



Refer to: T.D. Marriott, Q.C.
Direct Line: 780.497.4868
E-mail: tmarriott@brownleelaw.com
Our File No.: 71310-0025

October 8, 2019

Yukon Utilities Board
Box 31728
Whitehorse, YT Y1A 6L3

Attention: Ms. Deana Lemke, Executive Secretary

Dear Madam:

**Re: Yukon Energy Corporation (YEC) 2017-18 GRA - Compliance Filing
Cost Claim Application for the City of Whitehorse**

This is the letter of justification for the applied for costs arising from the intervention of the City of Whitehorse (the "City") in the above proceeding. The City was represented in these proceedings by its regulatory counsel, Thomas D. Marriott, Q.C. of Brownlee LLP, and its technical and regulatory analyst, Mr. Russ Bell of Russ Bell & Associates Inc. for the purpose of undertaking all necessary examination and analyses of the application and preparation of all required regulatory submissions.

Brownlee LLP has considerable background and knowledge with respect to utility regulation in general, and has represented numerous utilities, consumer groups and municipalities in regulated matters and general rate applications in Alberta, the Northwest Territories and Yukon. The Board will note that Mr. Thomas Marriott Q.C., as senior counsel with Brownlee LLP, charged the City \$350.00 per hour.

Russ Bell has extensive experience in the regulated industries in Alberta, Northwest Territories and the Yukon. The City submits that Brownlee and Russ Bell have the relevant knowledge and expertise necessary to effectively and efficiently represent the interests of the City in this general rate application. Mr. Russ Bell charged the City \$200.00 per hour.

The City submits that its participation in the above-noted matter was effective and relevant to the issues at hand. The City participated in these proceedings by, *inter alia*, reviewing and assessing YEC's Compliance Application, submitting information requests to YEC, reviewing information responses from YEC, preparing and submitting argument, reviewing arguments of other parties, and review YEC's reply argument and discussions with and reporting to the City throughout.

The City submits that its costs were reasonably and prudently incurred and that the City was diligent in an efficient presentation of its position and the City believes its participation in this matter was warranted and beneficial.

Please contact the writer with any questions or concerns.

Yours truly,

BROWNLEE LLP

PER:

A handwritten signature in blue ink, appearing to read 'T. D. Marriott', followed by a long horizontal line extending to the right.

THOMAS D. MARRIOTT, Q.C.

/rnd

Yukon Utilities Board

Affidavit of Fees and Disbursements Form 4

Affidavit of fees and disbursements claimed in the matter of a claim for costs made by

City Whitehorse

for participation in a proceeding before the

Yukon Utilities Board with respect to the following Application: YEC 2017-18 GRA Compliance Filing

I, Thomas D. Marriott, of the (city/town) of Edmonton and the Territory/Province of Alberta

MAKE OATH (OR AFFIRM) AND SAY THAT:

1) I am the Solicitor of the cost claimant City of Whitehorse (the "Claimant") and as such have personal knowledge of the matters hereinafter deposed to, except where stated to be based on information and belief, and where so stated, I do verily believe to be true.

2) The Claimant was an (applicant/intervener) in a proceeding (the "Proceeding") before the Board with respect to the above application(s).

3) The Claimant incurred fees and disbursements (exclusive of GST) in the amount of \$ 7,498 70 as a result of its participation in the Proceeding. Additionally, the Claimant incurred GST on the above fees and disbursements in the amount of \$ 0 00.

4) I have personally reviewed the accounts of the Claimant's [lawyer(s), consultant(s), witness(s)], including the supporting documentation as required by the *Scale of Costs*, and confirm that these accounts represent work performed at the specific request of the Claimant.

5) I have personally reviewed all receipts, invoices, or accounts for transcripts, airfare, or accommodation and confirm that they represent disbursements incurred at the specific request of the Claimant.

6) I confirm that the fees and disbursements claimed on behalf of the Claimant's lawyer(s), expert(s), or consultant(s) are reasonable and in accordance with the *Scale of Costs*.

7) (If necessary) The fees claimed on behalf of _____ are in excess of the *Scale of Costs*. However, I believe that the Claimant should be entitled to recover such costs because: _____

8) To the best of my knowledge and belief, the fees and disbursements claimed by the Claimant represent fees and disbursements incurred necessarily and reasonably for the purpose of the Proceeding.

9) (If necessary) The Claimant is entitled to a rebate in connection with the Federal Goods and Services Tax to the extent of _____%. The Claimant's GST number is 106930654RT001.

SWORN (OR AFFIRMED) before me at the (City/Town, etc.) of Edmonton, in the Province/Territory of Alberta on (date) October 9, 2017

Notary Public or Commissioner of Oaths



KEEGAN P. RUTHERFORD
Barrister & Solicitor
Notary Public and Commissioner
for Oaths in and for Alberta

Signature of Affiant



THOMAS D. MARRIOTT

YUKON UTILITIES BOARD

**Summary of Total Costs Claimed
Form U1 - Page 1 of 1**

Date October 8, 2019

Firm/Company Name	Total Fees	Total Disbursements	GST		Total Fees, Disbursements, & GST
			Total GST on Fees & Disbursements		
BROWNLEE LLP	\$2,240.00	\$8.70	\$0.00	\$0.00	\$2,248.70
RUSS BELL & ASSOCIATES INC.	\$5,250.00		\$0.00		\$5,250.00
Firm/Company Name					\$0.00
Firm/Company Name					\$0.00
Firm/Company Name					\$0.00
Firm/Company Name					\$0.00
Firm/Company Name					\$0.00
Firm/Company Name					\$0.00
TOTAL COSTS CLAIMED	\$7,490.00	\$8.70	\$0.00	\$0.00	\$7,498.70

Claimant City of Whitehorse

Agent/Representative Brownlee LLP

Address 2200, 10155 - 102 Street, Edmonton, AB T5J 4G8

Phone 780-497-4868 Fax 780-424-3254

E-mail tmariott@brownleelaw.com

Applicant(s) Yukon Energy Corporation (YEC)

Application(s) No.

Hearing YEC 2017-2018 GRA - Compliance Filing

YUKON UTILITIES BOARD

Summary of Professional Fees Claimed

Form U2 - Page 1 of 1

Date	October 8, 2019	PROFESSIONAL FEES												Total			
		Years of Experience	Hourly Wage	Preparation		Attendance		Argument & Reply		Total Fees		GST	Total GST on Professional Fees				
				Hours	Fees	Hours	Fees	Hours	Fees	Hours	Fees						
FIRM/COMPANY NAME		BROWNLEE LLP															
Individual Name																	
Thomas D. Marriott	>20	\$350.00	3.40	\$1,190.00				3.00	\$1,050.00			\$2,240.00	\$0.00				\$2,240.00
Individual Name												\$0.00					
Total This Company			3.40	\$1,190.00	0.00	\$0.00	3.00	\$1,050.00	0.00	\$2,240.00		\$0.00					\$2,240.00

FIRM/COMPANY NAME		RUSS BELL & ASSOCIATES INC.															
Individual Name																	
Russ Bell	>20	\$200.00	16.75	\$3,350.00				9.50	\$1,900.00			\$5,250.00	\$0.00				\$5,250.00
Individual Name												\$0.00					\$0.00
Individual Name												\$0.00					\$0.00
Individual Name												\$0.00					\$0.00
Individual Name												\$0.00					\$0.00
Total This Company			16.75	\$3,350.00	0.00	\$0.00	9.50	\$1,900.00	0.00	\$5,250.00		\$0.00					\$5,250.00

Claimant CITY OF WHITEHORSE
 Hearing YEC 2017-2018 GRA - Compliance Filing

Applicant(s) YEC
 Application(s) No.

YUKON UTILITIES BOARD

Summary of Disbursements Claimed

Date October 8, 2019

Disbursements Claimed (exclusive of GST)	Name of Claimant	Name of Claimant	Name of Claimant	Name of Claimant	Total Disbursements
Airfare (change in air fair and change fee. seat fee)					
Accommodation					\$0.00
Meals (maximum at GY rates)					\$0.00
Mileage (maximum at GY rates)					\$0.00
Taxi					
Parking					\$0.00
Car rental					
Transcripts					\$0.00
Postage					\$0.00
Courier/delivery					\$0.00
Telephonel/long distance					\$0.00
Fax (\$1.00/page)					\$0.00
Internal photocopying					\$0.00
External printing	\$8.70				\$8.70
Miscellaneous (copy of application on computer stick)					\$0.00
Miscellaneous Ineternet charges					\$0.00
Miscellaneous					\$0.00
Miscellaneous					\$0.00
TOTAL DISBURSEMENTS	\$8.70	\$0.00	\$0.00	\$0.00	\$8.70
Total GST on Disbursements					

Claimant City of Whitehorse

Applicant(s) YEC



BROWNLEE LLP
Barristers & Solicitors

City of Whitehorse
ATTN: Peter O'Blenes, P. Eng
2121 - 2nd Avenue
Whitehorse, YT Y1A 1C2
Canada

April 29, 2019
Invoice No.: 480257
Our File Number: 71310-0025/TDM
Your Reference:
Email: tmarriott@brownleelaw.com
Direct Line: (780) 497-4868

RE: YEC 2017-2018 GRA Compliance Filing

REMITTANCE COPY

PLEASE REMIT WITH PAYMENT TO

**2200 Commerce Place
10155 – 102 St
Edmonton Alberta T5J 4G8**

TOTAL THIS INVOICE:

TOTAL PROFESSIONAL FEES	2,240.00
TOTAL TAXABLE DISBURSEMENTS	0.00
TOTAL NON-TAXABLE DISBURSEMENTS	0.00
TOTAL OTHER CHARGES	8.70
TOTAL GOODS & SERVICE TAX	112.43
	<hr/>
TOTAL FEES, DISBURSEMENTS, OTHER CHARGES AND Goods & Service Tax	\$2,361.13

Please make cheque payable to Brownlee LLP or payment may also be made by VISA or Mastercard on line
www.brownleelaw.com/payment/

This file is Taxable for purposes of Goods & Service Tax

INTEREST ON ACCOUNTS OUTSTANDING IN EXCESS OF 30 DAYS

WILL BE CHARGED at 0.00% PER ANNUM

G S T NUMBER R119412096



BROWNLEE LLP
Barristers & Solicitors

City of Whitehorse
 ATTN: Peter O'Blenes, P. Eng
 2121 - 2nd Avenue
 Whitehorse, YT Y1A 1C2
 Canada

April 29, 2019
 Invoice No.: 480257
 Our File Number: 71310-0025/TDM
 Your Reference:
 Email: tmarriott@brownleelaw.com
 Direct Line: (780) 497-4868

RE: YEC 2017-2018 GRA Compliance Filing

FOR PROFESSIONAL SERVICES RENDERED THROUGH April 29, 2019

<u>Date</u>	<u>Description</u>	<u>Tkpr</u>	<u>Hours</u>	<u>Value</u>
03/18/19	Receipt and initial review of file; conducting and review of conflict searches	TDM	0.25	87.50
03/28/19	email from Russ bell re draft IRs	TDM	0.15	52.50
03/29/19	review draft IRs prepared by Mr. Bell, and email them to City; email from City with questions on IRS; telephone discussions with Mr. Bell; review record and edit first IR; email to team; email from City confirming IRs approved for filing; file the same	TDM	1.00	350.00
04/18/19	review first draft of compliance filing argument, discussions with City consultant Mr. Bell, email to City; emails from City	TDM	1.75	612.50
04/19/19	review comments from City, review Information responses to Board and parties, Review Orders In Council and Board Orders 2018-10 and 2013, and telephone discussion with City consultant, further preparation of argument, and finalize and file argument; review arguments filed by AEY, and UCG	TDM	3.25	1,137.50
Total Hours			6.40	

Total Services	\$2,240.00
Plus 5% Goods & Service Tax	112.00
TOTAL FEES FOR PROFESSIONAL SERVICES:	\$2,352.00

Summary of Services

	<u>Timekeeper</u>	<u>Hours</u>
TDM	Marriott, Thomas D.	6.40
	Total Services	6.40

City of Whitehorse
71310-0025

Invoice No. 480257
April 29, 2019

DISBURSEMENTS AND OTHER CHARGES:

OTHER CHARGES:

Laser - Printing Letter paper	<u>\$8.70</u>	
Total Other Charges:	8.70	
Plus 5% Goods & Service Tax	<u>0.43</u>	
TOTAL: (INCL Goods & Service Tax)		<u>\$9.13</u>

TOTAL FEES & DISBURSEMENTS	\$2,248.70
TAX	\$112.43
TOTAL DUE THIS MATTER	\$2,361.13

This is our account herein

BROWNLEE LLP

PER: _____

Thomas D. Marriott

This file is Taxable for purposes of Goods & Service Tax

INTEREST ON ACCOUNTS OUTSTANDING IN EXCESS OF 30 DAYS

WILL BE CHARGED at 0.00% PER ANNUM

G S T NUMBER R119412096

E&OE

Russ Bell & Associates Inc.

PO Box 99559, Cromdale PO
Edmonton, Alberta
T5B0E1

Invoice

Date	Invoice #
3/31/2019	1039

Invoice To
2121 Second Avenue Whitehorse, YT Y1A 1C2 Canada

P.O No.	Terms	Project

Qty	Description	Rate	Amount
16.75	YEC 2019 Compliance Filing GST On Sales	200.00 5.00%	3,350.00 167.50
		Total	\$3,517.50

GST/HST No. 865752455

Russ Bell & Associates Inc.

Time by Job Detail

March 2019

Date	Name	Duration	Notes
City of Whitehorse			
YEC 2019 Compliance Filing			
03/27/2019	Russ Bell	8.00	Review Application and prepare IRs
03/28/2019	Russ Bell	8.00	Review Application and prepare IRs
03/30/2019	Russ Bell	0.45	Review IRs of others
Total YEC 2019 Compliance Filing		<u>16.45</u>	
Total City of Whitehorse		16.45	

Russ Bell & Associates Inc.
 PO Box 99559, Cromdale PO
 Edmonton, Alberta
 T5B0E1

Invoice

Date	Invoice #
4/30/2019	1040

Invoice To
2121 Second Avenue Whitehorse, YT Y1A 1C2 Canada

P.O. No.	Terms	Project

Qty	Description	Rate	Amount
9.5	YEC 2019 Compliance Filing GST On Sales	200.00 5.00%	1,900.00 95.00
		Total	\$1,995.00

GST/HST No. 865752455

Russ Bell & Associates Inc.
Time by Job Detail

April 2019

Date Name Billing Status Duration Notes

City of Whitehorse

YEC 2019 Compliance Filing

04/17/2019	Russ Bell	Unbilled	8:00	Draft ARgument
04/18/2019	Russ Bell	Unbilled	0:30	Review emails from Tom and Wayne
04/19/2019	Russ Bell	Unbilled	1:00	Review argument of AEY and EPC
			<u>9:30</u>	
			9:30	

Total YEC 2019 Compliance Filing

Total City of Whitehorse