

# Elson Advocacy

January 7, 2021

**BY EMAIL AND RESS**

Ms. Christine Long  
Board Secretary  
Ontario Energy Board  
2300 Yonge Street, Suite 2700, P.O. Box 2319  
Toronto, Ontario M4P 1E4

Dear Ms. Long:

**Re: EB-2020-0136 – Enbridge – Toronto Lakeshore Pipeline**

Enclosed please find the cost claim of Environmental Defence in the above matter.

Please do not hesitate to contact me if anything further is required.

Yours truly,

A handwritten signature in blue ink, appearing to read 'Kent Elson', is written over a horizontal line.

Kent Elson

**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.

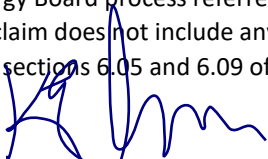
**Except as provided in section 7.03 of the Practice Direction on Cost Awards, itemized receipts must be provided.**

<b>File # EB-</b>	<b>2020-0136</b>	<b>Process:</b>	<b>Enbridge - Toronto Lakeshore Pipeline</b>
<b>Party:</b>	<b>Environmental Defence</b>	<b>Affiant's Name:</b>	<b>Kent Elson</b>
<b>HST Number:</b>	<b>872151923RT0001</b>	<b>HST Rate Ontario:</b>	<b>13.00%</b>
	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, **Kent Elson**, 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 **January 7, 2021**.  
(date)

  
\_\_\_\_\_

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



**Affidavit and Summary of Fees and Disbursements**

**Commissioner for taking Affidavits**

**File # EB-** 2020-0136 **Process:** Enbridge - Toronto Lakeshore Pipeline

**Party:** Environmental Defence

**Summary of Fees and Disbursements Being Claimed**

Legal/consultant/other fees	\$	5,001.00
Disbursements	\$	-
HST	\$	650.13
<b>Total Cost Claim</b>	<b>\$</b>	<b>5,651.13</b>

**Payment Information**

Make cheque payable to: Elson Advocacy Professional Corporation

Send payment to this address: Elson Advocacy  
1062 College Street  
Toronto, Ontario  
M6H 1A9

# Ontario Energy Board

## COST CLAIM FOR HEARINGS



### Detail of Fees and Disbursements Being Claimed

<b>File # EB-</b> <u>2020-0136</u>	<b>Process:</b> <u>Enbridge - Toronto Lakeshore Pipeline</u>
<b>Party:</b> <u>Environmental Defence</u>	<b>Service Provider Name:</b> <u>Kent Elson</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;">2009</div>	<div style="border: 1px solid black; padding: 2px;">11</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;">\$260</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		\$ 260.00	\$ -	\$ -	\$ -
Attendance		\$ 260.00	\$ -	\$ -	\$ -
<b>Technical Conference</b>					
Preparation		\$ 260.00	\$ -	\$ -	\$ -
Attendance		\$ 260.00	\$ -	\$ -	\$ -
<b>Interrogatories</b>					
Preparation	6.80	\$ 260.00	\$ 1,768.00	\$ 229.84	\$ 1,997.84
Responses		\$ 260.00	\$ -	\$ -	\$ -
<b>Issues Conference</b>					
Preparation		\$ 260.00	\$ -	\$ -	\$ -
Attendance		\$ 260.00	\$ -	\$ -	\$ -
<b>ADR - Settlement Conference</b>					
Preparation		\$ 260.00	\$ -	\$ -	\$ -
Attendance		\$ 260.00	\$ -	\$ -	\$ -
Proposal Preparation		\$ 260.00	\$ -	\$ -	\$ -
<b>Argument</b>					
Preparation	10.80	\$ 260.00	\$ 2,808.00	\$ 365.04	\$ 3,173.04
<b>Oral Hearing</b>					
Preparation		\$ 260.00	\$ -	\$ -	\$ -
Attendance		\$ 260.00	\$ -	\$ -	\$ -
<b>Other Conferences</b>					
Preparation		\$ 260.00	\$ -	\$ -	\$ -
Attendance		\$ 260.00	\$ -	\$ -	\$ -
<b>Case Management</b>		\$ 170.00	\$ -	\$ -	\$ -
<b>TOTAL SERVICE PROVIDER FEES</b>			\$ 4,576.00	\$ 594.88	\$ 5,170.88

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



**Detail of Fees and Disbursements Being Claimed**

File # EB- 2020-0136

Process: Enbridge - Toronto Lakeshore Pipeline

Party: Environmental Defence

Service Provider Name: Kent Elson

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:		\$ -	\$ -
<b>TOTAL DISBURSEMENTS:</b>	\$ -	\$ -	\$ -

**Ontario Energy Board**  
**COST CLAIM FOR HEARINGS**  
**Detail of Fees and Disbursements Being Claimed**



# Ontario Energy Board

## COST CLAIM FOR HEARINGS



### Detail of Fees and Disbursements Being Claimed

File # EB- <u>2020-0136</u>	Process: <u>Enbridge - Toronto Lakeshore Pipeline</u>
Party: <u>Environmental Defence</u>	Service Provider Name: <u>Amanda Montgomery</u>
<div style="display: flex; justify-content: space-between;"> <div style="width: 40%;"> <p><b>SERVICE PROVIDER TYPE</b> (check one)</p> <p>Legal Counsel <input checked="" type="checkbox"/></p> <p>Articling Student/Paralegal <input type="checkbox"/></p> <p>Consultant <input type="checkbox"/></p> <p>Analyst <input type="checkbox"/></p> </div> <div style="width: 20%;"> <p>Year Called to Bar</p> <p style="border: 1px solid black; padding: 2px; text-align: center;">2020</p> </div> <div style="width: 35%;"> <p>Completed Years Practising/Years of Relevant Experience</p> <p style="border: 1px solid black; padding: 2px; text-align: center;">1</p> </div> </div>	
<div style="display: flex; justify-content: space-between;"> <div style="width: 40%;"> <p>For Consultant/Analyst: <input type="checkbox"/> CV attached</p> <p><input type="checkbox"/> CV provided within previous 24 months</p> </div> <div style="width: 60%;"> <p>Hourly Rate: <span style="border: 1px solid black; padding: 2px;">\$170</span></p> <p>HST Rate Charged (enter %): <span style="border: 1px solid black; padding: 2px;">13.0%</span></p> </div> </div>	

Statement of Fees Being Claimed					
	Hours	Hourly Rate	Subtotal	HST	Total
<b>Pre-hearing Conference</b>					
Preparation		\$ 170.00	\$ -	\$ -	\$ -
Attendance		\$ 170.00	\$ -	\$ -	\$ -
<b>Technical Conference</b>					
Preparation		\$ 170.00	\$ -	\$ -	\$ -
Attendance		\$ 170.00	\$ -	\$ -	\$ -
<b>Interrogatories</b>					
Preparation	2.10	\$ 170.00	\$ 357.00	\$ 46.41	\$ 403.41
Responses		\$ 170.00	\$ -	\$ -	\$ -
<b>Issues Conference</b>					
Preparation		\$ 170.00	\$ -	\$ -	\$ -
Attendance		\$ 170.00	\$ -	\$ -	\$ -
<b>ADR - Settlement Conference</b>					
Preparation		\$ 170.00	\$ -	\$ -	\$ -
Attendance		\$ 170.00	\$ -	\$ -	\$ -
Proposal Preparation		\$ 170.00	\$ -	\$ -	\$ -
<b>Argument</b>					
Preparation	0.40	\$ 170.00	\$ 68.00	\$ 8.84	\$ 76.84
<b>Oral Hearing</b>					
Preparation		\$ 170.00	\$ -	\$ -	\$ -
Attendance		\$ 170.00	\$ -	\$ -	\$ -
<b>Other Conferences</b>					
Preparation		\$ 170.00	\$ -	\$ -	\$ -
Attendance		\$ 170.00	\$ -	\$ -	\$ -
<b>Case Management</b>		\$ 170.00	\$ -	\$ -	\$ -
<b>TOTAL SERVICE PROVIDER FEES</b>			\$ 425.00	\$ 55.25	\$ 480.25

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



**Detail of Fees and Disbursements Being Claimed**

File # EB- 2020-0136

Process: Enbridge - Toronto Lakeshore Pipeline

Party: Environmental Defence

Service Provider Name: Amanda Montgomery

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:		\$ -	\$ -
<b>TOTAL DISBURSEMENTS:</b>	\$ -	\$ -	\$ -



**Ontario Energy Board**  
**COST CLAIM FOR HEARINGS**  
**Detail of Fees and Disbursements Being Claimed**



# Elson Advocacy

## Invoice

Environmental Defence  
116 Spadina Ave Suite 30  
Toronto, ON  
M5V 2K6 Ontario

January 6, 2021

File #: 0067  
Inv #: 1085

**RE:** Enbridge - Toronto Lakeshore Pipeline - EB-2020-0136

DATE	DESCRIPTION	HOURS	LAWYER
Aug 21, 2020	Review Cherry Bathurst application	0.30	KE
Aug 24, 2020	Detailed review of Cherry to Bathurst application; various correspondence	1.00	KE
Sep 14, 2020	Reviewed Enbridge's application; prepared and filed intervention request	1.50	AM
Sep 22, 2020	Review procedural order; diarize dates	0.10	KE
Sep 30, 2020	Prepare interrogatories for Cherry Bathurst case	5.00	KE
Oct 1, 2020	Review, finalize, and submit interrogatories	0.10	KE
	Review and revise interrogatories	0.60	AM
Oct 2, 2020	Various correspondence	0.30	KE
Oct 21, 2020	Various correspondence	0.20	KE
Nov 3, 2020	Review interrogatory responses and plan for submissions	1.20	KE
Nov 5, 2020	Draft submissions	2.90	KE
Nov 6, 2020	Draft submissions	4.80	KE

	Review and edit submissions	0.40	AM
Nov 9, 2020	Review submissions; finalize, serve, and file submissions	1.70	KE
	Total Hours and Fees	20.10	\$5,001.00
	Total HST on Fees		\$650.13
<b>TOTALS</b>			
	Total Fees & Disbursements		\$5,001.00
	Total HST		\$650.13
	Total Fees, Disbursements, & HST		\$5,651.13
	<b>Amount Now Due</b>		<b>\$5,651.13</b>
HST #	75532 3078 RT0001		
Total HST	\$650.13		