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Flora Ho
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February 11, 2021

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. London Lines Replacement Project (“Application”)
Cost Claim of The Association of Power Producers of Ontario (“APPrO”)
Board File No. EB-2020-0192**

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 impacted by the London Lines Replacement Project (the “Project”), specifically Rate T2 in Union South of Union Gas Limited’s franchise area. Specifically, APPrO focused its efforts on addressing its members’ concerns with regards to how its members are affected by the costs for the Project proposed by Enbridge Gas. This included raising concern regarding whether the Project has met the needs test in a leave-to-construct application and whether Enbridge Gas has acted prudently in considering all reasonable alternatives to the Project. APPrO filed Interrogatories and Submissions in these proceedings.

APPrO has made efforts to ensure that its participation in the process focused on their interest described in its intervention request, which is the cost impact of the Project on APPrO members and APPrO avoided any repetitiveness of other parties’ issues as much as possible. Time was spent mostly on preparing submissions, which involved reviewing relevant evidence on project need and project alternatives and preparing analysis.

Overall, through participation in the proceedings, APPrO had facilitated evidence and argument to inform the Board’s decision on the need of the Project.

“The OEB was assisted in its findings by the rigour of the analyses requested by the intervenors and the responses to those requests given by Enbridge Gas.”¹

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.

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

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

¹ Decision and Order dated January 28, 2021, page 11.

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>2020-0192</u>	Process:	<u>Enbridge Gas Inc. London Lines Leave-To-Construct</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/Town of Toronto,
in the Province/State of Ontario, on February 11, 2021.
(date)

Gian Minichini

Ontario Energy Board
COST CLAIM FOR HEARINGS



Affidavit and Summary of Fees and Disbursements

Commissioner for taking Affidavits

File # EB- 2020-0192 Process: **Enbridge Gas Inc. London Lines Leave-To-Construct**

Party: Association of Power Producers of Ontario

Summary of Fees and Disbursements Being Claimed

Legal/consultant/other fees	\$	6,793.00
Disbursements	\$	-
HST	\$	883.09
Total Cost Claim	\$	7,676.09

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>2020-0192</u>	Process: <u>Enbridge Gas Inc. London Lines Leave-To-Construct</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"/>	<input type="text" value="2008"/>	<input type="text" value="12"/>
Articling Student/Paralegal <input type="checkbox"/>		
Consultant <input type="checkbox"/>		Hourly Rate: <input type="text" value="\$290"/>
Analyst <input type="checkbox"/>		
For Consultant/Analyst: <input type="checkbox"/> CV attached	<input type="checkbox"/> CV provided within previous 24 months	HST Rate Charged (enter %): <input type="text" value="13.0%"/>

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	2.60	\$ 290.00	\$ 754.00	\$ 98.02	\$ 852.02
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	5.70	\$ 290.00	\$ 1,653.00	\$ 214.89	\$ 1,867.89
Oral Hearing					
Preparation		\$ 290.00	\$ -	\$ -	\$ -
Attendance		\$ 290.00	\$ -	\$ -	\$ -
Other Conferences					
Preparation		\$ 290.00	\$ -	\$ -	\$ -
Attendance		\$ 290.00	\$ -	\$ -	\$ -
Case Management		\$ 170.00	\$ -	\$ -	\$ -
TOTAL SERVICE PROVIDER FEES			\$ 2,407.00	\$ 312.91	\$ 2,719.91

Ontario Energy Board
COST CLAIM FOR HEARINGS



Detail of Fees and Disbursements Being Claimed

File # EB- 2020-0192

Process: Enbridge Gas Inc. London Lines Leave-To-Construct

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>2020-0192</u>	Process: <u>Enbridge Gas Inc. London Lines Leave-To-Construct</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
Legal Counsel <input checked="" type="checkbox"/> Articling Student/Paralegal <input type="checkbox"/> Consultant <input type="checkbox"/> Analyst <input type="checkbox"/>	<div style="border: 1px solid black; padding: 2px; display: inline-block;">2019</div>
	Completed Years Practising/Years of Relevant Experience
	<div style="border: 1px solid black; padding: 2px; display: inline-block;">1</div>
	Hourly Rate: <div style="border: 1px solid black; padding: 2px; display: inline-block;">\$170</div>
For Consultant/Analyst: <input type="checkbox"/> CV attached	HST Rate Charged (enter %): <div style="border: 1px solid black; padding: 2px; display: inline-block;">13.0%</div>
<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	6.40	\$ 170.00	\$ 1,088.00	\$ 141.44	\$ 1,229.44
Responses		\$ 170.00	\$ -	\$ -	\$ -
Issues Conference					
Preparation		\$ 170.00	\$ -	\$ -	\$ -
Attendance		\$ 170.00	\$ -	\$ -	\$ -
ADR - Settlement Conference					
Preparation		\$ 170.00	\$ -	\$ -	\$ -
Attendance		\$ 170.00	\$ -	\$ -	\$ -
Proposal Preparation		\$ 170.00	\$ -	\$ -	\$ -
Argument					
Preparation	17.70	\$ 170.00	\$ 3,009.00	\$ 391.17	\$ 3,400.17
Oral Hearing					
Preparation		\$ 170.00	\$ -	\$ -	\$ -
Attendance		\$ 170.00	\$ -	\$ -	\$ -
Other Conferences					
Preparation		\$ 170.00	\$ -	\$ -	\$ -
Attendance		\$ 170.00	\$ -	\$ -	\$ -
Case Management	1.70	\$ 170.00	\$ 289.00	\$ 37.57	\$ 326.57
TOTAL SERVICE PROVIDER FEES			\$ 4,386.00	\$ 570.18	\$ 4,956.18

Ontario Energy Board
COST CLAIM FOR HEARINGS



Detail of Fees and Disbursements Being Claimed

File # EB- 2020-0192

Process: Enbridge Gas Inc. London Lines Leave-To-Construct

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

December 31, 2020

Attention: Dave Butters
President

Invoice # 697931018
Page 1

Re: Enbridge LTC London Line (EB-2020-0192)

File No: 061604/000046

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

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

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

BORDEN LADNER GERVAIS LLP

Borden Ladner Gervais LLP

For: John Vellone

December 31, 2020

Invoice # 697931018

File No: 061604/000046

Page 2

Association of Power Producers of Ontario (APPrO)
Re: Enbridge LTC London Line (EB-2020-0192)

PROFESSIONAL SERVICES RENDERED to December 31, 2020

Dec 1, 2020	F. Ho	2.10	Review Interrogatory Responses and Argument-in-Chief to prepare for submissions.
Dec 2, 2020	F. Ho	1.10	Prepare submissions outline and e-mail J. Vellone to discuss.
Dec 4, 2020	F. Ho	1.30	Meeting with J. Vellone to discuss arguments for submission.
Dec 4, 2020	J. Vellone	1.40	Prepare for and attend call with F. Ho to provide instructions on APPrO submissions on the Enbridge London Lines LTC application.
Dec 6, 2020	F. Ho	1.00	APPrO Submission re Enbridge London Lines LTC.
Dec 7, 2020	F. Ho	5.10	Preparing submissions.
Dec 8, 2020	F. Ho	0.30	Discussion with J. Vellone re strategy for submissions; e-mail client with summarized points for discussion.
Dec 8, 2020	J. Vellone	0.60	Revise email providing background and seeking client instructions on preferred position for Enbridge LTC London Lines.
Dec 10, 2020	F. Ho	0.30	Meeting with J. Vellone and D. Butters to discuss submissions.
Dec 10, 2020	F. Ho	3.10	E-mail correspondence with J. Vellone to discuss submissions; drafting submissions.
Dec 10, 2020	J. Vellone	0.30	Call with D. Butters and F. Ho re: London Line LTC; discuss approach re: final submissions.
Dec 10, 2020	J. Vellone	0.40	Brief D. Butters on London Line LTC evidence; obtain instructions re: final submissions re: same; instruct F. Ho re: same.
Dec 11, 2020	F. Ho	2.60	Drafting APPrO Submissions on LTC; e-mail draft to J. Vellone.
Dec 14, 2020	F. Ho	0.80	Discussion with J. Vellone re LTC London Lines Submissions; finalize Submissions and file with the OEB.
Dec 14, 2020	J. Vellone	3.00	Review and revise draft submissions on the London Line LTC application; instruct F. Ho re: finalizing same.

TO OUR FEES

\$ [REDACTED]

PAYABLE ON RECEIPT
INTEREST AT THE RATE OF 0.5% PER ANNUM MAY BE CHARGED ON ACCOUNTS WHICH ARE OVERDUE
GST/HST REGISTRATION # R869096974RT0001



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December 31, 2020

Invoice # 697931018

File No: 061604/000046

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Association of Power Producers of Ontario (APPrO)
 Re: Enbridge LTC London Line (EB-2020-0192)

FEE SUMMARY

<u>Timekeeper</u>	<u>Hours</u>	<u>Avg. Rate/Hr.</u>	<u>Amount</u>
F. Ho	17.70	\$ [REDACTED]	\$ [REDACTED]
J. Vellone	5.70	[REDACTED]	[REDACTED]
	<u>23.40</u>		<u>\$ [REDACTED]</u>

Total Fees and Disbursements	<u>[REDACTED]</u>
HST on Fees and Taxable Disbursements	<u>[REDACTED]</u>
TOTAL THIS INVOICE	\$ [REDACTED]



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December 31, 2020
Invoice # 697931018
JV/JV

Re: Enbridge LTC London Line (EB-2020-0192)

File No: 061604/000046

REMITTANCE COPY

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

PLEASE REFER TO PAYMENT OPTIONS PAGE FOR REMITTANCE INFORMATION.



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December 15, 2020

Attention: Dave Butters
President

Invoice # 697918878
Page 1

Re: Enbridge LTC London Line (EB-2020-0192)

File No: 061604/000046

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

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

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

BORDEN LADNER GERVAIS LLP

Borden Ladner Gervais LLP

For: John Vellone



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December 15, 2020

Invoice # 697918878

File No: 061604/000046

Page 2

Association of Power Producers of Ontario (APPrO)
 Re: Enbridge LTC London Line (EB-2020-0192)

PROFESSIONAL SERVICES RENDERED to November 30, 2020

Oct 30, 2020	F. Ho	1.70	Draft APPrO - Notice of Intervention - Enbridge LTC London Line and cover letter; comments from J. Vellone and further edits; finalizing Notice and cover letter and file with OEB.
Nov 4, 2020	J. Vellone	0.30	Review OEB correspondence approving intervention request; instruct F. Ho re: preparing IRs.
Nov 5, 2020	F. Ho	2.30	Review evidence and prepare interrogatories for Enbridge Gas London Line LTC.
Nov 6, 2020	F. Ho	1.00	Drafting Interrogatories for Enbridge London Lines LTC.
Nov 9, 2020	F. Ho	0.80	APPrO - Enbridge London Lines LTC - Meeting with J. Vellone to discuss interrogatories.
Nov 9, 2020	F. Ho	2.10	Drafting Interrogatories; meeting with J. Vellone to discuss interrogatories; revisions to interrogatories.
Nov 9, 2020	J. Vellone	2.30	Review and revise draft IRs. Instruct F. Ho re: same.
Nov 10, 2020	F. Ho	0.20	Finalize, file interrogatories with OEB and circulate to parties.

TO OUR FEES

\$ [REDACTED]

FEE SUMMARY

<u>Timekeeper</u>	<u>Hours</u>	<u>Avg. Rate/Hr.</u>	<u>Amount</u>
F. Ho	8.10	\$ [REDACTED]	\$ [REDACTED]
J. Vellone	2.60	[REDACTED]	[REDACTED]
	<u>10.70</u>		<u>\$ [REDACTED]</u>



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Association of Power Producers of Ontario (APPrO)
Re: Enbridge LTC London Line (EB-2020-0192)

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Page 3

Total Fees and Disbursements	_____
HST on Fees and Taxable Disbursements	_____
TOTAL THIS INVOICE	\$ _____



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December 15, 2020
Invoice # 697918878
JV/JV

Re: Enbridge LTC London Line (EB-2020-0192)

File No: 061604/000046

REMITTANCE COPY

Fees	\$	██████████
Disbursements		0.00
HST on Fees and Taxable Disbursements		██████████

Total this Invoice	\$	██████████
		=====

PLEASE REFER TO PAYMENT OPTIONS PAGE FOR REMITTANCE INFORMATION.