



AUC

Alberta Utilities Commission

**ATCO Gas and Pipelines Ltd.,
CU Inc. and Canadian Utilities Limited**

Disposition of the Calgary Service Centre

Costs Award

August 30, 2016

Alberta Utilities Commission

Decision 21678-D01-2016

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Proceeding 21678

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Published by

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1 Introduction

1. In this decision the Alberta Utilities Commission considers an application by the Consumers' Coalition of Alberta (CCA) for approval and payment of its costs of participation in Proceeding 21321 (the costs claim application). The following table sets out the costs claimed and the amounts awarded:

Claimant	Total Fees Claimed	Total Disbursements Claimed	Total GST Claimed	Total Amount Claimed	Total Fees Awarded	Total Disbursements Awarded	Total GST Awarded	Total Amount Awarded
CCA								
Wachowich & Company	\$1,260.00	\$0.00	\$63.00	\$1,323.00	\$1,260.00	\$0.00	\$63.00	\$1,323.00
Regulatory Services Inc.	\$7,222.50	\$0.00	\$361.13	\$7,583.63	\$7,222.50	\$0.00	\$361.13	\$7,583.63
Total	\$8,482.50	\$0.00	\$424.13	\$8,906.63	\$8,482.50	\$0.00	\$424.13	\$8,906.63

2. The Commission decided to approve the costs, as claimed, for the reasons provided below.

3. Proceeding 21321 (the original proceeding) was convened by the Commission to consider the proposed disposition of the Calgary Service Centre by ATCO Gas and Pipelines Ltd. The original proceeding included information requests (IRs) and responses, argument and reply argument. The close of record for the original proceeding was May 2, 2016, and the Commission issued Decision 21321-D01-2016¹ on June 29, 2016.

4. The CCA submitted its costs claim application on June 2, 2016, within the 30 day timeline permitted by the Commission's rules. The Commission assigned Proceeding 21678 and Application 21678-A001 to the costs claim application.

5. No comments were filed with respect to the costs application and the Commission considers the close of record for this proceeding to be June 22, 2016, the deadline for filing comments.

2 Commission findings

6. The Commission's authority to award costs for participation in a utility rates proceeding is found in Section 21 of the *Alberta Utilities Commission Act*. When considering a claim for

¹ Decision 21321-D01-2016: ATCO Gas and Pipelines Ltd., CU Inc. and Canadian Utilities Limited Disposition of the Calgary Service Centre, Proceeding 21321, Application 21321-A001, June 29, 2016.

costs for a utility rates proceeding, the Commission is also guided by the factors set out in Section 11 of AUC Rule 022: *Rules on Costs in Utility Rate Proceedings* (AUC Rule 022). Appendix A of AUC Rule 022 prescribes a Scale of Costs applicable to all costs claimed.

2.1 The Consumers' Coalition of Alberta

7. The following table summarizes the CCA's costs claim.

Claimant	Hours			Fees	Disbursements	GST	Total
	Preparation	Attendance	Argument				
CCA							
Wachowich & Company	2.00	0.00	1.60	\$1,260.00	\$0.00	\$63.00	\$1,323.00
Regulatory Services Inc.	4.25	0.00	22.50	\$7,222.50	\$0.00	\$361.13	\$7,583.63
Total	6.25	0.00	24.10	\$8,482.50	\$0.00	\$424.13	\$8,906.63

The Commission finds that the CCA acted responsibly in the original proceeding and contributed to a better understanding of the relevant issues in the proceeding.

Wachowich & Company

8. The CCA was represented by Wachowich & Company in the original proceeding. The fees claimed by the CCA for the legal services provided by Wachowich & Company relate to reviewing the application, reviewing IRs and IR responses, and finalizing the CCA's draft argument and reply argument .

9. The Commission finds that the services performed by Mr. Wachowich were directly and necessarily related to the CCA's participation in the original proceeding, and that the fees, which were claimed in accordance with the Scale of Costs for those services, are reasonable. Accordingly, the Commission approves the CCA's claim for legal fees for Wachowich & Company in the amount of \$1,260.00 and GST of \$63.00 for a total of \$1,323.00

Regulatory Services Inc.

10. Regulatory Services Inc. was retained by the CCA to perform consulting services in the original proceeding. The fees claimed by the CCA for the consulting services provided by Mr. Jan Thygesen relate to reviewing the application, drafting IRs, reviewing IR responses, preparing draft argument, reviewing the applicant's argument and preparing draft reply argument.

11. The Commission finds that the services performed by Mr. Thygesen were directly and necessarily related to the CCA's participation in the original proceeding, and that the fees, which were claimed in accordance with the Scale of Costs for those services, are reasonable. Accordingly, the Commission approves the CCA's claim for consulting fees for Mr. Thygesen in the amount of \$7,222.50 and GST of \$361.13 for a total of \$7,583.63.

3 Order

12. It is hereby ordered that:

- 1) ATCO Gas and Pipelines Ltd. shall pay intervener costs to the Consumers' Coalition of Alberta in the amount of \$8,906.63.

Dated on August 30, 2016.

Alberta Utilities Commission

(original signed by)

Willie Grieve, QC
Chair