

AFFIDAVIT OF FEES AND DISBURSEMENTS

AFFIDAVIT

Yukon Utilities Board (the "Board") Box 31728, Whitehorse, Yukon, Y1A 6L3

AFFIDAVIT OF FEES AND DISBURSEMENTS CLAIMED IN THE MATTER OF A CLAIM FOR COSTS MADE BY THE CITY OF WHITEHORSE IN A PROCEEDING BEFORE THE YUKON UTILITIES BOARD

I, **THOMAS D. MARRIOTT**, of the City of Edmonton and the Province of Alberta, MAKE OATH AND SAY THAT:

- 1) I am the Solicitor of the cost claimant the City of Whitehorse (the "Claimants") 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 Claimants were interveners in a proceeding (the "Proceeding") before the Board with respect to the above application(s).
- 3) The Claimants incurred fees and disbursements (exclusive of GST) in the amount of \$75,922.96 as a result of its participation in the Proceeding. Additionally, the Claimant incurred GST on the above fees and disbursements in the amount of \$3,796.63.
- 4) I have personally reviewed the accounts of the Claimant's lawyer(s) and consultant (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) and consultant are reasonable and in accordance with the Yukon Utilities Board Rules of Practice and Intervenor Costs Award Policy.
- 7) To the best of my knowledge and belief, the fees and disbursements claimed by the Claimants represent fees and disbursements incurred necessarily and reasonably for the purpose of the Proceeding.

SWORN before me at the City of Edmonton, in the Province of Alberta, on the 23rd day of March, 2009.

Notary Public



Signature of Affiant



THOMAS D. MARRIOTT

