

EB-2021-0149 : 1: Debbie Dey

COST CLAIM NUMBER 202	SUBMISSION DEADLINE DATE February 18, 2022	CLAIM STATUS Approved by Finance
EB# EB-2021-0149: Rates: Distribution: Enbridge Gas Inc.	OTHER EB#S	PHASE #* 1
INTERVENOR Dey, Debbie; +1 (416) 864-9700 x.216 ddey@foglers.com	INTERVENOR COMPANY* Building Owners and Managers Association, Toronto: Cooperative	INTERVENOR TYPE Full Registrant
HST RATE ONTARIO 13.00	EXCHANGE RATE	COUNTRY
HST NUMBER R119420859	LATE SUBMISSION ALLOWED No	EXTENSION DEADLINE DATE

PARTICIPANTS

New	Non-Filing Participant First, Last Name	Filing Participant	Participant Total (\$)	Claim Status
No	,	Engel, Albert; +1 (416) 864-7602 aengel@foglers.com	6,780.11	Submitted
Yes	Ian , Jarvis		745.80	Submitted

ATTACHMENTS

Attachment	Attachment Date	Participant	Document Type	Claim Type	Import Message
Prebill_1172930_January_31_2022.pdf			Time Docket		
Albert Engel CV - Resume - Bio.pdf			CV		
Jarvis_Invoice.pdf			Invoice		
Jarvis_Time_Docket.pdf			Time Docket		
Enerlife CV Ian Jarvis 2021.pdf			CV		
BOMA EB-2021-0149 Cost Claim 021820221036.pdf					

TOTAL LEGAL/CONSULTANT/OTHER FEES 6,660.10	TOTAL DISBURSEMENTS 0.00	TOTAL HST 865.81
TOTAL CLAIM 7,525.91	TOTAL AMOUNT AWARDED	
REASON FOR DISALLOWANCE	REASON FOR DISALLOWANCE - 2	REASON FOR DISALLOWANCE - 3

MAKE CHEQUE PAYABLE TO
Fogler, Rubinoff LLP

SEND PAYMENT TO ADDRESS
77 King Street West
Suite 3000
Toronto, ON
M5K 1G8

ATTENTION
Accounts Receivable

SUBMIT SECTION
I am a representative of the Party. I have examined all of the documentation in support of this cost claim. The costs incurred and time spent are directly related to the Party's participation in the OEB Process referred to above.

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 section 6.05 and 6.09 of the OEB's Practice Direction on Cost Awards.

The information (fees and disbursements) filed in this cost claim is complete and accurate and in accordance with the OEB's Practice Direction for Cost Awards and Appendix A, the Cost Awards Tariff.

SUBMITTED BY Albert Engel	DATE SUBMITTED February 18, 2022
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Albert Engel

CASE	COST CLAIM	INTERVENOR NAME	PARTICIPANT CLAIM STATUS
EB-2021-0149: Rates: Distribution: Enbridge Gas Inc.	EB-2021-0149 : 1 : Debbie Dey	Dey, Debbie; +1 (416) 864-9700 x.216 ddey@foglers.com	Submitted

FILING PARTICIPANT	NEW PARTICIPANT	NON-FILING PARTICIPANT F. NAME	NON-FILING PARTICIPANT L. NAME
Engel, Albert; +1 (416) 864-7602 aengel@foglers.com	No		

SERVICE PROVIDER TYPE	YEAR CALLED TO BAR	COMPLETED YEARS PRACTICING/YEARS OF RELEVANT EXPERIENCE	HOURLY RATE
Legal Counsel	2002	19	290

CV STATUS (FOR CONSULTANT/ANALYST)	LAST CV DATE	HST RATE CHARGED
CV Attached	February 18, 2022	13.00

HEARINGS	CONSULTATIONS	DISBURSEMENTS
Yes	No	No

HEARINGS

<u>Name</u>	<u>Hours</u>	<u>Hourly Rate</u>	<u>Sub Total</u>	<u>HST Rate</u>	<u>HST</u>	<u>Total</u>
Review Application and Evidence						
Review Application and Evidence	0.03	290	8.70	13.00	1.13	9.83
Discovery						
Preparation of Interrogatories	9.76	290	2,830.40	13.00	367.95	3,198.35
Review Interrogatory Responses		290		13.00		
Technical Conference Preparation		290		13.00		
Technical Conference Attendance		290		13.00		
Technical Conference Follow Up		290		13.00		
Issues List						
Preparation		290		13.00		
Attendance at Issues Conference		290		13.00		
Intervenor Evidence						
Preparation		290		13.00		
Interrogatory Responses		290		13.00		
Preparation of Witness(es) for Attendance at Hearing		290		13.00		
Settlement Conference / ADR						
Preparation	0.50	290	145.00	13.00	18.85	163.85
Attendance	7.90	290	2,291.00	13.00	297.83	2,588.83
Preparation of Settlement Proposal		290		13.00		
Attendance at Presentation to Panel		290		13.00		
Oral Hearing						
Preparation	1.50	290	435.00	13.00	56.55	491.55
Attendance at Oral Hearing		290		13.00		
Submissions						
Written Submissions		290		13.00		
Oral Submissions		290		13.00		
Attendance at Oral Submissions		290		13.00		
Other Attendance						
Other Attendance		290		13.00		
Communication						
With Client	1.00	290	290.00	13.00	37.70	327.70
With Other Parties		290		13.00		
Motions						
Preparation of Motion(s) Materials		290		13.00		
Prepare Submissions on the Motion(s)		290		13.00		
Attendance at Hearing on Motion(s)		290		13.00		
Confidentiality						

Preparation of Application for Confidentiality	290	13.00		
Prepare Submissions on Confidentiality	290	13.00		
Attendance at Hearing on Confidentiality	290	13.00		
Decision				
Review	290	13.00		
Rate Order				
Review	290	13.00		
Prepare Submission on Rate Order	290	13.00		
Total Service Provider Fees				
Total Service Provider Fees:	6,000.10	780.01	6,780.11	

Attachments

<u>Attachment</u>	<u>Document Type</u>	<u>Import Message</u>
Prebill_1172930_January_31_2022.pdf	Time Docket	
Albert Engel CV - Resume - Bio.pdf	CV	

Hearings, Consultations, Disbursements Attachments

<u>Attachment</u>	<u>Related Disbursement Claim</u>	<u>Document Type</u>	<u>Claim Type</u>	<u>Import Message</u>
Prebill_1172930_January_31_2022.pdf		Time Docket	Hearings	
Albert Engel CV - Resume - Bio.pdf		CV	Hearings	

[] FINAL BILL: MATTER WILL BE MADE INACTIVE

UNBILLED TIME

LAST ENTRY	TIMEKEEPER	HOURS	AMOUNT	FEE CREDIT ALLOCATION	CODE	INIT
				[] AS DOCKETED		
30/Sep/21	Albert Engel	4.12	1,194.80	5,983	433	AME
20/Sep/21	Rachel Fielding	31.10	5,287.00	to AME	567	RF
21/Sep/21	Matthew Rutledge	0.10	17.00	17	578	MWR
TOTAL UNBILLED FEES		35.32	6,498.80	[] WRITE OFF		
PREMIUM (WRITE DOWN)			(498.80)			
TOTAL FEES THIS BILL			6,000			

TRUST SUMMARY – A Trust was not opened on this Matter

FOGLER, RUBINOFF
BILLING STATEMENT TO 31/Jan/22

Payor/Matter: E1365/**213685**
 Enbridge Gas Inc.
 BOMA - EB-2021-0149: Enbridge Gas Inc., 2020 Utility Earnings and Disposition of Deferral and Variance Accounts Application
 Prebill No.: 1172930
 Session ID: 691328

LAST BILL DATE: NONE
 LAST BILLED TO DATE: NONE

 FILE LAWYER: Engel, Albert M.
 ASSIGNED LAWYER: Engel, Albert M.

BILL ADDRESS
 Enbridge Gas Inc.
 500 Consumers Road
 Toronto, ON M2J 1P8
 CANADA

PAYOR DEFAULT ADDRESS
 500 Consumers Road
 Toronto, ON
 M2J 1P8

 Kacicnik, Anton

DETAIL OF UNBILLED TIME

DATE	TIME ID	TIMEKEEPER		HOURS	RATE	AMOUNT	DESCRIPTION
07/Jul/21	3917009	433	AME	1.10	290.00	319.00	Reviewed application and evidence
07/Jul/21	3917010	433	AME	0.83	290.00	240.70	Call with Rachel Fielding about matter
07/Jul/21	3909309	567	RF	2.30	170.00	391.00	Reviewed Application and Evidence
08/Jul/21	3910038	567	RF	2.60	170.00	442.00	Reviewed Application and Evidence
08/Jul/21	3917033	433	AME	0.45	290.00	130.50	Reviewed application and evidence and draft intervention request
09/Jul/21	3917077	433	AME	0.59	290.00	171.10	Finalized intervention request letter
27/Jul/21	3922961	567	RF	1.10	170.00	187.00	Review application to prepare questions for interrogatories
03/Aug/21	3925761	567	RF	1.80	170.00	306.00	Continue to review application to prepare for interrogatories
04/Aug/21	3926606	567	RF	2.20	170.00	374.00	Revise and continue drafting interrogatories
05/Aug/21	3927772	567	RF	0.20	170.00	34.00	Continue reviewing application and drafting interrogatories
06/Aug/21	3928168	567	RF	2.40	170.00	408.00	Continue drafting interrogatories and email draft to A.Engel
09/Aug/21	3929288	567	RF	1.60	170.00	272.00	Correspondence with A.Engel regarding interrogatories and revise interrogatories; Review previous interrogatory submissions and revise interrogatories;
10/Aug/21	3930603	567	RF	0.20	170.00	34.00	Review email from A.Engel regarding draft interrogatories; Review comments and revisions to interrogatories
10/Aug/21	3937426	433	AME	0.15	290.00	43.50	Reviewed/revised draft IRs
16/Aug/21	3937445	433	AME	0.10	290.00	29.00	Reviewed and finalized IRs
30/Aug/21	3942738	567	RF	0.50	170.00	85.00	Attend pre-mediation zoom testing
13/Sep/21	3950191	567	RF	7.50	170.00	1,275.00	Prepare for and attend day 1 of mediation
14/Sep/21	3951245	567	RF	7.20	170.00	1,224.00	Prepare for and attend second day of mediation
20/Sep/21	3955898	567	RF	1.50	170.00	255.00	Pre-preparation for hearing before OEB regarding unsettled issues
21/Sep/21	3957108	578	MWR	0.10	170.00	17.00	Call with R. Fielding discussing transfer of file
30/Sep/21	3979788	433	AME	0.90	290.00	261.00	Document review
TOTAL TIME				35.32		6,498.80	

Biography



Practice Areas:

- Environmental
- Energy
- Municipal
- Construction

Education and Qualifications:

Certified Specialist – Environmental Law, 2017

Called to Ontario Bar 2002

B.Sc. (Hons), York University, 1996

M.E.S./LL.B., York University, 2000

Memberships:

Ontario Bar Association,
Environmental Law Section Chair
(2020-2021)

Advocates' Society

Ontario Environmental Industry
Association (ONEIA)

Name: Albert M. Engel
Position: Partner
Direct Line: 416.864.7602
Email: aengel@foglers.com
Fax: 416.941.8852

Albert maintains a broad litigation practice with a particular focus on environmental, energy, municipal and construction law matters. He is certified by the Law Society of Ontario as a specialist in Environmental Law, has a Masters in Environmental Studies and joined Foglers in 2010 after 10 years of practicing environmental law at Ontario's environment ministry.

Representative Work:

Environmental

- Risk allocation in real estate and business transactions involving contaminated property
- Remediation agreements, audits, approvals and orders
- Permitting and approvals
- Prosecution and defence of civil and administrative matters involving contaminants
- Defence of regulatory prosecutions

Energy

- OEB proceedings on behalf of developers in respect of wind and solar energy installations in Ontario including EB-2014-0295; EB-2014-0355; EB-2015-0249; EB-2018-0312; EB-2019-0083; EB-2019-0116
- OEB proceedings on behalf of a Commercial Real Estate Industry association in relation to electricity and gas including EB-2019-0159; EB-2019-0261; EB-2020-0066; EB-2020-0091; EB-2020-0094 and EB-2020-0133

Municipal

- Representation of developers and landowners in aspects of municipal, regulatory and environmental issues related to the development, redevelopment and use of land, including expropriation

Construction

- Prosecution and defence of claims related to construction projects including construction liens, trust, negligence and delay claims
- Dispute resolution through mediation, arbitration and litigation

Ontario Environmental Industry Association (ONEIA)

CASE	COST CLAIM	INTERVENOR NAME	PARTICIPANT CLAIM STATUS
EB-2021-0149: Rates: Distribution: Enbridge Gas Inc.	EB-2021-0149 : 1 : Debbie Dey	Dey, Debbie; +1 (416) 864-9700 x.216 ddey@foglers.com	Submitted

FILING PARTICIPANT	NEW PARTICIPANT	NON-FILING PARTICIPANT F. NAME	NON-FILING PARTICIPANT L. NAME
	Yes	Ian	Jarvis

SERVICE PROVIDER TYPE	YEAR CALLED TO BAR	COMPLETED YEARS PRACTICING/YEARS OF RELEVANT EXPERIENCE	HOURLY RATE
Consultant		45	330

CV STATUS (FOR CONSULTANT/ANALYST)	LAST CV DATE	HST RATE CHARGED
CV Attached	February 18, 2022	13.00

HEARINGS	CONSULTATIONS	DISBURSEMENTS
Yes	No	No

HEARINGS

<u>Name</u>	<u>Hours</u>	<u>Hourly Rate</u>	<u>Sub Total</u>	<u>HST Rate</u>	<u>HST</u>	<u>Total</u>
Review Application and Evidence						
Review Application and Evidence	2.00	330	660.00	13.00	85.80	745.80
Discovery						
Preparation of Interrogatories		330		13.00		
Review Interrogatory Responses		330		13.00		
Technical Conference Preparation		330		13.00		
Technical Conference Attendance		330		13.00		
Technical Conference Follow Up		330		13.00		
Issues List						
Preparation		330		13.00		
Attendance at Issues Conference		330		13.00		
Intervenor Evidence						
Preparation		330		13.00		
Interrogatory Responses		330		13.00		
Preparation of Witness(es) for Attendance at Hearing		330		13.00		
Settlement Conference / ADR						
Preparation		330		13.00		
Attendance		330		13.00		
Preparation of Settlement Proposal		330		13.00		
Attendance at Presentation to Panel		330		13.00		
Oral Hearing						
Preparation		330		13.00		
Attendance at Oral Hearing		330		13.00		
Submissions						
Written Submissions		330		13.00		
Oral Submissions		330		13.00		
Attendance at Oral Submissions		330		13.00		
Other Attendance						
Other Attendance		330		13.00		
Communication						
With Client		330		13.00		
With Other Parties		330		13.00		
Motions						
Preparation of Motion(s) Materials		330		13.00		
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Attendance at Hearing on Motion(s)		330		13.00		
Confidentiality						

Preparation of Application for Confidentiality	330	13.00		
Prepare Submissions on Confidentiality	330	13.00		
Attendance at Hearing on Confidentiality	330	13.00		
Decision				
Review	330	13.00		
Rate Order				
Review	330	13.00		
Prepare Submission on Rate Order	330	13.00		
Total Service Provider Fees				
Total Service Provider Fees:	660.00		85.80	745.80

Attachments

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Enerlife CV Ian Jarvis 2021.pdf	CV	

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Jarvis_Invoice.pdf		Invoice	Hearings	
Jarvis_Time_Docket.pdf		Time Docket	Hearings	
Enerlife CV Ian Jarvis 2021.pdf		CV	Hearings	

IAN JARVIS TIME DOCKETS

DATE	HOURS	DESCRIPTION	RATE	TOTAL
2021-10-08	1.25	Correspondence, Review documents	\$330	\$412.50
2021-11-02	0.75	Review files and response	\$330	\$247.50
TOTAL				\$660.00



90 Eglinton Ave. East, Suite 412

Toronto, ON

M4P 2Y3

Canada

Tel: 416.915.1530

Fax: 416.915.1534

To: Ontario Energy Board
2300 Yonge Street
Suite 2701

Re: EB-2021-0149 Enbridge Gas Inc. -2020 Utility Earnings and Disposition of Deferral and
Variance Account Balances

Date: February 17, 2022

Invoice: 3454

Date	Hours	Description	Rate	Total
October 28, 2021	1.25	Correspondence, review documents	\$ 330.00	\$412.50
November 2, 2021	0.75	Review files and response		\$247.50

Total 2.00

Total Consulting Fees	\$660.00
HST	\$85.80
	\$745.80

Business number 86868 2014 RT0001

Payment due upon receipt of invoice.
Please make cheque payable to Enerlife Consulting Inc.

Ian A. Jarvis
President

IAN JARVIS BSc, PEng

President, Enerlife Consulting Inc., 2001 to present
ian.jarvis@enerlife.com 416-915-1530 ext. 203

SUMMARY OF PROFESSIONAL EXPERIENCE

Enerlife's founder and president since 2001, Ian Jarvis is a recognized business leader and authority on energy conservation, green buildings and sustainable communities. Ian has been at the leading edge of practice and research of high-performance buildings for more than three decades. He was the founding Chair of the Canada Green Building Council and co-chair of Civic Action's Race to Reduce. Ian provides strategic and technical advice to Enerlife's projects and clients, forms and leads Integrated Building Performance Teams, and brings unique knowledge and experience of achieving and sustaining exceptional performance in individual buildings and portfolios. He is an expert witness in regulatory hearings and advises governments and utility companies on policy and program design and evaluation. Ian has served on advisory boards for the Ontario Energy Board and the Independent Electricity System Operator. He is an accomplished speaker and workshop leader.

Ian is the principal architect of Enerlife's evidence-based building performance diagnostic, management and reporting methodology, tools and online system. His knowledge is grounded in over 30 years of experience designing, implementing and measuring savings in energy efficiency projects in a wide range of building types for clients in the municipal, commercial, school board, healthcare, and multi-unit residential sectors.

Ian co-chaired the working group for Civic Action's Race to Reduce from 2013-2016, a large-scale, collaborative program among landlords and tenants which is substantially improving the energy and environmental performance of office buildings. He has served as an adjudicator of the NAIOP REX Green Award for commercial buildings. In 2015, he received the Leader Award from the Canada Green Building Council's Greater Toronto Chapter.

From 1992 to 1999 Ian was CEO of a leading energy performance contractor responsible for many of the largest energy retrofit projects in North America. Ian served as founding chair of the Canada Green Building Council from 2003-2007, and as a director of Milton Hydro, one of the most progressive local electric distribution utilities in Ontario, from 2000-2007.

Ian represented the energy efficiency industry on the 1998 Team Canada trade mission to South America and was the Canadian Government's invited private sector representative at the 1999 Hemispheric Energy Ministers' Conference in New Orleans. In 2001 he was a member of Premier Hamm's expert panel advising the Nova Scotia Government on energy policy alternatives.

HIGHLIGHTS OF EXPERIENCE

- Over 30 years of experience at the leading edge of energy performance in buildings
- Principal architect of performance-based conservation methodology as an evidence-based approach for achieving and sustaining exceptional energy efficiency in buildings

AREAS OF SPECIALIZATION

- Vision and strategy development
- Authority on evidence-based energy conservation in buildings
- Portfolio and sectoral program design
- Author of thought leadership articles & reports
- Leadership of multi-disciplinary workshops and project teams
- Keynote addresses and speaking engagements

PROFESSIONAL AFFILIATIONS

- Founding Chair, Canada Green Building Council (2003 – 2007)
- Member, National Advisory Council on Energy Efficiency (1999 to present)
- Member, Ontario Energy Minister's Advisory Committee (2006 – 2011)
- Professional Engineers Ontario

ACADEMIC QUALIFICATIONS

- Bachelor of Science (Honours), Mechanical Engineering, Imperial College of Science and Technology, University of London

RELEVANT PROJECTS

Alberta Health Services

Ian led the development of comprehensive, achievable and actionable multi-year plans for AHS and their affiliated organizations for delivering the energy and water savings, economic and emissions reduction potential for 195 healthcare facilities across Alberta.

Halton Healthcare

Lead consultant to the hospital advising on, verifying and correcting FM providers' Energy Matters Schedule (EMS) reporting for Milton District and Oakville Trafalgar sites, working with HHS and service providers to improve energy performance and streamline the reporting process.

Cadillac Fairview Corporation

Ian developed and leads the integrated building performance process taking five major commercial office buildings to unprecedented levels of energy and water efficiency. The integrated building performance process at Cadillac Fairview's Simcoe Place has been showcased by the Independent Electricity System Operator numerous times at conferences, in advertising and through on-site tours.

Hospital Projects

Ian has been directly responsible for all Enerlife assignments related to new hospital development over the past 5 years, including the West Park and South Niagara Hospital projects, working as specialist advisor to hospital management. Between 2014-2017 he was the project lead for assignments with Baycrest, Muskoka Algonquin and Orillia Soldiers' Memorial leading to resolution of guaranteed savings disputes. He is the principal responsible for the Markham Stouffville, West Park and Alberta Health Services projects.

Oxford Properties

Senior Technical Lead and Project Lead for the development of Net Zero Carbon Analysis for Oxford Properties. Ian led the development of Oxford Properties Net Zero Model, a structured analytical model that outlined how their global commercial office, retail and hotel portfolio could achieve a global real estate portfolio emissions reduction target aligned with a science-based target.

Mayors' Megawatt Challenge and other Climate Challenge Network Programs

Concept design, development and ongoing executive oversight of large-scale energy conservation potential studies and program delivery, including:

- Greening Health Care (since 2004) with hospitals
- Mayors' Megawatt Challenge (since 2003) with municipalities
- Sustainable Schools (since 2005) developing and distributing an annual report on the energy and water performance and savings potential of all Ontario school boards

Ontario Energy and Infrastructure Markets Consultant

Ian is a recognized authority on Measurement and Verification of energy savings. He served as a member of the joint IESO/OEB advisory committee examining conservation potential in Ontario and represents building owners in regulatory hearings on energy savings incentive programs. He advised both Enbridge and the IESO on development of their performance-based incentive programs.

Public Sector Energy Conservation and Demand Management Plans

Development of concise, consistent, evidence-based plans for achieving top-quartile energy performance for hospitals, K-12 schools, municipalities and 615 New York State nursing homes.