

EB-2023-0198 : 1 : Etienne Esquega

COST CLAIM NUMBER
2098

SUBMISSION DEADLINE DATE
May 03, 2024

CLAIM STATUS
Approved by Finance

EB#
EB-2023-0198: Facilities: Leave to Construct
(New): Hydro One Networks Inc.

OTHER EB#S

PHASE #*
1

INTERVENOR
Esquega, Etienne; +1 (807) 286-1000
EE@ESQUEGALAW.COM

INTERVENOR COMPANY*
Lac des Mille Lacs First Nation
(LDMLFN), Thunder Bay:
Corporation

INTERVENOR TYPE
Tax Exempt

HST RATE ONTARIO
0.00

EXCHANGE RATE

COUNTRY

HST NUMBER

LATE SUBMISSION ALLOWED
No

EXTENSION DEADLINE DATE

PARTICIPANTS

New	Non-Filing Participant First, Last Name	Filing Participant	Total (\$)	Total Hours	Participant Claim Status
No	,	Esquega, Etienne; +1 (807) 286-1000 EE@ESQUEGALAW.COM	4,727.00	16.30	Submitted

ATTACHMENTS

Attachment	Document Type	Import Message
LDMFN EB-2023-0198 Cost Claim 050320241115.pdf		

TOTAL LEGAL/CONSULTANT/OTHER FEES
4,727.00

TOTAL DISBURSEMENTS
0.00

TOTAL HST
0.00

TOTAL CLAIM
4,727.00

TOTAL AMOUNT AWARDED

TOTAL HOURS CLAIMED
16.30

TOTAL HOURS DISALLOWED

REASON FOR
DISALLOWANCE

REASON FOR
DISALLOWANCE - 2

REASON FOR
DISALLOWANCE - 3

MAKE CHEQUE PAYABLE TO
Lac des Mille Lacs First Nation

SEND PAYMENT TO ADDRESS
1100 Memorial Ave
Suite 328
Thunder Bay, ON
P7B 4A3

ATTENTION

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
Etienne Esquega

DATE SUBMITTED
May 03, 2024

CASE EB-2023-0198: Facilities: Leave to Construct (New): Hydro One Networks Inc.	COST CLAIM EB-2023-0198 : 1 : Etienne Esquega	INTERVENOR NAME Esquega, Etienne; +1 (807) 286-1000 EE@ESQUEGALAW.COM	PARTICIPANT CLAIM STATUS Submitted
FILING PARTICIPANT Esquega, Etienne; +1 (807) 286-1000 EE@ESQUEGALAW.COM	NEW PARTICIPANT No	NON-FILING PARTICIPANT F. NAME	NON-FILING PARTICIPANT L. NAME
SERVICE PROVIDER TYPE* Legal Counsel	YEAR CALLED TO BAR* 2005	COMPLETED YEARS PRACTICING/YEARS OF RELEVANT EXPERIENCE* 18	HOURLY RATE 290
HST RATE CHARGED* 0.00	CV STATUS (FOR CONSULTANT/ANALYST) CV Required	LAST CV DATE	OVERRIDE HOURLY RATE No
HST NUMBER	HEARINGS Yes	CONSULTATIONS No	DISBURSEMENTS No

HEARINGS

Hearings Hours	Hearings Subtotal (\$)	Hearings Total Tax (\$)	Hearings Total (\$)			
16.30	4,727.00	0.00	4,727.00			
<u>Name</u>	<u>Hours</u>	<u>Hourly Rate</u>	<u>Sub Total</u>	<u>HST Rate</u>	<u>HST</u>	<u>Total</u>
DISCOVERY						
Read and Research Application and Evidence	4.90	290	1,421.00	0.00		1,421.00
Preparation of Interrogatories		290		0.00		
Review Interrogatory Responses	9.10	290	2,639.00	0.00		2,639.00
Technical Conference Preparation		290		0.00		
Technical Conference Attendance		290		0.00		
Technical Conference Follow-up		290		0.00		
Subtotal of DISCOVERY	14.00	290	4,060.00		0.00	4,060.00
PROCEDURAL						
Preparation of Issues List Submission		290		0.00		
Attendance at Issues List Conference		290		0.00		
Preparation for a Confidentiality Request		290		0.00		
Prepare Submissions on Confidentiality		290		0.00		
Preparation of Motion(s) Materials		290		0.00		
Prepare Submissions on the Motion(s)		290		0.00		
Attendance at Hearing on Motion(s)		290		0.00		
Review Procedural Documents		290		0.00		

<u>Name</u>	<u>Hours</u>	<u>Hourly Rate</u>	<u>Sub Total</u>	<u>HST Rate</u>	<u>HST</u>	<u>Total</u>
Subtotal of PROCEDURAL	0.00	290	0.00		0.00	0.00
INTERVENOR EVIDENCE						
Preparation of Intervenor Evidence		290		0.00		
Interrogatory Responses		290		0.00		
Preparation of Witness(es) for Attendance at Hearing		290		0.00		
Subtotal of INTERVENOR EVIDENCE	0.00	290	0.00		0.00	0.00
SETTLEMENT CONFERENCE						
Preparation for Settlement Conference		290		0.00		
Attendance at Settlement Conference		290		0.00		
Preparation of Settlement Proposal		290		0.00		
Attendance at Presentation to Panel		290		0.00		
Subtotal of SETTLEMENT CONFERENCE	0.00	290	0.00		0.00	0.00
WRITTEN ARGUMENT						
Written Submissions		290		0.00		
Subtotal of WRITTEN ARGUMENT	0.00	290	0.00		0.00	0.00
ORAL ARGUMENT						
Preparation for Oral Hearing		290		0.00		
Attendance at Oral Hearing		290		0.00		
Oral Submissions		290		0.00		
Attendance at Oral Submissions		290		0.00		
Subtotal of ORAL ARGUMENT	0.00	290	0.00		0.00	0.00
DECISION						
Review Decision	0.80	290	232.00	0.00		232.00
Review Rate/Accounting Order		290		0.00		
Prepare Submission on Rate Order		290		0.00		
Subtotal of DECISION	0.80	290	232.00		0.00	232.00
OTHER						
Other Attendance (e.g., Intervenor Conferences)	1.50	290	435.00	0.00		435.00
Subtotal of OTHER	1.50	290	435.00		0.00	435.00
TOTAL SERVICE PROVIDER FEES						
Total Service Provider Fees	16.30		4,727.00		0.00	4,727.00

Attachments

<u>Attachment</u>	<u>Document Type</u>	<u>Import Message</u>
Esquega CURRICULUM VITAE.pdf	Other	
etienne.esquega.	Time Docket	
timedockets.EB-2023-0198.pdf		

Hearings, Consultations, Disbursements Attachments

<u>Attachment</u>	<u>Document Type</u>	<u>Claim Type</u>	<u>Import Message</u>
Esquega CURRICULUM VITAE.pdf	Other	Hearings	
etienne.esquega. timedockets.EB-2023-0198.pdf	Time Docket	Hearings	

Etienne Esquega, Esquega Law Office
EB-2023-0198 Dockets

	Matter	Date	Timekeeper	Description	Tm/Qty	Rate/Price		Value
OTHER								
	100-035-Lac des Mille Lacs First Nation-Waasigan OEB Proceeding	03-05-2024	Etienne Esquega	Cost Submissions	1.50	\$	290.00	\$ 435.00
Total					1.50		\$	435.00
REVIEWING DECISION								
	100-035-Lac des Mille Lacs First Nation-Waasigan OEB Proceeding	17-04-2024	Etienne Esquega	Review leave to construct decision and report to client concerning the same.	0.80	\$	290.00	\$ 232.00
Total					0.80		\$	232.00
DISCOVERY - SUBMISSION ON MERTIS								
	100-035-Lac des Mille Lacs First Nation-Waasigan OEB Proceeding	27-03-2024	Etienne Esquega	Review correspondence from OEB concerning letter sent form NOTL.	0.10		290.00	\$ 29.00
	100-035-Lac des Mille Lacs First Nation-Waasigan OEB Proceeding	10-03-2024	Etienne Esquega	Review of HONI reply submissions.	0.60		290.00	\$ 174.00
	100-035-Lac des Mille Lacs First Nation-Waasigan OEB Proceeding	06-03-2024	Etienne Esquega	Review letter from HONI lawyers requesting extension to file reply.	0.10		290.00	\$ 29.00
	100-035-Lac des Mille Lacs First Nation-Waasigan OEB Proceeding	22-02-2024	Etienne Esquega	Prepare reporting email to client.	0.60		290.00	\$ 174.00
	100-035-Lac des Mille Lacs First Nation-Waasigan OEB Proceeding	22-02-2024	Etienne Esquega	Reviewing OEB staff submissions.	0.80		290.00	\$ 232.00
	100-035-Lac des Mille Lacs First Nation-Waasigan OEB Proceeding	22-02-2024	Etienne Esquega	Reviewing MNO submissions to the OEB.	0.80		290.00	\$ 232.00
	100-035-Lac des Mille Lacs First Nation-Waasigan OEB Proceeding	17-02-2024	Etienne Esquega	Review HONI argument in chief.	0.80		290.00	\$ 232.00
Total					3.80		\$	1,102.00
DISCOVERY - INTERROGATORIES								
	100-035-Lac des Mille Lacs First Nation-Waasigan OEB Proceeding	01-02-2024	Etienne Esquega	Review letter from HONI lawyer in response to NOTL letter to the OEB yesterday.	0.1		290.00	\$ 29.00

100-035-Lac des Mille Lacs First Nation-Waasigan OEB Proceeding	25-01-2024	Etienne Esquega	Review oeb correspondence from MNO and report to client concerning the same.	0.2	290.00	\$	58.00
100-035-Lac des Mille Lacs First Nation-Waasigan OEB Proceeding	22-01-2024	Etienne Esquega	Review HONI response to Richard interrogatory questions.	0.2	290.00	\$	58.00
100-035-Lac des Mille Lacs First Nation-Waasigan OEB Proceeding	22-12-2023	Etienne Esquega	Review email from HONI to OEB concerning confidentiality issue; report to client concerning the same.	0.3	290.00	\$	87.00
100-035-Lac des Mille Lacs First Nation-Waasigan OEB Proceeding	20-12-2023	Etienne Esquega	Reporting to client on confidentiality issues and solicitors undertaking.	0.4	290.00	\$	116.00
100-035-Lac des Mille Lacs First Nation-Waasigan OEB Proceeding	19-12-2023	Etienne Esquega	Reviewing HONI responses to interrogatories.	1.6	290.00	\$	464.00
100-035-Lac des Mille Lacs First Nation-Waasigan OEB Proceeding	06-12-2023	Etienne Esquega	Review Richard interrogatories and report to client concerning the same.	0.2	290.00	\$	58.00
100-035-Lac des Mille Lacs First Nation-Waasigan OEB Proceeding	05-12-2023	Etienne Esquega	Review interrogatories from MNO and NOTL; report to client concerning the same.	0.8	290.00	\$	232.00
100-035-Lac des Mille Lacs First Nation-Waasigan OEB Proceeding	04-12-2023	Etienne Esquega	Completing worksheet and memo; reviewing recent interrogatory; send to client.	2.00	290.00	\$	580.00
100-035-Lac des Mille Lacs First Nation-Waasigan OEB Proceeding	02-12-2023	Etienne Esquega	Continue reviewing and summarizing OEB interrogatories into worksheet.	1.2	290.00	\$	348.00
100-035-Lac des Mille Lacs First Nation-Waasigan OEB Proceeding	30-11-2023	Etienne Esquega	Reviewing OEB staff interrogatories and beginning preparing summary worksheet.	2.00	290.00	\$	580.00
100-035-Lac des Mille Lacs First Nation-Waasigan OEB Proceeding	28-11-2023	Etienne Esquega	review and respond to email from client concerning OEB interrogatories that were received.	0.10	290.00	\$	29.00

Totals				9.10		\$	2,639.00
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DISCOVERIES

100-035-Lac des Mille Lacs First Nation-Waasigan OEB Proceeding	24-11-2023	Etienne Esquega	Review OEB procedural order concerning extension of time and report to client concerning the same.	0.3	290.00	\$	87.00
100-035-Lac des Mille Lacs First Nation-Waasigan OEB Proceeding	13-11-2023	Etienne Esquega	Reviewing procedural order and email report to client concerning the same.	0.5	290.00	\$	145.00
100-035-Lac des Mille Lacs First Nation-Waasigan OEB Proceeding	18-10-2023	Etienne Esquega	Reviewing OEB file for update on proceeding.	0.3	290.00	\$	87.00
Totals				1.10	\$ 319.00		
COMBINED TOTALS				16.30	\$ 4,727.00		

Etienne G.D. Esquega, B.A., LL.B

ee@esquegalaw.com

100 Anemki Drive, Suite 104
Fort William First Nation, ON
P7J 1J4

Phone: 807-286-1000

www.esquegalaw.com

CURRICULUM VITAE

EDUCATION

- 2004 Bachelor of Laws Degree , Osgoode Hall Law School, York University, Toronto, ON
- 2001 Bachelor of Arts Degree, University of Windsor, Windsor, ON
- Major: Political Science

ACADEMIC EXPERIENCE

- 2020 Certificate of Completion, Foundations in Judicial Competencies Series, Ontario Bar Association
- 2019 Law Society Tribunal Effective Adjudication Training, The Society of Ontario Adjudicators and Regulators
- 2004 Intensive Program in Aboriginal Lands, Resources, and Governments, Osgoode Hall Law School, York University, Toronto, ON
- 2003 Kawaskimhom Talking Circle, Aboriginal Law Moot, Osgoode Hall Law School , Toronto, ON
- 2001 Program of Legal Studies for Native People, Summer Property Law Course, University of Saskatchewan

PROFESSIONAL EXPERIENCE

- 2022- Trustee, Ginoogaming First Nation Timber Claim Trust
- 2022- Member, Indigenous Human Rights Program Advisory Council, Indigenous Human Rights Program, Pro Bono Students Canada
- 2021- Member, Ontario Civil Rules Committee, Appointee of Chief Justice G.B. Morawetz of the Ontario Superior Court of Justice
- 2020- Inquest Hearing Officer, Roster Member, Chief Coroner's Office of Ontario
- 2019 - Adjudicator, Hearing Division, Law Society Tribunal
- 2014- Trustee, Gull Bay First Nation OPG Settlement Trust

2012 -	Principal Lawyer, Esquega Law Office, Fort William First Nation, ON
2009-	Trustee, Red Rock Indian Band Hydro-Minor Settlement Trust Fund
2019-2023	Benchler, Law Society of Ontario
2021-2023	Director, LawPro Lawyers' Professional Indemnity Company
2020- 2021	Trustee, Law Foundation of Ontario
2008-2017	Trustee, Ginoogaming First Nation Timber Claim Trust
2005-2012	Associate Lawyer, Erickson & Partners, Barristers and Solicitors, Thunder Bay, ON
2004-2005	Articling Student, Erickson & Partners, Barristers and Solicitors, Thunder Bay, ON

MEMBERSHIPS

Law Society of Ontario (Call to the Bar 2005)

The Indigenous Bar Association

The Canadian Bar Association – Ontario Bar Association

Thunder Bay Law Association

PUBLICATIONS AND PRESENTATIONS:

April 26, 2023	Presenter – The Ontario Bar Association: Key Foundations of Aboriginal Law and Working with Indigenous Clients
April 27, 2022	Presenter – Panelist, The Canadian Bar Association: Call Forward: A Series for Students-at-Law, Skill Builder Session 7: Keys to Launching Your Own Practice
August 26, 2021	Presenter – Panelist, Osgoode Hall Law School Welcome Day Assembly, Osgoode Hall Law School
February 26, 2021	Presenter – Panelist, Indian Wills and Estates, Nokiiwin Tribal Council Access to Justice Week, Nokiiwin Tribal Council
June 24, 2020	Presenter – Panelist, Nishnawbe-Aski Development Fund, <i>COVID-19 and What Employers and Employees Need to Know</i> webinar.
October 23, 2019	Presenter – Panelist, Ontario Bar Association, <i>Working with Indigenous Client and Key Foundations of Aboriginal Law</i> , Continuing Professional Development Program.
October 19, 2018	Presenter – Panelist, Thunder Bay Law Association Continuing Professional Development, Updating on recent caselaw concerning the Duty to Consult.
February 8, 2018	Presenter – Panelist, Ontario Bar Associations Institute 2018, <i>Advancing Reconciliation – Review of Recent Key Decision and What Deconstructing The Current Colonial Legal Structure Could Mean</i>



ESQUEGA
LAW OFFICE

- October 2017 Presenter, *A day in the life of an Indigenous Lawyer*, Take our Kids to Work Day 2017, Law Society of Upper Canada
- Spring 2017 Presenter and panelist, Experiences from the 7 First Nation Youth Inquest, Bora Laskin Faculty of Law 2nd Year Law Students
- October 2016, Presenter on the 7 First Nation Youth Inquest, Ontario Justice Education Network, Law Symposium for high school students, Bora Laskin Faculty of Law, Lakehead University, Thunder Bay, ON
- March 2015 Speaker on experience of being a lawyer before aspiring and current law students, Bora Laskin Faculty of Law, Lakehead University, Thunder Bay, ON
- February 20, 2014, “*Esquega Law Office Presentation on Entrepreneurship: A Legal Perspective*”, Negahneeyok Aboriginal Youth Leadership Program, Thunder Bay Indian Friendship Centre and Thunder Bay Urban Aboriginal Strategy.
- December 10, 2009, “*Car Accident’s Change Lives, deal with them Immediately*”, Wawatay News, Volume 36, Issue #25.
- December 10, 2009, “*Limiting Liability – Some Ways to Minimize Your Risk of Doing Business*”, Co-Presenter with Theodore Scollie, at Wawatay Native Communications Society - Northern Ontario First Nations Communications Conference.
- February 2009, Mock Trial Member, Erickson & Partners mock trial for the Thunder Bay Construction Association.
- July 24, 2008, “*Be Prepared, plan estate*”, Co-Author with Gord Keesic (RBC Dominion Securities), Wawatay News, Volume 35, Issue #15.

COMMUNITY EXPERIENCE

- 2017- Coach, Aboriginal Law Moot Team of Bora Laskin Faculty, Annual Kawaskimhon Moot (Aboriginal Law)
- 2016-2019 Member, and Co-Chair, Indigenous Advisory Group, Law Society of Ontario
- Winter 2017 Practice Placement Supervisor, Practice Placement Program, Bora Laskin Faculty of Law
- Fall 2015 Practice Placement Supervisor, Practice Placement Program, Bora Laskin Faculty of Law
- September 2016 Participant, Law Society of Upper Canada, Coaches and Advisory Network pilot program
- 2014-2015 Committee Member, Law Society of Upper Canada, working committee on the establishment of the certified specialist program for Indigenous Legal Issues
- 2006-2009 Director, Native People of Thunder Bay Development Corporation
- 2009 Proxy for Red Rock Indian Band, Assembly of First Nations Annual Assembly
- 2005-2006 Cast Member, Thunder Bay Law Association and Magnus Theatre, Thunder Bay, ON, in the production of and performance in *Witness for the Prosecution*.



ESQUEGA
LAW OFFICE

2003 Proxy, Biinjitiwabik Zaaging Anishinaabek (Rocky Bay First Nation), Annual All Ontario Chiefs Conference

ACADEMIC AWARDS & ACHIEVEMENTS

2004 Harvey Bell, Q.C. Memorial Prize, Native Law Centre, University of Saskatchewan, Saskatoon, SK

2003-2004 Deborah Doxtator Bursary, York University, Toronto, ON

2003 James Gosnell Award, Heroes of Our Time Scholarship, Assembly of First Nations