

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

November 26, 2020

**Re: EB-2019-0294 Low Carbon Energy Project  
Pollution Probe Cost Claim**

Dear Ms. Long:

In accordance with the OEB Decision and Order dated October 29, 2020 for the above-noted proceeding, please find attached Pollution Probe's Cost Claim.

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](mailto:Michael.brophy@rogers.com)

cc: Enbridge (email via [EGIRegulatoryProceedings@enbridge.com](mailto:EGIRegulatoryProceedings@enbridge.com))  
David Stevens, Aird & Berlis (via email)  
Richard Carlson, Pollution Probe (via email)

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



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.

|   |   |
|---|---|
| <b>File # EB-</b> <u>2019-0294</u>                  | <b>Process:</b> <u>Enbridge Low Carbon LTC</u>            |
| <b>Party:</b> <u>Pollution Probe</u>                | <b>Affiant's Name:</b> <u>Michael Brophy</u>              |
| <b>HST Number:</b> <u>108092701 RT0001</u>          | <b>HST Rate Ontario:</b> <u>13.00%</u>                    |
| Full Registrant <input checked="" type="checkbox"/> | Qualifying Non-Profit <input checked="" type="checkbox"/> |
| Unregistered <input type="checkbox"/>               | Tax Exempt <input type="checkbox"/>                       |
| Other <input type="checkbox"/>                      |   |

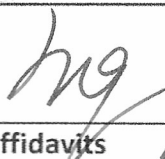
**Affidavit**

I, Michael Brophy, of the City/Town of Toronto  
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 at the City/Town of Toronto,  
in the Province/State of Ontario, on November 18/20,  
(date)

  
\_\_\_\_\_  
Commissioner for taking Affidavits NICKY N F HUO

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



**Affidavit and Summary of Fees and Disbursements**

File # EB- 2019-0294 Process: Enbridge Low Carbon LTC

Party: Pollution Probe

**Summary of Fees and Disbursements Being Claimed**

|                             |           |                  |
|-----------------------------|-----------|------------------|
| Legal/consultant/other fees | \$        | 9,652.50         |
| Disbursements               | \$        | -                |
| HST                         | \$        | 1,254.83         |
| <b>Total Cost Claim</b>     | <b>\$</b> | <b>10,907.33</b> |

**Payment Information**

Make cheque payable to: Pollution Probe

Send payment to this address: 150 Ferrand Drive, Suite 208  
Toronto, Ontario  
M3C 3E5

# Ontario Energy Board

## COST CLAIM FOR HEARINGS



### Detail of Fees and Disbursements Being Claimed

|                                      |   |
|--------------------------------------|---|
| <b>File # EB-</b> <u>2019-0294</u>   | <b>Process:</b> <u>Enbridge Low Carbon LTC</u>      |
| <b>Party:</b> <u>Pollution Probe</u> | <b>Service Provider Name:</b> <u>Michael Brophy</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"/>               | <input type="text"/>      | <input type="text" value="26"/>                                |
| Articling Student/Paralegal <input type="checkbox"/> | <input type="text"/>      |  |
| Consultant <input checked="" type="checkbox"/>       |                           | <b>Hourly Rate:</b> <input type="text" value="\$330"/>         |
| Analyst <input type="checkbox"/>                     |                           |  |

|  |   |
|--|---|
| For Consultant/Analyst: <input type="checkbox"/> / attached              | <b>HST Rate Charged (enter %):</b> <input type="text" value="13.0%"/> |
| <input checked="" type="checkbox"/> / 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                        | 20.00 | \$ 330.00   | \$ 6,600.00 | \$ 858.00   | \$ 7,458.00  |
| 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                        | 9.25  | \$ 330.00   | \$ 3,052.50 | \$ 396.83   | \$ 3,449.33  |
| <b>Oral Hearing</b>                |       |             |             |             |              |
| Preparation                        |       | \$ 330.00   | \$ -        | \$ -        | \$ -         |
| Attendance                         |       | \$ 330.00   | \$ -        | \$ -        | \$ -         |
| <b>Other Conferences</b>           |       |             |             |             |              |
| Preparation                        |       | \$ 330.00   | \$ -        | \$ -        | \$ -         |
| Attendance                         |       | \$ 330.00   | \$ -        | \$ -        | \$ -         |
| <b>Case Management</b>             |       |             | \$ -        | \$ -        | \$ -         |
| <b>TOTAL SERVICE PROVIDER FEES</b> |       |             | \$ 9,652.50 | \$ 1,254.83 | \$ 10,907.33 |

# Michael Brophy Consulting Inc.

# INVOICE

28 MacNaughton Road  
Toronto, Ontario, M4G 3H4  
Phone 647-330-1217 email: michael.brophy@rogers.com

**DATE:** 16/11/2020  
**INVOICE #** OEB-16-2020  
**FOR:** EB-2019-0294  
EGI Low Carbon LTC

**Bill To:**

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

| DESCRIPTION  | AMOUNT              |
|--|---------------------|
| Consulting - OEB EB-2019-0294 Enbridge Low Carbon LTC<br>Detailed timesheet for Michael Brophy attached<br><br>Total: 29.25 hours @ \$330 per hour | 9,652.50            |
| HST (HST #: 75225 9333 RT0001)   | 1,254.83            |
| <b>TOTAL</b>   | <b>\$ 10,907.33</b> |

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-2019-0294 Low Carbon Energy LTC

M. Brophy

| Date      | hours | description   |
|-----------|-------|---|
| 5/13/2020 | 3.00  | Evidence review and draft IRs. Coordination discussion with Evan Wiseman (TAF) on application and questions from Canadian Hydrogen and Fuel Cell Association. |
| 5/22/2020 | 6.00  | Evidence review and draft IRs. Discussion with G. Seaman & J. Wong (Markham MEP)  |
| 5/24/2020 | 5.50  | Evidence review and draft IRs, Markham Municipal Energy Plan  |
| 5/26/2020 | 3.50  | Correspondence with R. Carlson (Pollution Probe) and G. Seaman/J.Wong (Markham). Finalise IRs and file.   |
| 7/23/2020 | 2.00  | Review TSSA evidence and file interrogatory letter  |
| 9/4/2020  | 5.25  | Review Enbridge Argument, IR responses and draft submission   |
| 9/9/2020  | 2.50  | Draft submission, correspondence with R. Carlson (Pollution Probe) and SEC review   |
| 9/11/2020 | 1.50  | Finalise submission and file  |
| total     | 29.25 |   |