



PUBLIC INTEREST ADVOCACY CENTRE
LE CENTRE POUR LA DEFENSE DE L'INTERET PUBLIC

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Michael Buonaguro
Counsel for UCG
(416) 767-1666

January 31, 2011

VIA EMAIL

Yukon Utilities Board
Box 31728
Whitehorse, Yukon
Y1A 6L3

Attention: Deana Lemke, Board Secretary

Dear Ms. Lemke:

Re: YEC/YECL Phase 2 Proceeding

We enclose for the review of the Board the costs claimed by UCG for reimbursement as a result of the recent joint application by YEC and YECL in the Phase 2 proceeding.

The cost claim consists of the following documents:

- a) A summary of the fees and disbursements claimed in respect of the work performed by Mr. Buonaguro and Mr. McMahon on behalf of UCG,
- b) A statutory declaration in support of the costs claim,
- c) An invoice detailing the time claimed for Mr. McMahon,
- d) A current resume for Mr. McMahon,
- e) An invoice detailing the time claimed for Mr. Buonaguro, and
- f) invoices and receipts supporting the claimed disbursements.

UCG does not have access to the direct funding required to retain legal support and consulting services for its intervention. Accordingly UCG relies on the Public Interest Advocacy Centre ("PIAC"), as do other groups that retain PIAC's services, to provide legal support and obtain consultant services on the basis that PIAC can recover the requisite fees and disbursements through the appropriate cost process before the relevant regulatory entity. In this way PIAC is entirely at

risk with respect to its participation in most regulatory proceedings; PIAC recovers only those disbursements and fees that the relevant Board allows it to recover in a cost award.

As noted, UCG retained the services of PIAC as legal counsel, and Pat McMahon (PaTina Energy Consultants) to provide expert advice on the issues debated in this proceeding. In these proceedings, Mr. Buonaguro and Mr. McMahon supported the intervention of a legitimately constituted ratepayer group by providing extensive legal representation and consulting services. PIAC respectfully submits that Mr. Buonaguro and Mr. McMahon provided their respective services in a manner and with expertise that assisted in the quality and efficiency of the proceeding as a whole, and assisted its client in making valuable submissions from the perspective of the ratepayers that UCG represents.

PIAC submits that in view of the nature and complexity of the proceeding that the costs incurred by UCG were reasonable and were directly and necessarily related to UCG's effective participation. PIAC further submits that UCG acted responsibly and contributed to a better understanding of the issues to be decided by the Board.

RATES REQUESTED MICHAEL BUONAGURO

As PIAC's legal counsel in Toronto Mr. Buonaguro specializes in regulatory proceedings related to energy, and qualifies, in accordance with the Ontario Energy Board tariff, for a rate of \$230.00 per hour, having been called to the Ontario Bar in 2002. We are aware, having participated in fairly recent YUB proceedings, that the current YUB tariff maximum for intervenor counsel is \$225.00 per hour. Accordingly PIAC requests that the Board allow recovery of a rate of \$225.00 per hour for Mr. Buonaguro's participation in these proceedings on behalf of UCG, subject to the Board's review of his cost claim. PIAC notes that UCG was permitted to recover \$225.00 per hour for Mr. Buonaguro in the recent YEC 2008/2009 GRA, Phase 1 to the within proceeding.

In addition to the fees plus applicable GST claimed for Mr. Buonaguro's services, PIAC is seeking the recovery of several disbursements in accordance with the YUB's intervenor cost policy. In summary, PIAC is claiming reimbursement for:

- a) Economy airfare for 1 return trip between Toronto and Whitehorse in respect of the hearing,
- b) Hotel accommodation, exclusive of room charges, for 3 nights for the hearing;
- c) Transcripts for the hearing,
- d) Cab Fare to and from the Toronto and Whitehorse Airports, as well as to and from the hotel to the hearing, and

- e) Fees incurred related to obtaining a Certificate of Permission to Act from the Law Society of Yukon, including a courier fee; normally there is also a fee for obtaining a Certificate of Standing from the Law Society of Upper Canada, however we were able to obtain an exemption for this proceeding Certificate.

It is our understanding that all of these disbursements, except possibly the fees related to the Certificate of Permission to Act, are clearly within the scope of the Board's cost policy as recoverable expenses, and represent expenses that UCG has been able to recover in the past.

With respect to obtaining a Certificate of Permission to Act in the Yukon for Mr. Buonaguro, the disbursement has in one instance (YEC's 20 Year Resource Plan proceeding) been allowed, and in other instances (i.e. YEC's 2008/09 GRA) disallowed.

As we have previously submitted, the expense related to a Certificate of Permission to Act is not a general overhead expense in the way that, for example, Mr. Buonaguro's Law Society Dues in Ontario are considered a general overhead expense. A Certificate of Permission to Act is specific to the proceeding and was required, in this instance, to allow Mr. Buonaguro to appear as counsel before the YUB to represent UCG for the oral hearing in this particular matter; it is not, accordingly, an expense that relates to his general practice. In PIAC's view it is no different than the cost of flying to the Yukon for the hearing, or the cost of the hotel; it is a cost incurred specifically as a result of the particular proceeding, and as such should be, as it was in the past, recoverable. We further note that the cost of the certificate is significant, \$787.50, constituting approximately 24% of the total disbursements claimed and 7% of the total claim advanced with respect to Mr. Buonaguro. Accordingly we respectfully ask the Board to consider allowing this expense to be reimbursed in this proceeding.

PAT McMAHON

We continue to be fortunate to have been able to access the services of Pat McMahon as a consultant to assist with UCG's review of this application. It is normally PIAC's practice in regulatory proceedings to retain at least one consultant of Mr. McMahon's caliber to review the application, draft interrogatories, and work on argument and reply argument as appropriate. In Ontario a consultant with Mr. McMahon's qualifications providing these types of services would be entitled to a rate of \$330.00 per hour. Accordingly, absent Mr. McMahon's participation, PIAC would have likely have provided a consultant to work in tandem with Mr. Buonaguro, and would have had to seek, at a minimum, the YUB tariff rate of \$225.00 for his/her services. With the retainer of Mr. McMahon, our need for a skilled consultant to assist with this proceeding was filled with someone with not only the relevant general knowledge of the industry, but also an extensive background in the history of the Yukon energy sector in

particular. In these circumstances we would respectfully submit that Mr. McMahon's requested rate of \$60.00 per hour is more than justified.

PIAC notes that in the past, where the applicant takes the opportunity to comment upon the cost claims submitted by the parties, that those parties have not been afforded a right of reply. Although PIAC feels that the cost claims submitted herein are well supported and should be accepted without revision, we cannot anticipate what comments may be made by the applicant or what items may be of concern to the Board. Under such circumstances we would suggest that it is common practice in other jurisdictions to allow the party whose cost claim has been impugned a right of reply in order to respond to any concerns that are raised, and respectfully ask that the Board consider, if necessary in this case, allowing parties whose claims have been commented on to reply to those comments before the Board decides on the final cost awards.

With respect to payment we ask that all amounts be made payable to the Public Interest Advocacy Centre and sent to the attention of Donna Brady at:

- ONE Nicholas Street, Suite 1204, Ottawa, Ontario, Canada K1N 7B7

If there are any questions concerning the contents of this cost claim I would ask that they be directed to Mr. Buonaguro by email at mbuonaguro@piac.ca, or by phone at (416) 767-1666.

Yours very truly,

Michael Janigan
Executive Director
Public Interest Advocacy Centre
Encl.

UCG COST CLAIM SUMMARY

YUKON UTILITIES BOARD
RE: YEC/YECL PHASE 2 PROCEEDING

SUMMARY OF PROFESSIONAL FEES CLAIMED

DATE: JANUARY 31, 2011

CLAIMANT	RATE CLAIMED/HOUR	PREPARATION		ATTENDANCE		ARGUMENT & REPLY		TOTAL HOURS	TOTAL FEES	HST	
		HOURS	FEES	HOURS	FEE	HOURS	FEE				
PIAC-Michael Buonaguro	\$225.00	7.60	\$1,710.00	21	\$4,725.00	4	\$900.00	32.60	\$7,335.00	\$953.55	
Patrick McMahon	\$60.00	121	\$7,260.00	7	\$420.00	62.5	\$3,750.00	190.50	\$11,430.00	\$1,485.90	
TOTALS									\$18,765.00	\$2,439.45	
TOTAL FEES CLAIM					\$21,204.45						

SUMMARY OF DISBURSEMENTS CLAIMED-PIAC		
DISBURSEMENT CLAIMED	AMOUNT	GST/HST
Airfare (Hearing)	\$1,046.66	\$117.52
Hotel (Hearing, lodging fee only)	\$237.60	\$11.88
Transcripts (hearing)	\$1,010.10	\$50.50
Certificate of Permission to Act (Yukon)	\$750.00	\$37.50
Courier fee	\$30.99	\$1.55
CAB FARE (Toronto, to/from airport)	\$89.38	\$11.62
CAB FARE (Whitehorse, to/from airport, hearing)	\$77.05	\$80.90
TOTAL DISBURSEMENT CLAIM	\$3,075.35	\$218.95
		\$3,294.30

100% of Fees and Disbursements Claimed (inclusive of GST/HST)	\$24,498.75
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Statutory Declaration

IN THE MATTER OF AWARDING COSTS
TO THE UTILITIES CONSUMERS GROUP
PURSUANT TO SECTION 56 OF THE PUBLIC UTILITIES ACT, THE YUKON
UTILITIES BOARD RULES OF PRACTICE AND THE YUKON UTILITIES BOARD
INTERVENOR COSTS AWARD POLICY
FOR

THE YEC/YECL PHASE 2 PROCEEDING, 2010

I SOLEMNLY DECLARE THAT:

The award claim submission of \$24,498.75 (including GST/HST), as detailed in the enclosed material, with supporting invoice documentation, has, to the best of my knowledge and belief been incurred by the Utilities Consumers Group as a result of the above noted proceeding and has been derived in accordance with the Yukon Utilities Board Rules of Practice.

I MAKE THIS SOLEMN DECLARATION CONSCIENTIOUSLY BELIEVING IT TO BE TRUE AND KNOWING THAT IT IS OF THE SAME FORCE AND EFFECT AS IF MADE UNDER OATH.

Declared before me
at the City of Toronto
in the Province of Ontario
this 30th day of January, 2011.



Marian MacGregor
Commissioner for Taking Affidavits



Michael Buonaguro
PUBLIC INTEREST ADVOCACY CENTRE
Counsel for UCG

PaTina Energy Consultants

65 Devon Road
Chatham, Ontario, N7L 3T7

Phone: (519) 354-8486 / (519) 437-0759
E-mail: patrick.mcmahon@sympatico.ca
GST Registration Number 85037 7359 RT0001

COST CLAIM STATEMENT

Consultant Services to Utilities Consumers' Group by Patrick McMahon

Yukon Utilities Board Proceeding: YEC / YECL - 2009 General Rate Application – Phase II

- Preliminary discussions with UCG and PIAC, preliminary review of the application of YEC and YECL, preparation of UCG issues list and request for intervenor status, advise on other procedural issues. (McMahon – 30.0 hours)
- Detailed review of application of YEC and YECL as well as intervenor evidence; development of information requests related to the issues to be addressed; detailed review of responses to information requests by utilities and intervenors; advise on IR-related procedural issues. (McMahon – 51.0 hours)
- Research on and preparation of cross-examination and related materials for public hearing. (McMahon – 40.0 hours)
- Research and support during hearing. (McMahon – 7.0 hours)
- Preparation of UCG's final argument. (McMahon – 30.5 hours)
- Preparation of UCG's reply argument. (McMahon – 32.0 hours)

Total Hours:	190.50
Hourly Rate:	\$60.00
Total Fees Claimed:	\$11,430.00
HST (13%):	\$1,485.90
Total Claim:	\$12,915.90

Details of the time logged by Mr. McMahon in this proceeding are attached as Schedule A. Summary details of Mr. McMahon's efforts in specific areas are outlined below.

1. Preparation of draft issues list and other material for discussion

Prior to submission of UCG's request for intervenor status on May 17, 2010, Mr. McMahon drafted a detailed issues list based on his reading of the pre-filed evidence and his research / experience of Phase II issues in other jurisdictions. Mr. McMahon also provided UCG and PIAC with discussion notes on all issues that had been proposed by UCG and other parties. These discussion notes helped explain how issues have been addressed in other jurisdictions and how they needed to be addressed in the Yukon.

2. Preparation of information requests

On June 21, 2010, UCG submitted 21 multi-part information requests (39 questions in total). In preparation for this submission, Mr. McMahon reviewed the pre-filed evidence, material put on record at previous Board reviews of YEC and YECL operations, and conducted research on specific issue treatment in the Yukon and other jurisdictions. Mr. McMahon identified requests for information in numerous issue areas including the multiple rate design options proposed by the utilities, customer bill impact and mitigation, and the coordination of efforts between the two utilities.

3. Detailed review of IR responses

YEC and YECL submitted over 550 pages of responses to information requests submitted to it by the Board and intervenors. Reviewing this material as well as the IR responses by intervenors required a lot of time to ensure that responses were complete and answered the questions asked. Mr. McMahon used this review to formulate issues that still needed to be addressed during cross-examination at the oral hearing.

4. Preparation of cross-examination materials / questions for hearing

- Besides a thorough review of the evidentiary record, preparation of cross-examination materials for the hearing required an extensive exchange of emails as well as telephone calls between UCG's legal counsel and Mr. McMahon. As requested by counsel, Mr. McMahon devoted considerable time to providing input into developing issue positions, identifying references to material and drafting questions for the utilities. Mr. McMahon was called upon to respond to clarification and positioning questions from counsel regarding specific issues that each had raised.

5. Support during hearing

- During the oral hearing, Mr. McMahon made himself available prior to and after each session to clarify positions on various issues and to provide counsel with clarification of the history behind many of the issues being discussed at the hearing. Mr. McMahon was asked to research specific statements and issues that arose during the hearing. He provided material related to past YUB decisions as well as his experience in the utility industry and Yukon energy arena.

6. Preparation of final argument

- Developing UCG's final argument required the reading of the 650 pages of transcript from the hearing as well as the thousands of pages of evidence put on the record through pre-filed evidence and responses to information requests and undertakings. Mr. McMahon developed a shell for the final argument. The process for developing the final argument was an iterative one over several days involving Mr. McMahon, Mr. Rondeau and Mr. Buonaguro with each one offering suggestions on positions and edits to make from their own backgrounds.

7. Preparation of reply argument

- Like the development of final argument, UCG's reply argument to the arguments submitted by other parties was an iterative process involving Mr. McMahon, Mr. Rondeau and Mr. Buonaguro. Mr. McMahon developed a draft reply argument that focussed on the arguments submitted by the utilities, YEC and YECL. Mr. McMahon, Mr. Rondeau and Mr. Buonaguro exchanged several emails to develop UCG's reply argument into a series of specific comments on a number of YEC's and YECL's conclusions in the order that they appear within their final arguments.

Schedule A

Additional detail to explain functions performed by Patrick McMahon (PaTina Energy Consultants)

March 20, 2010

- Correspondence / discussion with UCG, PIAC regarding UCG expectations for proceeding, managing these expectations, services to be provided; preliminary discussion of issues (2.0 hours)

April 1-5, 2010

- Review of application; correspondence / discussion with UCG, PIAC regarding issues and evidence examination questions (6.5 hours)

May 4-5, 2010

- Review of application; correspondence / discussion with UCG, PIAC regarding issues; draft intervention / issues submission (8.5 hours)

May 11-14, 2010

- Correspondence / discussion with UCG, PIAC regarding issues, need for additional consultants; prepare revised draft intervention / issues submission (7.0 hours)

May 14-15, 2010

- Review of application, preparation of draft information requests (13.5 hours)

May 16-17, 2010

- Finalization of intervention and issues list; preparation of final intervention/issues submission (3.5 hours)

May 24-26, 2010

- Correspondence / discussion with UCG, PIAC regarding YEC request to change procedural schedule; draft and finalize letter to YUB regarding proposed scheduling and issues clarification (2.5 hours)

June 7, 2010

- Correspondence / discussion with UCG, PIAC regarding intervenor representations and issues (2.0 hours)

June 16-21, 2010

- Review of evidence; preparation of draft information requests; discussions with UCG, PIAC regarding IRs; finalization of IRs (18.5 hours)
- Review and consideration of IRs submitted by other parties; discussion with UCG, PIAC (2.0 hours)

June 26, 2010

- Correspondence / discussion with UCG, PIAC regarding performance based regulation issue (1.5 hours)

July 8-9, 2010

- Review and consideration of YEC letter requesting schedule extension with respect to IR responses; correspondence / discussion with UCG, PIAC regarding impacts and final positioning on schedule extension (2.0 hours)

July 18-19, 2010

- Review intervenor evidence (Keith Lay); correspondence / discussion with UCG, PIAC regarding intervenor evidence and determination of UCG position (2.0 hours)

July 23-24, 2010

- Review IR responses from utilities for completeness and identification of hearing issues (4.5 hours)

August 7, 2010

- Review intervenor evidence (Leading Edge); correspondence / discussion with UCG, PIAC regarding intervenor evidence and determination of UCG position (5.0 hours)

August 31 – September 1, 2010

- Review intervenor responses to IRs; correspondence / discussion with UCG, PIAC regarding identification of issues to address at hearing (3.0 hours)

September 29-30, 2010

- Correspondence / discussion with UCG, PIAC regarding cross examination issues and utility letter regarding agreement on issues and witness panels (3.0 hours)

September 30-October 1, 2010

- Review and consideration of UCG directions for cross-examination; correspondence / discussion with UCG, PIAC regarding cross examination issues (3.0 hours)

October 2-3, 2010

- Review and consideration of new YEC rate design option; correspondence / discussion with UCG, PIAC regarding cross examination issues (5.5 hours)

October 3-5, 2010

- Preparation for hearing including review of all evidence, development of cross-examination questions, correspondence / discussion with PIAC (19.5 hours)
- Correspondence / discussion with UCG, PIAC regarding utility opening statements; discussion of updated cross examination issues and questions (6.0 hours)

October 5-8, 2010

- Research, correspondence / discussion with UCG and PIAC on various issues during hearing (5.5 hours)
- Discussion with UCG, PIAC regarding argument schedule (1.0 hour)
- Discussion with UCG, PIAC regarding notification of Board on transcript errata in page numbering (0.5 hours)

October 11-12, 2010

- Correspondence / discussion with UCG, PIAC regarding argument issues; review and analysis of undertaking responses (3.5 hours)

October 18-22, 2010

- Preparation and strategy discussions with UCG and PIAC on argument (2.0 hours)
- Preparation of draft final argument (15.5 hours)
- Preparation of final argument including correspondence discussions with UCG, PIAC (6.5 hours)

October 23-24, 2010

- Correspondence / discussion with UCG, PIAC to develop and finalize argument regarding Maximum Investment Levels (3.0 hours)

October 25, 2010

- Correspondence / discussion with UCG, PIAC regarding strategy for reply argument (1.5 hours)

October 26-November 3, 2010

- Review and analysis of filed arguments (10.5 hours)
- Development of draft UCG Reply argument including correspondence / discussion with UCG and PIAC (8.0 hours)
- Correspondence / discussion of YEC bill calculations (1.5 hours)

November 4-6, 2010

- Correspondence / discussion with UCG, PIAC on draft reply argument; preparation of final reply argument (10.5 hours)

Patrick E. McMahon

PaTina Energy Consultants

65 Devon Road

Chatham, Ontario, N7L 3T7

Telephone: 519•354•8486 (residence)

E-mail: patrick.mcmahon@sympatico.ca

EXPERIENCE / WORK HISTORY

Union Gas Limited, Chatham, Ontario

September 2004 - Present **Manager, Regulatory Research and Records**

Summary of Function: Reporting to the Director, Regulatory Affairs, I manage the efforts of the Regulatory Research and Records group to monitor regulatory proceedings at the Ontario Energy Board and other jurisdictions, evaluate the issues raised during the proceedings, and communicate relevant issues to client departments throughout Union Gas. I am responsible for creating evidence and filing franchise renewal applications with the OEB. I also conduct specific research into regulatory issues and precedents and present findings to client departments.

- Intervene on behalf of Union Gas in proceedings before the Ontario Energy Board and other jurisdictions and coordinate submissions as required.
- Provide an ongoing review of current regulatory issues throughout North America relating to natural gas and electricity regulation and provide assessment of the impacts to Union Gas.
- Work directly with District Managers, Municipal Relations and OEB staff to resolve any issues related to franchise renewal proceedings.
- Coordinate with OEB staff, IT and client departments on the implementation of the OEB's electronic filing and document standardization initiative within Union Gas.

June 2002 - September 2004 **Manager, Product and Services Costing**

Summary of Function: Reporting to the Director, Regulatory Affairs, I was accountable for managing the preparation of financial and related material to fulfill the requirements and support the initiatives of various internal and external client groups, primarily as they relate to cost of service information. Internally, this included providing support for pricing of new and existing services, providing inputs into the determination of performance metrics for asset yield and supporting asset planning as it relates to the justification of new facilities. I was also responsible for any reporting, both to the Ontario Energy Board and stakeholders, arising out of the company's rate plans as it relates to cost of service.

- Managed the provision of necessary and sufficient data for sound planning by organizing accurate and timely cost analysis studies and reports tuned to the needs of Union Gas.
- Improved accuracy, completeness and operational usefulness of studies and reports by appropriate integrated computerized information systems.
- Accountable for working closely through a cross-functional team consisting of representatives from Asset Yield, Asset Planning, and Product and Pricing to develop a consistent understanding of costing data and its use to support Union Gas' strategic objectives.

EXPERIENCE / WORK HISTORY (cont'd)

November 2001 **Team Lead, Regulatory Research and Records**
- June 2002

Summary of Function: Reporting to the Manager, Regulatory Applications, I monitored regulatory proceedings at the Ontario Energy Board and other jurisdictions either in person or through review of transcripts and decisions. I evaluated the issues raised during the proceedings and communicated relevant issues to client departments. I was responsible for creating evidence and filing franchise renewal applications to the OEB. I also conducted specific research into regulatory issues and precedents and presented findings to client departments.

- Intervene on behalf of Union Gas in proceedings before the OEB and other jurisdictions and coordinate submissions if required.
- Provide an ongoing review of current regulatory issues throughout North America relating to natural gas and electricity regulation and assess the impacts to Union gas.
- Work directly with OEB staff to resolve any issues related to franchise proceedings.
- Coordinate with OEB staff, IT and client departments and Regulatory Affairs on the implementation of the OEB's electronic filing initiative within Union Gas.

Government of Yukon, Whitehorse, Yukon
Department of Economic Development

May 1997 **Utilities Analyst, Energy Unit, Corporate Policy Branch**
- November 2001

Summary of Function: This position serves as the Yukon Government's chief advisor on energy interests related to electricity system development, management and regulation. This includes analysis and advice to government on the development and management of Yukon's electricity system and to the roles of the energy industry stakeholders. This position recommends strategies, policies and positions and provides technical analysis of options.

- Provided timely and accurate responses for the Minister, Deputy Minister, Government Leader and Energy Commissioner on issues that arose.
- Assisted other staff within Government, in providing comments and input on their projects - including power supply to mining customers, draft rural electricity service policies, draft Energy Chapter of Agreement on Internal Trade, relicensing of Aishihik Lake generation facilities, electrical rate design in other jurisdictions, review of Yukon conservation strategy, electricity supply development potential, and northern economy development projects.
- Lead role in providing input to the Energy Commission on issues related to various comprehensive policy issues. Included writing papers, ministerial statements and letters, providing comments on other documents and developing support material for public consultations.
- Established as resource / information base for utility-related issues and regulations - keeping YEC abreast of current issues related to surplus hydro in BC, economic development initiatives, interconnection alternatives, and rate design in other jurisdictions.
- Responsibility for the financial management role in the Energy Unit - managing administrative functions by chairing team meetings on the allocation of Energy Unit budget resources and the establishment of budget requirements; monitoring budget expenditures and prepares periodic variance reports.

EXPERIENCE / WORK HISTORY (cont'd)

March 2000
- June 2001

Senior Oil and Gas Analyst, Oil and Gas Resources Branch (15-month secondment)

Summary of Function: Reporting to the Manager, Oil and Gas Resources Branch, this position plans, formulates, develops, and implements legislation, regulations and guidelines required for the management of Yukon's oil and gas resources; collaborates with First Nations on the joint development and ongoing support of Yukon's common oil and gas regime; monitors oil and gas sector developments; assesses a wide array of oil and gas issues, formulates government positions, and advises on appropriate courses of action; manages the establishment of economic and financial computer modeling capabilities; and participates in other government initiatives requiring oil and gas input and performs other related duties.

- Lead role in developing utility franchising process for Yukon and initiating process to establish a gas distribution utility in Whitehorse.
- Lead role in negotiating benefits agreements with Yukon First Nations and oil and gas companies as required for all oil and gas activity licenced under the Yukon's *Oil and Gas Act*. Lead role in negotiating contribution agreements and terms of reference for training and youth initiatives funds associated with benefits agreements.
- Branch representative on intergovernmental (Federal, Territorial, First Nations) oil and gas training working group tasked with developing a training strategy for the Yukon as well as the department working group dealing with development assessment legislation and developing Yukon government policy regarding public/private partnerships.
- Provide timely and accurate responses for the Minister, Deputy Minister and Premier on issues related to gas distribution utilities, benefits agreements, oil & gas training strategies, and oil & gas activities.

Trans Mountain Pipe Line Company Ltd. Vancouver, British Columbia

1994 – 1997

Manager, Regulatory Affairs, Regulatory Affairs Department

Summary of Function: Maximize the Company's earnings potential within the regulatory framework determined by the National Energy Board, BC Utilities Commission and the Federal Energy Regulatory Commission; perform financial analysis of planning and forecasting for jurisdictional and non-jurisdictional activities; coordinate preparation of TMPL's annual operating / capital budgets and quarterly updates; responsible for the overall preparation of toll / facilities applications to the Company's regulators and responses to related information requests.

- Supervised preparation of toll applications to NEB, BCUC, and FERC; conducted review meetings to gain management approval and ensure timely submissions; liaised with consultants; prepared rebuttals to filed objections.
- Coordinated and directed the physical compilation of regulatory submissions (toll applications, facilities applications) including the logistics and scheduling of same. Presented evidence and testimony on behalf of the Company at public hearings as required.
- Coordinated and monitored annual operating and capital budgets for the Company's Divisions; directed review process with Management Committee.
- Assumed prime contact role for shippers with respect to cost of service, toll design and regulatory issues; presented cost of service and regulatory updates at all shippers meetings.
- Represented the Company on rate regulation and accounting committees of industry task forces.

EXPERIENCE / WORK HISTORY (cont'd)

1992 - 1994 **Supervisor, Budgets & Rates**, Regulatory Affairs Department

Summary of Function: Responsible for the detailed preparation of toll and facilities applications to the National Energy Board and responses to related information requests. In addition, this position is responsible for coordinating the preparation of annual operating budgets totalling \$50 - \$60 million. This position also supervises financial analysis relating to Trans Mountain's Canadian pipeline operation.

Northwest Territories Power Corporation, Hay River, NWT

1989 – 1992 **Manager, Rates & Regulatory Affairs**, Finance and Administration Division

Summary of Function: To coordinate the development and implementation of cost of service studies, utility rate studies and impact analysis, to coordinate and direct the compilation of utility rate submissions to the Corporation's regulatory authorities as required from time to time, to present evidence and testimony on behalf of the Corporation related to the submissions at public hearings scheduled by the regulatory authorities, and to interpret the Corporation's Terms and Conditions of Service as required for application of policies.

Ontario Hydro, Toronto, Ontario

1989 – 1989 **Power Costing Analyst**, Finance Branch, Comptroller's Division
Financial Accounting Policy and External Reporting Department

Summary of Function: To research and conceptualize Corporate financial policy dealing with the preparation of power costing policies, the allocation of costs, and the setting of electricity rates.

1986 - 1989 **Analyst – Rate Economics**, Energy Management Branch
Market Services & Development Division, Rates Department

Summary of Function: To assess alternate rate practices and cost of service methodologies for electrical and thermal energy rates and to assist in the preparation of cost/benefit and other economic studies of rate-related issues.

North York Hydro, North York, Ontario

1981 – 1986 **Rates & Utilization Analyst**
Consumer Service Department

Summary of Function: Annually established retail rates and charges schedule to meet revenue requirement and rate setting guidelines; created submission documents for Ontario Hydro after discussions with Central Region office. Performed in-depth analysis of cost of service-based rates and costing structures as applied to North York Hydro by using various statistical modelling methods. Kept abreast of North York Hydro policies/regulations and Ontario Energy Board hearings; attended all relevant rate meetings with Ontario Hydro, AMEU/MEA, and Large Users.

REGULATORY APPEARANCES – As Witness

2003	Ontario Energy Board RP-2003-0063 – Union Gas Limited 2004 Rates Application On Behalf of Union Gas Limited
1998	Yukon Utilities Board Order 98-05 – Yukon Energy Corporation Rate Application On Behalf of Government of Yukon
1993	National Energy Board RH-3-93 – Trans Mountain Pipe Line Tolls for 1993 and 1994 On Behalf of Trans Mountain Pipe Line
1991	Northwest Territories Public Utilities Board 1991 Cost of Service Methodology review On Behalf of Northwest Territories Power Corporation
1990	Northwest Territories Public Utilities Board 1990 Northwest Territories Power Corporation General Rate Application On Behalf of Northwest Territories Power Corporation
1990	Northwest Territories Public Utilities Board 1990 Electrical Rate Structure Review On Behalf of Northwest Territories Power Corporation

REGULATORY CONSULTATIONS

2010-2011	Yukon Utilities Board Yukon Energy Corporation - Application for approval of Rate Schedule 39 Escalation of Demand and Energy Charges per OIC 2007/94 Client: Utilities Consumers' Group
2010	Yukon Utilities Board Yukon Energy Corporation - Application for approval of the Power Purchase Agreement between YEC and Alexco Resource Corp. Client: Utilities Consumers' Group
2010	Yukon Utilities Board Yukon Energy Corporation / Yukon Electrical Company Limited 2009 General Rates Application – Phase 2 Client: Utilities Consumers' Group
2009-2010	Yukon Utilities Board Yukon Energy Corporation - Application for an Energy Project Certificate and an Energy Operation Certificate Regarding the Proposed Mayo Hydro Enhancement Project Client: Utilities Consumers' Group
2008-2009	Yukon Utilities Board Yukon Energy Corporation – 2008-2009 General Rates Application – Phase 1 Client: Utilities Consumers' Group
2006-2007	Yukon Utilities Board Yukon Energy Corporation - 20-Year Resource Plan 2006-2025 Client: Utilities Consumers' Group
2007	Yukon Utilities Board Yukon Energy Corporation – Carmacks Transmission Line - PPA Review Client: Utilities Consumers' Group

- 2007 Yukon Utilities Board
Yukon Energy Corporation – Carmacks Transmission Line – Part 3 Review
Client: Utilities Consumers' Group
- 2007-2008 Government of Yukon
Energy Strategy Development
Client: Utilities Consumers' Group
- 2008-2009 Yukon Utilities Board
Yukon Energy Corporation - 2008-2009 General Rates Application – Phase 1
Client: Utilities Consumers' Group

EDUCATION

- 1988 **Canadian Institute of Management**, York University, North York, Ontario
➤ Graduate of four-year certificate / CIM designation program.
- 1985 **Seneca College**, North York, Ontario
➤ Graduate with certificate in *Applied Management Techniques*.
- 1981 **Lakehead University**, Thunder Bay, Ontario
➤ Graduate with Bachelor of Arts degree in *Economics and Mathematics*.

COMMUNITY SERVICE

- 2009 – Present Member - Chatham-Kent Hydro Board of Directors
Member – Chatham-Kent Energy Audit Committee
- 2009 Volunteer – Vancouver Olympic Torch Relay
- 2007, 2008, 2010 Ontario Business Women's Network
Event Coordinator and Lead Presenter
2007: Communication Exposed – Women Versus Men Styles
2008: Developing Your Emotional Energy
2010: Outer Realm – How Others Perceive You
- 2006, 2007 Chatham-Kent United Way
Amazing Race Biography and Site Clue Writer
- 2006 Candidate – Chatham-Kent Municipal Election
- 2004, 2005, 2006 Organizer, Annual Terry Fox Run for Cancer Research
Chatham, Ontario
- 1990-1992 Member of the Board of Management, H.H. Williams Memorial Hospital
Hay River, Northwest Territories

Michael R. Buonaguro Barrister and Solicitor

24 Humber Trail
Toronto, Ontario M6S 4C1

Ph:(416) 767-1666

Fax:(416) 767-1666

Utilities Consumers' Group

January 26, 2011

Attention:

File #: 05-274

Inv #: 238

RE: YEC/YECL PHASE 2 Proceeding

DATE	DESCRIPTION	HOURS	AMOUNT	LAWYER
May-12-10	Review filing, review draft intervention, emails from client, consultant, email to consultants in Ontario re expert evidence.	1.00	225.00	MRB
	Phone conversation with cost allocation expert, email to client, consultant.	1.00	225.00	MRB
May-17-10	Finalize and send intervention letter.	0.40	90.00	MRB
May-26-10	Draft letter of clarification re hearing.	0.40	90.00	MRB
Jun-21-10	Review draft IRs.	0.50	112.50	MRB
Sep-02-10	Preparation for hearing.	0.30	67.50	MRB
Oct-03-10	Preparation for hearing.	0.50	112.50	MRB
Oct-04-10	Preparation for hearing.	3.00	675.00	MRB
Oct-05-10	Attendance at hearing.	8.00	1,800.00	MRB
	Preparation for hearing.	0.50	112.50	MRB
Oct-06-10	Attendance at hearing.	9.50	2,137.50	MRB
	Attendance at hearing.	3.50	787.50	MRB

Oct-21-10	Review draft submissions, comments and changes.	2.00	450.00	MRB
Nov-03-10	Review draft reply, comments.	1.00	225.00	MRB
Nov-05-10	Final draft of argument.	1.00	225.00	MRB
	Totals	32.60	<u>\$7,335.00</u>	
	Total HST on Fees		953.55	
	Total Fee & Disbursements			<u>\$8,288.55</u>
	Balance Now Due			<u>\$8,288.55</u>

TAX ID Number 830059879

Total HST \$953.55



VISA Account

3 Nov 2010

CAD VISA 4516 2668

Statement Details:

Last Statement Date: 6 Oct 2010
 Due Date: 23 Oct 2010
 Last Statement Balance:
 Minimum Payment:

Balance Details:

Current Balance:
 Credit Limit:
 Last Payment Date: 25 Oct 2010
 Last Payment Amount: \$232.93

Allow up to 3 days for charges and payments to appear.

Date	Description	Debits	Credits
26 Oct 2010	FRESH GINGER TORONTO ON	8.19	
26 Oct 2010	SUNSET GRILL TORONTO ON	24.47	
23 Oct 2010	AUTOMATIC PAYMENT - THANK YOU		232.93
22 Oct 2010	BELL CREDIT SERVICES O LAVAL QC	40.62	
21 Oct 2010	LEMON GRASS TO GO CUISINETORONTO ON	9.52	
17 Oct 2010	TAXI & LIMO TORONTO ON	45.00	
7 Oct 2010	CHILI'S TEXAS GRILL CALGARY AB	21.88	
6 Oct 2010	YUKON COLLEGE WHITEHORSE YT	11.76	
6 Oct 2010	BOSTON PIZZA #702 WHITEHORSE YT	45.63	
5 Oct 2010	PREMIER CABS WHITEHORSE YT	15.95	
4 Oct 2010	HOGTOWN BAR & GRILL 2 TORONTO ON	7.90	
4 Oct 2010	RICE TALES RICHMOND BC	6.93	
4 Oct 2010	VERAS BURGERS RICHMOND BC	4.80	
4 Oct 2010	BECK TAXI TORONTO ON	56.00	
1 Oct 2010	SUBWAY SANDWICHES #QPS TORONTO ON	8.24	
1 Oct 2010	ANNUAL FEE	50.00	
24 Sep 2010	HOSU BISTRO JAPANESE&KORETORONTO ON	45.60	
24 Sep 2010	AUTOMATIC PAYMENT - THANK YOU		63.21
23 Sep 2010	SUBWAY SANDWICHES #QPS TORONTO ON	7.32	
22 Sep 2010	BELL CREDIT SERVICES O LAVAL QC	40.62	
16 Sep 2010	SUBWAY SANDWICHES #QPS TORONTO ON	5.07	
13 Sep 2010	MARLBOROUGH'S STATIONARY TORONTO ON	6.83	
9 Sep 2010	BRAUN'S ISLAND CONTRACTINTERRACE BC	13.25	

Amicus Reporting Group Ltd.

Suite 220, 700 - 4th Avenue S.W.
Calgary, Alberta T2P 3J4

RECEIPT

Receipt No.:

459

Jan 10, 2011

Amount Received

\$1,060.60

From:

Public Interest Advocacy Centre
1102 - 34 King Street East
Toronto, ON M5C 2X8

Signature

C. Moore

Authorization No. 036435

Amicus Reporting Group Ltd.

Public Interest Advocacy Centre

Jan 10, 2011

Receipt No.:

459

225

Discount

Amount Received
1,060.60

Discount

Amount Received

PAID
JAN 10 2011

auth No.

036435

Authorization No. 036435

Total

1,060.60

Amicus Reporting Group Ltd.

Public Interest Advocacy Centre

Jan 10, 2011

Receipt No.:

459

225

Discount

Amount Received
1,060.60

Discount

Amount Received

Authorization No. 036435

Total

1,060.60

DATE: OCT 6TH AMOUNT: 21.00
 FROM: Collage STOP
 TO: Post Value
 DRIVER: Billy
 THANK YOU

Canada Post / Postes Canada
 BLOOR WEST
 2336 Bloor St West
 TORONTO M6S1T0
 GST/TPS#: 896573375

2010/08/31 01:40:48 Yeonchico
 CC/CC59404 W/G2 TR715310

G/S 5% 1@30.99 \$30.99
 Pri. AM Let-Nat/Pri. DM Let-Nat

SUBL/SOUS-TOTAL \$30.99
 GST/TPS \$1.55
 PST/TVP \$0.00
 HST/TVH \$0.00
 TOTAL/TOTAL \$32.54

Debit Card / Carte de débit \$32.54
 Card Number / Numéro de carte

CHG. DUE / MONNAIE \$0.00

Receipt required for all returns.
 Reçu requis pour tous les retours.



WWW.CANADAPOST.CA / WWW.POSTESCANADA.CA

DATE: OCT 7 AMOUNT: 13.95
 FROM: Collage
 TO: Post
 DRIVER: Billy
 THANK YOU

DATE: OCT-5TH AMOUNT: 20.00
 FROM: COLAGE
 TO: Post Value
 DRIVER: Billy
 THANK YOU

Received from / Reçu de

No. _____ Date Oct 4/10

SHUTLE Ten 100 Dollars
SHIRT - RETURN

\$ 10.00

Tax Reg. No. / N° de taxe _____ By / Par CSA

[Book Travel](#)[Manage my Bookings](#)[Special Offers](#)[Information & Services](#)[Search](#) [Select](#) [Review](#) [Passengers](#) [Purchase](#) [Seats](#) [Itinerary](#)

Itinerary/Receipt

Your booking is confirmed. Please print/retain this page for your financial records (for taxation, expense claim or credit card reconciliation purposes). We thank you for choosing Air Canada and look forward to welcoming you on board.

[PRINTER-FRIENDLY OPTIONS](#)[Email this page](#)[Learn what you can do with this barcode](#)

Whitehorse Offers - Lowest price guarantee and more Aeroplan miles



Hotels

from (per night):

- **Skky Hotel:** \$ 110.67 (USD)
- **CANADAS BEST VALUE INN:** \$ 86.87 (USD)

[More hotels...](#)

Car Rentals

From (Daily):

- **Compact:** \$ 59.95 (CAD)
- **Midsize:** \$ 69.95 (CAD)
- **Full-Size:** \$ 79.95 (CAD)

[Rent a car](#)[Travel Insurance](#)

Reduce your carbon footprint!

You can now take the initiative to directly offset the carbon emissions of your flight. Air Canada and Zerofootprint have partnered to allow you to make a difference for the environment.

[Offset now](#) | [Learn more](#)

Credit card only cabins

Only major credit cards are accepted for onboard payment of [Duty-free Boutique](#) and [OnBoard Café](#) purchases on all Air Canada flights (excludes Jazz). [Learn more](#)

Booking Information

Booking Reference: **K7NGYZ**

Electronic Ticketing confirmed. This is your official itinerary/receipt.

Main Contact:

Mr Michael RAFFAELE Buonaguro
mrb@mrb-law.com
Mobile: 1-416-9955494

Online Services

- [Manage](#) my booking online (view/change my booking; select seats*).
- [Alert me](#) of flight status changes directly to my mobile phone or email.
- [Flight Arrivals & Departures](#) - check online if my flight is on time.
- [Check-in online](#) and print my boarding pass.

* [Can my booking be changed online?](#)

Customer Care

Air Canada

1-888-247-2262

Flight Arrivals and Departures

1-888-422-7533

Flight Itinerary

Flight	From	To	Stops	Duration	Aircraft	Fare Type	Meal
AC137	Toronto, Pearson Int'l (YYZ) Mon 04-Oct 2010 18:00 - Terminal 1	Vancouver, Vancouver Int'l (YVR) Mon 04-Oct 2010 20:02 - Terminal M	0	9hr15	321	Tango	F
AC291	Vancouver, Vancouver Int'l (YVR) Mon 04-Oct 2010 21:45 - Terminal M	Whitehorse (YXY) Tue 05-Oct 2010 00:15	0		E90	Tango	F
AC8232*	Whitehorse (YXY) Thu 07-Oct 2010 13:05	Calgary (YYC) Thu 07-Oct 2010 16:39	0	7hr50	CRJ	Tango	F
AC134	Calgary (YYC) Thu 07-Oct 2010 18:15	Toronto, Pearson Int'l (YYZ) Thu 07-Oct 2010 23:55 - Terminal 1	0		320	Tango	F

F: [Food for purchase onboard](#) All Onboard Café purchases made on board Air Canada flights (excluding Jazz) are payable only with Visa, MasterCard and American Express credit cards.

*Operated by Jazz

Passenger Information

1: Mr Michael RAFFAELE Buonaguro : Adult (16+), Ticket Number: 0142186648267			
Frequent Flyer Pgm :	None	Meal Preference:	None
Credit Card:	xxxx-xxxx-xxxx-8060	Special Needs:	None
Seat Selection:	None		

Purchase Summary

[VIEW QUOTE DETAILS](#)

Fare Summary

Total charge for 1 adult

Departing Flight (Tango)	410.00
Returning Flight (Tango)	494.00
Options	0.00
Taxes, fees, charges and surcharges	260.18
Total Airfare Charge	1164.18
RBC Travel Insurance (declined)	0.00
Grand Total - Canadian dollars	\$1164.18

The following charges (tax inclusive) will appear on your credit card statement:

- Air Canada: \$1164.18 (Airfare - per ticket)

Ticket number(s): 0142186648267

Fare Rules

Departing Flight Toronto (YYZ) To Whitehorse (YXY) - **Tango**

Returning Flight Whitehorse (YXY) To Toronto (YYZ) - **Tango**

- Tickets are **non-refundable** and **non-transferable**.
- Flights can only be used in sequence from the place of departure specified on the itinerary.
- Customers who **no-show** their flight will forfeit the fare paid.
- Paid Advance Seat Selection** is available on Air Canada and Jazz (subject to availability).
- Same-day standby** is not permitted.
- Earn 25% non-status Aeroplan Miles (unless the opt-out option has been selected).
- Read complete [fare rules](#) applicable to this fare.
- Change fee** per direction, per passenger, is \$75 CAD plus applicable taxes and any additional fare difference.
- Airport same-day changes** are subject to availability and are permitted only for same-day flights at a fee of \$150 CAD/USD per direction, per passenger, except for passengers travelling on a flight between Toronto and Montreal, or Toronto and Ottawa (connecting flights excluded), for whom the flat fee is \$75 CAD/USD. Same-day flights only.
- Changes** can be made up to 2 hours prior to departure. **Cancellations** can be made up to 45 minutes prior to departure. Provided the original booking is cancelled prior to the original flight departure, the value of the unused ticket can be applied within a one year period from date of issue of the original tickets to the value of a new ticket subject to the change fee per direction, per passenger, plus applicable taxes and any additional fare difference, subject to availability and advance purchase requirements. The new outbound travel date must commence within a one year period from the original date of ticket issuance. If the fare for the new journey is lower, any residual amount will be forfeited.

Please read important information and notices regarding Air Canada's [general conditions of carriage](#).

Important Information

Please review this itinerary/receipt and, should you have any questions, please call 1-888-247-2262 within 24 hours of receipt.

Before You Go: [A 'To-Do' List](#)

Travel Documents

For **air travel within Canada**, Air Canada is required by federal government regulations to check identification at the departure gate for all passengers who appear to be 18 years of age or older. The name on the identification must match the name used on the Itinerary/receipt. The passenger must present: one (1) piece of government-issued ID with photo or two (2) pieces of government-issued ID without photo. For **air travel between Canada and the United States**, all passengers including Canadian and U.S. citizens, are required to present a valid passport or other valid travel document. In addition, passengers must present this Itinerary/receipt to immigration authorities upon request. For **air travel to a foreign country**, passengers must ensure that they have all necessary travel documents such as a passport or visa, as directed by embassies and consulates. All passengers are advised to view the [Travel documentation](#) page for important information on identification required for travel.

Carry-on Baggage Policy

Oversized carry-on bags are not permitted on our aircraft, and may cause flight delays for all passengers. Please ensure your carry-on bags are inside the maximum allowed size as indicated below; **they are required to fit in the double-size verification device** at check-in or boarding time.

Items which fall within the 2-piece carry on allowance include: One (1) carry-on bag or suitcase (wheels and handles included in the size) and one (1) personal article like a briefcase, laptop computer, diaper bag, camera case, cartons or other similar item. Learn more about [Carry-on Baggage](#) restrictions.

Canadas Best Value Inn River View Hotel

102 Wood Street
 Whitehorse, YT Y1A 2E3
 Tel:867-667-7801 Fax:867-668-6075
 www.riverviewhotel.ca

G.S.T #
 88788 5036 RT 0001

Michael Buonaguro
 24 Humber Trail
 Toronto, ON M6S 4C1
 Ca

Room	Folio	CheckIn	CheckOut	Balance
124	60364	10/04/2010	10/07/2010	0.00
Master Folio				

Date	Room	Description / Voucher	Charges	Credits	Balance
10/04/2010	124	Room Taxable	79.20	0.00	79.20
10/04/2010	124	GST - 5.000%	3.96	0.00	83.16
10/05/2010	124	Room Taxable	79.20	0.00	162.36
10/05/2010	124	GST - 5.000%	3.96	0.00	166.32
10/06/2010	124	Room Taxable	79.20	0.00	245.52
10/06/2010	124	GST - 5.000%	3.96	0.00	249.48
10/07/2010	124	Visa/Mastercard - 079064	0.00	249.48	0.00
		Balance Due			0.00
		Summary and Taxes			
		Taxable Sales			237.60
		GST 5.00%			11.88

RW
 10/07/2010 07:48 AM

Thank you for staying with us!

Law Society of Yukon

Suite 202 302 Steele Street
Whitehorse, Yukon Y1A 2C5

Receipt

DATE: September 10, 2010

TO: Michael Buonaguro
Barrister & Solicitor
24 Humber Trail
Toronto, Ontario M6S 4C1

RE: Certificate of Permission to Act in the Yukon

Description		Total
Application Fee		\$300.00
Certificate Fee		\$350.00
Special Fund Fee		\$100.00
	SUB-TOTAL	\$750.00
	GST	\$37.50
	TOTAL PAID	\$787.50