

# Elson Advocacy

May 21, 2024

**BY RESS**

**Nancy Marconi**

Registrar

Ontario Energy Board

2300 Yonge Street, Suite 2700, P.O. Box 2319

Toronto, Ontario M4P 1E4

Dear Ms. Marconi:

**Re: EB-2022-0111 – Enbridge Gas – Bobcaygeon Gas Expansion Project**

Please see the enclosed cost claim of Environmental Defence in the above matter.

Yours truly,



Kent Elson

cc: Applicant

EB-2022-0111 : 1 : Kent Elson

COST CLAIM NUMBER 2124	SUBMISSION DEADLINE DATE May 21, 2024	CLAIM STATUS Submitted
EB# EB-2022-0111: Facilities: Leave to Construct (New): Enbridge Gas Inc.	OTHER EB#S	PHASE #* 1
INTERVENOR Elson, Kent; +1 (416) 906-7305 kent@elsonadvocacy.ca	INTERVENOR COMPANY* Environmental Defence Canada Inc., Toronto: Corporation	INTERVENOR TYPE Full Registrant
HST RATE ONTARIO 13.00	EXCHANGE RATE	COUNTRY
HST NUMBER 872151923RT0001	LATE SUBMISSION ALLOWED No	EXTENSION DEADLINE DATE

PARTICIPANTS

New	Non-Filing Participant First, Last Name	Filing Participant	Total (\$)	Total Hours	Participant Claim Status
No	,	Elson, Kent; +1 (416) 906-7305 kent@elsonadvocacy.ca	7,569.87	23.10	Submitted
No	,	Montgomery, Amanda; +1 (416) 906-7305 amanda@elsonadvocacy.ca	364.99	1.90	Submitted

ATTACHMENTS

Attachment	Document Type	Import Message
ED_CostClaimCvrLtr_20240521.pdf	Cover Letter	

TOTAL LEGAL/CONSULTANT/OTHER FEES  
7,022.00

TOTAL DISBURSEMENTS  
0.00

TOTAL HST  
912.86

TOTAL CLAIM  
7,934.86

TOTAL AMOUNT AWARDED

TOTAL HOURS CLAIMED  
25.00

TOTAL HOURS DISALLOWED

REASON FOR  
DISALLOWANCE

REASON FOR  
DISALLOWANCE - 2

REASON FOR  
DISALLOWANCE - 3

MAKE CHEQUE PAYABLE TO  
Elson Advocacy

SEND PAYMENT TO ADDRESS  
1062 College Street  
Toronto, Ontario  
M6H1A9

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  
Kent Elson

DATE SUBMITTED  
May 21, 2024

<b>CASE</b> EB-2022-0111: Facilities: Leave to Construct (New): Enbridge Gas Inc.	<b>COST CLAIM</b> EB-2022-0111 : 1 : Kent Elson	<b>INTERVENOR NAME</b> Elson, Kent; +1 (416) 906-7305 kent@elsonadvocacy.ca	<b>PARTICIPANT CLAIM STATUS</b> Submitted
<b>FILING PARTICIPANT</b> Elson, Kent; +1 (416) 906-7305 kent@elsonadvocacy.ca	<b>NEW PARTICIPANT</b> No	<b>NON-FILING PARTICIPANT F. NAME</b>	<b>NON-FILING PARTICIPANT L. NAME</b>
<b>SERVICE PROVIDER TYPE*</b> Legal Counsel	<b>YEAR CALLED TO BAR*</b> 2009	<b>COMPLETED YEARS PRACTICING/YEARS OF RELEVANT EXPERIENCE*</b> 14	<b>HOURLY RATE</b> 290
<b>HST RATE CHARGED*</b> 13.00	<b>CV STATUS (FOR CONSULTANT/ANALYST)</b> CV Required	<b>LAST CV DATE</b>	<b>OVERRIDE HOURLY RATE</b> No
<b>HST NUMBER</b> 872151923RT0001	<b>HEARINGS</b> Yes	<b>CONSULTATIONS</b> No	<b>DISBURSEMENTS</b> No

## HEARINGS

Hearings Hours	Hearings Subtotal (\$)		Hearings Total Tax (\$)		Hearings Total (\$)	
23.10	6,699.00		870.87		7,569.87	
<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	8.90	290	2,581.00	13.00	335.53	2,916.53
Preparation of Interrogatories	5.00	290	1,450.00	13.00	188.50	1,638.50
Review Interrogatory Responses	2.50	290	725.00	13.00	94.25	819.25
Technical Conference Preparation		290		13.00		
Technical Conference Attendance		290		13.00		
Technical Conference Follow-up		290		13.00		
Subtotal of DISCOVERY	16.40		4,756.00		618.28	5,374.28
PROCEDURAL						
Preparation of Issues List Submission		290		13.00		
Attendance at Issues List Conference		290		13.00		
Preparation for a Confidentiality Request		290		13.00		
Prepare Submissions on Confidentiality		290		13.00		
Preparation of Motion(s) Materials	2.40	290	696.00	13.00	90.48	786.48
Prepare Submissions on the Motion(s)		290		13.00		
Attendance at Hearing on Motion(s)		290		13.00		
Review Procedural Documents		290		13.00		

<u>Name</u>	<u>Hours</u>	<u>Hourly Rate</u>	<u>Sub Total</u>	<u>HST Rate</u>	<u>HST</u>	<u>Total</u>
<b>Subtotal of PROCEDURAL</b>	<b>2.40</b>		<b>696.00</b>		<b>90.48</b>	<b>786.48</b>
<b>INTERVENOR EVIDENCE</b>						
Preparation of Intervenor Evidence		290		13.00		
Interrogatory Responses		290		13.00		
Preparation of Witness(es) for Attendance at Hearing		290		13.00		
<b>Subtotal of INTERVENOR EVIDENCE</b>	<b>0.00</b>		<b>0.00</b>		<b>0.00</b>	<b>0.00</b>
<b>SETTLEMENT CONFERENCE</b>						
Preparation for Settlement Conference		290		13.00		
Attendance at Settlement Conference		290		13.00		
Preparation of Settlement Proposal		290		13.00		
Attendance at Presentation to Panel		290		13.00		
<b>Subtotal of SETTLEMENT CONFERENCE</b>	<b>0.00</b>		<b>0.00</b>		<b>0.00</b>	<b>0.00</b>
<b>WRITTEN ARGUMENT</b>						
Written Submissions	4.00	290	1,160.00	13.00	150.80	1,310.80
<b>Subtotal of WRITTEN ARGUMENT</b>	<b>4.00</b>		<b>1,160.00</b>		<b>150.80</b>	<b>1,310.80</b>
<b>ORAL ARGUMENT</b>						
Preparation for Oral Hearing		290		13.00		
Attendance at Oral Hearing		290		13.00		
Oral Submissions		290		13.00		
Attendance at Oral Submissions		290		13.00		
<b>Subtotal of ORAL ARGUMENT</b>	<b>0.00</b>		<b>0.00</b>		<b>0.00</b>	<b>0.00</b>
<b>DECISION</b>						
Review Decision	0.30	290	87.00	13.00	11.31	98.31
Review Rate/Accounting Order		290		13.00		
Prepare Submission on Rate Order		290		13.00		
<b>Subtotal of DECISION</b>	<b>0.30</b>		<b>87.00</b>		<b>11.31</b>	<b>98.31</b>
<b>OTHER</b>						
Other Attendance (e.g., Intervenor Conferences)		290		13.00		
<b>Subtotal of OTHER</b>	<b>0.00</b>		<b>0.00</b>		<b>0.00</b>	<b>0.00</b>
<b>TOTAL SERVICE PROVIDER FEES</b>						
<b>Total Service Provider Fees</b>	<b>23.10</b>		<b>6,699.00</b>		<b>870.87</b>	<b>7,569.87</b>

## Attachments

<u>Attachment</u>	<u>Document Type</u>	<u>Import Message</u>
EA_InvoiceAndDockets_20240521.pdf	Time Docket and Invoice	

## Hearings, Consultations, Disbursements Attachments

<u>Attachment</u>	<u>Document Type</u>	<u>Claim Type</u>	<u>Import Message</u>
EA_InvoiceAndDockets_20240521.pdf	Time Docket and Invoice	Hearings	

# Elson Advocacy

## Invoice

Environmental Defence  
33 Cecil Street  
Toronto, ON  
M5T 1N1

May 21, 2024

File #: 0144  
Inv #: 1315

**RE:** EB-2022-0111 - Bobcaygeon Pipeline Project

DATE	DESCRIPTION	HOURS	LAWYER
Jun 1, 2022	Review Bobcaygeon application; various correspondence; develop potential issues to explore in the proceeding	0.60	KE
Jun 6, 2022	Correspondence re Bobcaygeon case	0.20	KE
Jun 7, 2022	Review notice; diarize deadlines	0.10	AM
Jun 13, 2022	Draft intervention request	0.30	AM
Jun 17, 2022	Draft correspondence to potential expert for Bobcaygeon case; draft letter to the OEB re potential evidence	0.70	KE
	Revise intervention request letter; file intervention request	0.40	AM
Jun 20, 2022	Re-filed Intervention Request Letter	0.10	AM
Jun 21, 2022	Review correspondence from Dr. McDiarmid; prepare correspondence to the OEB re nature of evidence and cost; draft correspondence re potential intervenor coordination	1.00	KE
	Various correspondence	0.10	AM
Oct 31, 2022	Review Enbridge letter; various correspondence	0.20	KE

Mar 5, 2023	Review various correspondence re abeyance	0.20	KE
Jul 7, 2023	Review materials and prepare updated intervention request	0.40	KE
Aug 14, 2023	Review letter opposing ED evidence by Enbridge; draft response	1.90	KE
Aug 15, 2023	Review application; review Procedural Order and diarize dates; various correspondence	1.00	KE
Sep 6, 2023	Review application; prepare IRs	5.00	KE
Sep 22, 2023	Review interrogatory responses; prepare submissions on a technical conference	2.50	KE
Dec 14, 2023	Draft correspondence re survey evidence	0.20	KE
Jan 4, 2024	Call with public opinion research company; prepare response to OEB questions	0.40	KE
Jan 11, 2024	Draft correspondence responding to OEB questions	1.00	KE
Jan 18, 2024	Draft response to Enbridge re evidence proposal	0.20	KE
Jan 19, 2024	Draft correspondence to Enbridge	0.20	KE
Feb 2, 2024	Review correspondence from Enbridge; draft correspondence to potential expert	0.10	KE
Feb 9, 2024	Various correspondence	0.20	KE
Feb 12, 2024	Call with local group	0.40	KE
Feb 20, 2024	Review procedural order and decision	0.50	KE
	Review decision and procedural order 2	0.20	AM
Feb 28, 2024	Draft correspondence to client	0.40	KE
Mar 5, 2024	Various correspondence	0.30	KE
Mar 7, 2024	Draft notice of motion to review	0.80	KE
Mar 11, 2024	Review and revise notice of motion to review	0.40	KE

Mar 21, 2024	Draft submissions	0.40	KE
Mar 22, 2024	Review application and IRs; draft submissions	0.80	KE
Mar 24, 2024	Draft submissions	1.00	KE
Mar 25, 2024	Draft submissions	1.20	KE
	Revise submissions	0.70	AM
Apr 11, 2024	Review EG submissions	0.30	KE
Apr 20, 2024	Draft correspondence to OEB re clarification	0.30	KE
May 14, 2024	Review decision	0.30	KE
	Total Hours and Fees	25.00	\$7,022.00
	Total HST on Fees		\$912.86
<b>TOTALS</b>			
	Total Fees & Disbursements		\$7,022.00
	Total HST		\$912.86
	Total Fees, Disbursements, & HST		\$7,934.86
	<b>Amount Now Due</b>		<b>\$7,934.86</b>
HST #	75532 3078 RT0001		
Total HST	\$912.86		



<b>CASE</b> EB-2022-0111: Facilities: Leave to Construct (New): Enbridge Gas Inc.	<b>COST CLAIM</b> EB-2022-0111 : 1 : Kent Elson	<b>INTERVENOR NAME</b> Elson, Kent; +1 (416) 906-7305 kent@elsonadvocacy.ca	<b>PARTICIPANT CLAIM STATUS</b> Submitted
<b>FILING PARTICIPANT</b> Montgomery, Amanda; +1 (416) 906-7305 amanda@elsonadvocacy.ca	<b>NEW PARTICIPANT</b> No	<b>NON-FILING PARTICIPANT F. NAME</b>	<b>NON-FILING PARTICIPANT L. NAME</b>
<b>SERVICE PROVIDER TYPE*</b> Legal Counsel	<b>YEAR CALLED TO BAR*</b> 2020	<b>COMPLETED YEARS PRACTICING/YEARS OF RELEVANT EXPERIENCE*</b> 3	<b>HOURLY RATE</b> 170
<b>HST RATE CHARGED*</b> 13.00	<b>CV STATUS (FOR CONSULTANT/ANALYST)</b> CV Required	<b>LAST CV DATE</b>	<b>OVERRIDE HOURLY RATE</b> No
<b>HST NUMBER</b> 872151923RT0001	<b>HEARINGS</b> Yes	<b>CONSULTATIONS</b> No	<b>DISBURSEMENTS</b> No

## HEARINGS

Hearings Hours	Hearings Subtotal (\$)	Hearings Total Tax (\$)			Hearings Total (\$)	
1.90	323.00	41.99			364.99	
<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	1.00	170	170.00	13.00	22.10	192.10
Preparation of Interrogatories		170		13.00		
Review Interrogatory Responses		170		13.00		
Technical Conference Preparation		170		13.00		
Technical Conference Attendance		170		13.00		
Technical Conference Follow-up		170		13.00		
Subtotal of DISCOVERY	1.00		170.00		22.10	192.10
PROCEDURAL						
Preparation of Issues List Submission		170		13.00		
Attendance at Issues List Conference		170		13.00		
Preparation for a Confidentiality Request		170		13.00		
Prepare Submissions on Confidentiality		170		13.00		
Preparation of Motion(s) Materials	0.20	170	34.00	13.00	4.42	38.42
Prepare Submissions on the Motion(s)		170		13.00		
Attendance at Hearing on Motion(s)		170		13.00		
Review Procedural Documents		170		13.00		

<u>Name</u>	<u>Hours</u>	<u>Hourly Rate</u>	<u>Sub Total</u>	<u>HST Rate</u>	<u>HST</u>	<u>Total</u>
<b>Subtotal of PROCEDURAL</b>	<b>0.20</b>		<b>34.00</b>		<b>4.42</b>	<b>38.42</b>
<b>INTERVENOR EVIDENCE</b>						
Preparation of Intervenor Evidence		170		13.00		
Interrogatory Responses		170		13.00		
Preparation of Witness(es) for Attendance at Hearing		170		13.00		
<b>Subtotal of INTERVENOR EVIDENCE</b>	<b>0.00</b>		<b>0.00</b>		<b>0.00</b>	<b>0.00</b>
<b>SETTLEMENT CONFERENCE</b>						
Preparation for Settlement Conference		170		13.00		
Attendance at Settlement Conference		170		13.00		
Preparation of Settlement Proposal		170		13.00		
Attendance at Presentation to Panel		170		13.00		
<b>Subtotal of SETTLEMENT CONFERENCE</b>	<b>0.00</b>		<b>0.00</b>		<b>0.00</b>	<b>0.00</b>
<b>WRITTEN ARGUMENT</b>						
Written Submissions	0.70	170	119.00	13.00	15.47	134.47
<b>Subtotal of WRITTEN ARGUMENT</b>	<b>0.70</b>		<b>119.00</b>		<b>15.47</b>	<b>134.47</b>
<b>ORAL ARGUMENT</b>						
Preparation for Oral Hearing		170		13.00		
Attendance at Oral Hearing		170		13.00		
Oral Submissions		170		13.00		
Attendance at Oral Submissions		170		13.00		
<b>Subtotal of ORAL ARGUMENT</b>	<b>0.00</b>		<b>0.00</b>		<b>0.00</b>	<b>0.00</b>
<b>DECISION</b>						
Review Decision		170		13.00		
Review Rate/Accounting Order		170		13.00		
Prepare Submission on Rate Order		170		13.00		
<b>Subtotal of DECISION</b>	<b>0.00</b>		<b>0.00</b>		<b>0.00</b>	<b>0.00</b>
<b>OTHER</b>						
Other Attendance (e.g., Intervenor Conferences)		170		13.00		
<b>Subtotal of OTHER</b>	<b>0.00</b>		<b>0.00</b>		<b>0.00</b>	<b>0.00</b>
<b>TOTAL SERVICE PROVIDER FEES</b>						
<b>Total Service Provider Fees</b>	<b>1.90</b>		<b>323.00</b>		<b>41.99</b>	<b>364.99</b>

## Attachments

<u>Attachment</u>	<u>Document Type</u>	<u>Import Message</u>
EA_InvoiceAndDockets_20240521.pdf	Time Docket and Invoice	

## Hearings, Consultations, Disbursements Attachments

<u>Attachment</u>	<u>Document Type</u>	<u>Claim Type</u>	<u>Import Message</u>
EA_InvoiceAndDockets_20240521.pdf	Time Docket and Invoice	Hearings	

# Elson Advocacy

## Invoice

Environmental Defence  
33 Cecil Street  
Toronto, ON  
M5T 1N1

May 21, 2024

File #: 0144  
Inv #: 1315

**RE:** EB-2022-0111 - Bobcaygeon Pipeline Project

DATE	DESCRIPTION	HOURS	LAWYER
Jun 1, 2022	Review Bobcaygeon application; various correspondence; develop potential issues to explore in the proceeding	0.60	KE
Jun 6, 2022	Correspondence re Bobcaygeon case	0.20	KE
Jun 7, 2022	Review notice; diarize deadlines	0.10	AM
Jun 13, 2022	Draft intervention request	0.30	AM
Jun 17, 2022	Draft correspondence to potential expert for Bobcaygeon case; draft letter to the OEB re potential evidence	0.70	KE
	Revise intervention request letter; file intervention request	0.40	AM
Jun 20, 2022	Re-filed Intervention Request Letter	0.10	AM
Jun 21, 2022	Review correspondence from Dr. McDiarmid; prepare correspondence to the OEB re nature of evidence and cost; draft correspondence re potential intervenor coordination	1.00	KE
	Various correspondence	0.10	AM
Oct 31, 2022	Review Enbridge letter; various correspondence	0.20	KE

Mar 5, 2023	Review various correspondence re abeyance	0.20	KE
Jul 7, 2023	Review materials and prepare updated intervention request	0.40	KE
Aug 14, 2023	Review letter opposing ED evidence by Enbridge; draft response	1.90	KE
Aug 15, 2023	Review application; review Procedural Order and diarize dates; various correspondence	1.00	KE
Sep 6, 2023	Review application; prepare IRs	5.00	KE
Sep 22, 2023	Review interrogatory responses; prepare submissions on a technical conference	2.50	KE
Dec 14, 2023	Draft correspondence re survey evidence	0.20	KE
Jan 4, 2024	Call with public opinion research company; prepare response to OEB questions	0.40	KE
Jan 11, 2024	Draft correspondence responding to OEB questions	1.00	KE
Jan 18, 2024	Draft response to Enbridge re evidence proposal	0.20	KE
Jan 19, 2024	Draft correspondence to Enbridge	0.20	KE
Feb 2, 2024	Review correspondence from Enbridge; draft correspondence to potential expert	0.10	KE
Feb 9, 2024	Various correspondence	0.20	KE
Feb 12, 2024	Call with local group	0.40	KE
Feb 20, 2024	Review procedural order and decision	0.50	KE
	Review decision and procedural order 2	0.20	AM
Feb 28, 2024	Draft correspondence to client	0.40	KE
Mar 5, 2024	Various correspondence	0.30	KE
Mar 7, 2024	Draft notice of motion to review	0.80	KE
Mar 11, 2024	Review and revise notice of motion to review	0.40	KE

Mar 21, 2024	Draft submissions	0.40	KE
Mar 22, 2024	Review application and IRs; draft submissions	0.80	KE
Mar 24, 2024	Draft submissions	1.00	KE
Mar 25, 2024	Draft submissions	1.20	KE
	Revise submissions	0.70	AM
Apr 11, 2024	Review EG submissions	0.30	KE
Apr 20, 2024	Draft correspondence to OEB re clarification	0.30	KE
May 14, 2024	Review decision	0.30	KE
	Total Hours and Fees	25.00	\$7,022.00
	Total HST on Fees		\$912.86
<b>TOTALS</b>			
	Total Fees & Disbursements		\$7,022.00
	Total HST		\$912.86
	Total Fees, Disbursements, & HST		\$7,934.86
<b>Amount Now Due</b>			<b>\$7,934.86</b>
HST #	75532 3078 RT0001		
Total HST	\$912.86		