidence, issues list and process with R. Torrie
4/8/2020	2.00	Hamilton Conservation Upper Spencer Creek Watershed Plan, correspondence with Hamilton350 and R. Torrie.
4/21/2020	2.00	Expert Witness documents, process & orientation. Correspondence with R. Torrie
4/22/2020	1.50	Evidence coordination with D. Quinn. Correspondence with R. Torrie and Expert Witness Form A.
4/23/2020	1.00	Zoom call and correspondence with D.Quinn & R. Torrie. Review supply rationale & coordinate evidence to avoid duplication
4/27/2020	1.00	Zoom call and correspondence with D.Quinn & R. Torrie. Review draft evidence details.
5/1/2020	2.50	Reduction in natural gas by municipality assessment. Alternatives to the project, R. Torrie evidence coordination.
5/2/2020	4.00	Evidence ccordination. Correspondence with R. Torrie
5/4/2020	3.00	Evidence ccordination. Correspondence with R. Torrie. Coordination for potential adjournment.
5/5/2020	1.50	Review Enbridge & ED correspondence. Discussion with R. Carlson (Pollution Probe), preparation and submission of Pollution Probe letter. Call with D. Poch (GEC). Call with D. Quinn (FRPO). File Pollution Probe letter.
5/14/2020	1.00	Review stakeholder submissions and Enbridge reply. Correspondence with R. Carlson (Pollution Probe)
total	74 00	

total 74.00

EB-2019-0159 Dawn Parkway Expansion Project Time Sheet for Ralph Torrie

37.10

total

Date	Hours	Details
4/21/2020	3.50	Evidence review
4/23/2020	4.50	Reviewing evidence and conference call with M. Brophy and D. Quinn
4/27/2020	11.20	Reading EGI evidence, ICF reports, assess the demand side rationale for the project, conference call with M. Brophy
5/1/2020	2.60	Review of EGI material, drafted outline of evidence, compiling information on local government commitments to efficiency and implications to gas demand
5/2/2020	9.70	Completed first outline of evidence. Downloaded data needed for analysis. Read EGI Annual Gas Supply plan update. Retrieved EGI forecast methodology and scanned.
5/3/2020	3.00	Continuing with analysis of gas demand assumptions in EGI evidence, ICF reports. Sent key point summary to M. Brophy with questions on some aspects of EGI evidence, email exchange with M. Brophy
5/4/2020	2.60	Revised outline of evidence. Email exchange with M Brophy. Prepared cv for filing.