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Reply To: Albert M. Engel  
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Our File No. 206078

**VIA RESS AND EMAIL: [registrar@oeb.ca](mailto:registrar@oeb.ca)**

Ontario Energy Board  
2300 Yonge Street  
27th Floor  
Toronto, Ontario  
M4P 1E4

Attention: Christine E. Long,  
Board Secretary

Dear Ms. Long:

**Re: EB-2020-0150: Upper Canada Transmission, Inc. O/A NextBridge Infrastructure, 2020-2031 Custom Incentive Rate-setting Application**

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1. The Building Owners and Managers Association ("BOMA") seeks intervenor status and cost award eligibility in the above noted proceeding.
2. BOMA is a frequent intervenor in Board proceedings.

**Description of the Intervenor and its Membership**

3. BOMA represents over 800 Ontario Property and Facility Owners, Managers, Developers, Leasing Agents, and Commercial Real Estate Professionals. Its members account for 80 per cent of all commercial and industrial real estate companies throughout Ontario. BOMA's members are large consumers of electricity throughout the province, and are affected by changes to Transmission Rates.
4. Over the years, BOMA has been active in protecting and advancing the interests of its members on such important policy issues as energy pricing and supply, property taxes, labour requirements, building materials and equipment regulations. BOMA continues to work at all levels of government providing a voice for Commercial Property owners throughout Ontario.
5. BOMA has been a major and constructive participant in numerous previous cases.

**Interest of the Intervenor in the Proceeding and the Grounds for the Intervention**

6. BOMA is interested in the following specific aspects of this proceeding:

- (a) Whether NextBridge has responded appropriately to all relevant OEB directions from previous proceedings;
- (b) Whether all elements of the proposed revenue requirement and their associated total bill impacts are reasonable;
- (c) Whether the proposed Incentive Rate Methodology is consistent with the OEB's *Rate Handbook*;
- (d) Whether the proposed industry-specific inflation and productivity factors are appropriate;
- (e) Whether the proposed spending levels for OM&A in 2022 are appropriate;
- (f) Whether the amounts proposed for rate base and capital structure are reasonable;
- (g) Whether the proposals in respect of existing and proposed new deferral and variance accounts appropriate?
- (h) Whether the proposed cost allocation is appropriate; and
- (i) Generally to represent the interests of commercial, office, retail and institutional consumers in this process.

**Nature and Scope of the Intervenor's Intended Participation**

- 7. BOMA intends to participate in all pre-hearing procedures, including such interrogatories, technical conferences, or settlement conference, as the Board may direct. It also intends to participate in any written or oral hearing for which the Board may provide.

**Intention to Seek an Award of Costs**

- 8. As a representative of a large sector of energy consumers throughout Ontario, the commercial, office, retail and institutional building owners and managers, BOMA seeks a cost award in this proceeding.

**Addresses of Representatives**

- 9. BOMA requests that further communications with respect to this matter be sent to the following representatives in electronic form only:

Thomas Brett, Partner	Albert Engel, Partner	Marion Fraser, President
Fogler, Rubinoff LLP	Fogler, Rubinoff LLP	Fraser & Company
77 King Street West	77 King Street West	65 Harbour Square
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BOMA respectfully requests your acceptance of this intervention and confirmation that it will be eligible for costs.

Yours truly,

**FOGLER, RUBINOFF LLP**



Albert M. Engel

AME/dd

CC: Michael Price, OEB (*via email*)  
Brian J. Murphy, NextEra (*via email*)  
Jennifer Tidmarsh, NextEra (*via email*)  
George Vegh, McCarthys (*via email*)  
Reena Goyal, McCarthys (*via email*)  
Sam Rogers, McCarthys (*via email*)  
Tom Brett, Foglers (*via email*)  
Marion Fraser, Fraser & Company (*via email*)  
Bala Gnanam, BOMA (*via email*)