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Our File # 339583-000196

By electronic filing

March 27, 2015

Kirsten Walli
Board Secretary
Ontario Energy Board
P.O. Box 2319
2300 Yonge Street
27th floor
Toronto, ON M4P 1E4

EB2014-0154

| OEB BOARD SECRETARY | |
|---------------------|--------------|
| File No: | Sub File: 26 |
| Panel | MH EF CS |
| Licensing | LG |
| Other | MM |
| | SL |
| 00/04 | |

Dear Ms. Walli

**Re: Natural Resource Gas Limited ("NRG")
Motion to Review Decision and Order in EB-2014-0154**

Board File #: EB-2014-0375

Pursuant to the Board's Decision and Order on Motion dated March 13, 2015, we enclose a Cost Claim on behalf of our client, Canadian Manufacturers & Exporters ("CME").

A copy of this Cost Claim has been forwarded to NRG as instructed in the Decision.

Please contact us if you have any questions or require any additional information.

Yours very truly

Borden Ladner Gervais LLP

Peter C.P. Thompson, Q.C.

\slc
enclosure

c. Brian Lippold (NRG)
John Campion (Fasken Martineau)
Paul Clipsham (CME)

OTT01 6896412.v1

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.

| | |
|---|--|
| Natural Resource Gas Limited - Motion to Review Decision and | |
| File # EB- <u>2014-0375</u> | Process: <u>Order in EB-2014-0154</u> |
| Party: <u>Canadian Manufacturers & Exporters</u> | Affiant's Name: <u>Peter C.P. Thompson, QC</u> |
| HST Number: <u>10807 5482 RT0001</u> | HST Rate Ontario: <u>13.00%</u> |
| Full Registrant <input type="checkbox"/> | Qualifying Non-Profit <input type="checkbox"/> |
| Unregistered <input type="checkbox"/> | Tax Exempt <input type="checkbox"/> |
| Other <input checked="" type="checkbox"/> | |

Affidavit

I, Peter C.P. Thompson, QC, of the City of Ottawa
in the Province 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 of Ottawa,
in the Province of Ontario, on March 27, 2015,
(date)



Commissioner for taking Affidavits

Norma Jean Jennings, a Commissioner, etc.,
Province of Ontario, for Borden Ladner
Gervais LLP, Barristers and Solicitors.
Expires July 9, 2015.

Ontario Energy Board
COST CLAIM FOR HEARINGS



Affidavit and Summary of Fees and Disbursements

Natural Resource Gas Limited - Motion to Review Decision and

File # EB- 2014-0375

Process: Order in EB-2014-0154

Party: Canadian Manufacturers & Exporters

Summary of Fees and Disbursements Being Claimed

| | |
|-----------------------------|-------------------|
| Legal/consultant/other fees | \$2,774.00 |
| Disbursements | \$69.75 |
| HST | \$369.69 |
| Total Cost Claim | \$3,213.44 |

Payment Information

Make cheque payable to: Borden Ladner Gervais LLP

Send payment to this address: Borden Ladner Gervais LLP

Attention: Peter C.P. Thompson, QC

World Exchange Plaza

100 Queen Street, Suite 1300

Ottawa, ON K1P 1J9

Ontario Energy Board COST CLAIM FOR HEARINGS



Detail of Fees and Disbursements Being Claimed

| | | | |
|--|--|--|--|
| File # EB- <u>2014-0375</u> | Natural Resource Gas Limited - Motion to Review Decision | | |
| | Process: <u>and Order in EB-2014-0154</u> | | |
| Party: <u>Canadian Manufacturers & Exporters</u> | Service Provider Name: <u>Peter C.P. Thompson, QC</u> | | |
| Service Provider Type <i>(check one)</i> | Year Called to Bar | Completed Years Practising/Years of relevant experience | |
| Legal Counsel <input checked="" type="checkbox"/> | <input type="text" value="1967"/> | <input type="text" value="45+"/> | |
| Articling Student/Paralegal <input type="checkbox"/> | | | |
| Consultant <input type="checkbox"/> | | Hourly Rate: <input type="text" value="\$330.00"/> | |
| Analyst <input type="checkbox"/> | | | |
| For Consultant/Analyst: <input type="checkbox"/> | CV attached | HST Rate Charged <i>(enter %)</i> <input type="text" value="13%"/> | |
| | <input type="checkbox"/> | CV provided within previous 24 months | |

| Statement of Fees Being Claimed | | | | | |
|------------------------------------|-------|-------------|-----------------|-----------------|-------------------|
| | Hours | Hourly rate | Subtotal | HST | Total |
| Preparation | 2.90 | \$330.00 | \$957.00 | \$124.41 | \$1,081.41 |
| Case Management | | | \$0.00 | \$0.00 | \$0.00 |
| TOTAL SERVICE PROVIDER FEES | | | \$957.00 | \$124.41 | \$1,081.41 |

Ontario Energy Board
COST CLAIM FOR HEARINGS
 Detail of Fees being Claimed



File #: **EB-2014-0375**

Process: **Natural Resource Gas Limited**
Motion to Review Decision and Order in EB-2014-0154

Party: **Canadian Manufacturers & Exporters**

Name: **Peter C.P. Thompson, QC**

| | | | |
|--|---|------------|-------------|
| Jan 12-2015 | Considering NRG Motion for Review and Variance | 0.2 | Preparation |
| Jan 20-2015 | Meeting with E. Blanchard re: issues on Motion for Review | 0.5 | Preparation |
| Jan 20-2015 | Considering and revising E. Blanchard's draft letter to the Board; subsequent discussion with E. Blanchard | 0.8 | Preparation |
| Jan 21-2015 | Considering and draft Points of Argument for E. Blanchard's consideration | 1.2 | Preparation |
| Jan 23-2015 | Reviewing letter from the Board; discussion with E. Blanchard | 0.2 | Preparation |
| Total Hours for Peter Thompson: | | 2.9 | |

| | <u>Hours</u> | | <u>Fees</u> |
|-------------|--------------|---------------------------------------|------------------|
| Preparation | 2.9 | x \$330.00/hr = | 957.00 |
| | 2.9 | Total Fees for Peter Thompson: | \$ 957.00 |

Ontario Energy Board
COST CLAIM FOR HEARINGS



Detail of Fees and Disbursements Being Claimed

| | | | |
|--|---|--|----------------|
| File # EB- <u>2014-0375</u> | | Natural Resource Gas Limited - Motion to Review Decision | |
| Process: <u>and Order in EB-2014-0154</u> | | | |
| Party: <u>Canadian Manufacturers & Exporters</u> | Service Provider Name: <u>Peter C.P. Thompson, QC</u> | | |
| Statement of Disbursements Being Claimed | | | |
| | Net Cost | HST | Total |
| Scanning/Photocopying: 79 copies @ \$0.25 each | \$19.75 | \$2.57 | \$22.32 |
| LPIC Levy Surcharge (as in previous cost claims) | \$50.00 | \$6.50 | \$0.00 |
| Other: | | \$0.00 | \$0.00 |
| TOTAL DISBURSEMENTS: | \$69.75 | \$9.07 | \$22.32 |

**Ontario Energy Board
COST CLAIM FOR HEARINGS**



Detail of Fees and Disbursements Being Claimed

| | |
|---|--|
| File # EB- <u>2014-0375</u> | Natural Resource Gas Limited - Motion to Review Decision Process: <u>and Order in EB-2014-0154</u> |
| Party: <u>Canadian Manufacturers & Exporters</u> | Service Provider Name: <u>Emma Blanchard</u> |
| Service Provider Type (check one) <input checked="" type="checkbox"/> Legal Counsel <input type="checkbox"/> Articling Student/Paralegal <input type="checkbox"/> Consultant <input type="checkbox"/> Analyst For Consultant/Analyst: <input type="checkbox"/> CV attached <input type="checkbox"/> CV provided within previous 24 months | Year Called to Bar: <u>2007</u> Completed Years Practising/Years of relevant experience: <u>8</u> Hourly Rate: <u>\$230.00</u> HST Rate Charged (enter %): <u>13%</u> |

| Statement of Fees Being Claimed | | | | | |
|--|-------|-------------|------------|----------|------------|
| | Hours | Hourly rate | Subtotal | HST | Total |
| Preparation | 7.9 | \$230.00 | \$1,817.00 | \$236.21 | \$2,053.21 |
| Case Management | | | \$0.00 | \$0.00 | \$0.00 |
| TOTAL SERVICE PROVIDER FEES | | | \$1,817.00 | \$236.21 | \$2,053.21 |

Ontario Energy Board
COST CLAIM FOR HEARINGS
 Detail of Fees being Claimed



File #: EB-2014-0375

Process: Natural Resource Gas Limited
 Motion to Review Decision and Order in EB-2014-0154

Party: Canadian Manufacturers & Exporters

Name: Emma Blanchard

| | | | |
|-------------|--|-----|-------------|
| Jan 13-2015 | Continue review of NRG materials and conference with P. Thompson re: position on NRG review application | 1.5 | Preparation |
| Jan 19-2015 | Continue review of materials re: Motion for Review of Penalty Amounts Decision | 1.0 | Preparation |
| Jan 20-2015 | Review Board Decision re: reduction of Penalty Charges; conference with P. Thompson; letter to the Board re: participation in and scope of hearing of motion on the merits | 3.0 | Preparation |
| Jan 23-2015 | Review draft Points of Argument; letter from the Board | 1.6 | Preparation |
| Jan 27-2015 | Letter to the Board re: response to letter from the Board regarding CME Submissions re: Motion to Vary | 0.8 | Preparation |

Total Hours for Emma Blanchard: 7.9

| | <u>Hours</u> | | <u>Fees</u> |
|-------------|--------------|---------------------------------------|-------------------|
| Preparation | 7.9 | x \$230.00/hr = | 1,817.00 |
| | 7.9 | Total Fees for Emma Blanchard: | \$1,817.00 |