



BY EMAIL and RESS

Jay Shepherd
jay@shepherdrubenstein.com
Direct: 416-804-2767

October 3, 2018
Our File No. 20170071

Ontario Energy Board
2300 Yonge Street
27th Floor
Toronto, Ontario
M4P 1E4

Attn: Kirsten Walli, Board Secretary

Dear Ms. Walli:

Re: EB-2017-0071 – PUC Distribution Rates – SEC Cost Claim

We are counsel for the School Energy Coalition. We enclose the cost claim of the School Energy Coalition, on the Board's form and enclosing docket details.

This case involved interrogatories and a successful ADR. All issues were settled. Counsel Jay Shepherd took the lead for SEC. Time spent by Mark Rubenstein has not been claimed.

All of which is respectfully submitted.

Yours very truly,
JAY SHEPHERD P. C.

A handwritten signature in black ink, appearing to read "Jay Shepherd", is written over a light blue horizontal line.

Jay Shepherd

cc: Wayne McNally, SEC (email)
Interested Parties

Ontario Energy Board
COST CLAIM FOR HEARINGS



Affidavit and Summary of Fees and Disbursements

This form should be used by a party to a hearing before the Board to identify the fees and disbursements that form the party's cost claim. Paper and electronic copies of this form and itemized receipts must be filed with the Board and served on one or more other parties as directed by the Board in the applicable Board order. Please ensure all required (yellow-shaded) fields are filled in and the Affidavit portion is signed and sworn or affirmed.

Instructions

- Required data input is indicated by yellow-shaded fields. Formulas are embedded in the form to assist with calculations.
- All claims must be in Canadian dollars. If applicable, state exchange rate and country of initial currency.

Rate: _____

Country: _____

- A separate "Detail of Fees and Disbursements Being Claimed" (comprising a "Statement of Fees Being Claimed" and a "Statement of Disbursements Being Claimed") is required for each lawyer, analyst/consultant and articling student/paralegal. However, only one "Summary of Fees and Disbursements" covering the whole of the party's cost claim should be provided.
- The cost claim must be supported by a completed Affidavit signed by a representative of the party.
- A CV for each consultant/analyst must be attached unless provided to the Board as prescribed on the Cost Award Tariff.

Except as provided in section 7.03 of the Practice Direction on Cost Awards, itemized receipts must be provided.

File # EB-	2017-0071	Process:	PUC Distribution 2018 Rates
Party:	School Energy Coalition	Affiant's Name:	Jay Shepherd
HST Number:	83673-5464-RT0001	HST Rate Ontario:	13.00%
	Full Registrant <input checked="" type="checkbox"/>	Qualifying Non-Profit	<input type="checkbox"/>
	Unregistered <input type="checkbox"/>	Tax Exempt	<input type="checkbox"/>
	Other <input type="checkbox"/>		

Affidavit

I, **Jay Shepherd**, of the City/Town of **Toronto**
in the Province/State of **Ontario**, swear or affirm that:

1. I am a representative of the above-noted party (the "Party") and as such have knowledge of the matters attested to herein.
2. I have examined all of the documentation in support of this cost claim, including the attached "Summary of Fees and Disbursements Being Claimed", "Statement(s) of Fees Being Claimed" and "Statement(s) of Disbursements Being Claimed".
3. The attached "Summary of Fees and Disbursements Being Claimed", "Statement(s) of Fees Being Claimed" and "Statement(s) of Disbursements Being Claimed" include only costs incurred and time spent directly for the purposes of the Party's participation in the Ontario Energy Board process referred to above.
4. 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 sections 6.05 and 6.09 of the Board's Practice Direction on Cost Awards.

Signature of Affiant

Sworn or affirmed before me at the City/Town of **Toronto**,
in the Province/State of **Ontario**, on **October 3, 2018**.
(date)

**Ontario Energy Board
COST CLAIM FOR HEARINGS**



Affidavit and Summary of Fees and Disbursements

Commissioner for taking Affidavits

File # EB- 2017-0071 Process: **PUC Distribution 2018 Rates**

Party: School Energy Coalition

Summary of Fees and Disbursements Being Claimed

Legal/consultant/other fees	\$	20,988.00
Disbursements	\$	-
HST	\$	2,728.44
Total Cost Claim	\$	23,716.44

Payment Information

Make cheque payable to: **Shepherd Rubenstein Professional Corporation, in trust**

Send payment to this address: **2200 Yonge Street**
Suite 1302
Toronto, Ontario
M4S2C6

Ontario Energy Board COST CLAIM FOR HEARINGS



Detail of Fees and Disbursements Being Claimed

File # EB- <u>2017-0071</u>	Process: <u>PUC Distribution 2018 Rates</u>
Party: <u>School Energy Coalition</u>	Service Provider Name: <u>Jay Shepherd</u>
SERVICE PROVIDER TYPE (check one)	Year Called to Bar
Legal Counsel <input checked="" type="checkbox"/> Articling Student/Paralegal <input type="checkbox"/> Consultant <input type="checkbox"/> Analyst <input type="checkbox"/>	<u>1980</u>
	Completed Years Practising/Years of Relevant Experience
	<u>38</u>
	Hourly Rate: <u>\$330</u>
For Consultant/Analyst: <input type="checkbox"/> CV attached	HST Rate Charged (enter %): <u>13.0%</u>
<input type="checkbox"/> CV provided within previous 24 months	

Statement of Fees Being Claimed					
	Hours	Hourly Rate	Subtotal	HST	Total
Pre-hearing Conference					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
Technical Conference					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
Interrogatories					
Preparation	17.8	\$ 330.00	\$ 5,874.00	\$ 763.62	\$ 6,637.62
Responses	9.0	\$ 330.00	\$ 2,970.00	\$ 386.10	\$ 3,356.10
Issues Conference					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
ADR - Settlement Conference					
Preparation	7.1	\$ 330.00	\$ 2,343.00	\$ 304.59	\$ 2,647.59
Attendance	19.9	\$ 330.00	\$ 6,567.00	\$ 853.71	\$ 7,420.71
Proposal Preparation	9.8	\$ 330.00	\$ 3,234.00	\$ 420.42	\$ 3,654.42
Argument					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Oral Hearing					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
Other Conferences					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
Case Management		\$ 170.00	\$ -	\$ -	\$ -
TOTAL SERVICE PROVIDER FEES			\$ 20,988.00	\$ 2,728.44	\$ 23,716.44

**Ontario Energy Board
COST CLAIM FOR HEARINGS**



Detail of Fees and Disbursements Being Claimed

File # EB- 2017-0071

Process: PUC Distribution 2018 Rates

Party: School Energy Coalition

Service Provider Name: Jay Shepherd

Statement of Disbursements Being Claimed				
		Net Cost	HST	Total
Scanning/Photocopy				\$ -
Printing			\$ -	\$ -
Courier				\$ -
Telephone/Fax				\$ -
Transcripts				\$ -
Travel: Air				\$ -
Travel: Car				\$ -
Travel: Rail				\$ -
Travel (Other):				\$ -
Parking				\$ -
Taxi				\$ -
Accommodation				\$ -
Meals				\$ -
Other:				\$ -
Other:				\$ -
Other:				\$ -
TOTAL DISBURSEMENTS:		\$ -	\$ -	\$ -

Ontario Energy Board
COST CLAIM FOR HEARINGS
Detail of Fees and Disbursements Being Claimed



Date	Explanation	Lwyr	Hours
20180516	prel review of Notice/emails	MR	0.2
20180518	prelim review of app and file Nol	MR	0.6
20180621	emails	MR	0.1
20180622	Many emails, Review scheduling	JCS	0.3
20180702	Various emails	JCS	0.1
20180704	Review PO #1 and scheduling	JCS	0.3
20180714	Review staff interrogatories, Various emails, Review background information	JCS	3.0
20180715	Review evidence, Spreadsheet comparisons	JCS	4.0
20180716	Review evidence, Review background information	JCS	3.5
20180717	Complete review of evidence, Draft, Revise and file interrogatories, Many emails, Review CCC IRs	JCS	6.6
20180718	Review VECC IRs, Review community meeting report	JCS	0.8
20180724	Review staff interrogatories	JCS	0.5
20180809	Review interrogatory responses	JCS	0.5
20180810	Review interrogatory responses, Proposed issues list	JCS	1.2
20180816	Many emails, Review issues list proposal and evidence	JCS	0.6
20180817	Review issues list, Many emails, Review corrections, Prep for ADR	JCS	1.9
20180819	Review interrogatory responses, Prep for ADR	JCS	4.0
20180820	Review interrogatory responses, Prep for ADR, Many emails, Notice to applicant re refusals, Breakdown of motion details	JCS	4.6
20180821	Attend at ADR, Many emails	JCS	8.3
20180822	Attend at ADR, Prep, Analysis of differences in position, Many emails, Spreadsheet model revised	JCS	9.4
20180823	Attend at ADR, Many emails	JCS	3.0
20180830	Initial review of agreement, Various emails	JCS	0.5
20180904	Many emails	JCS	0.3
20180905	Review draft agreement, Many emails	JCS	1.8
20180907	Review draft agreement and schedules, Many emails	JCS	1.3
20180910	Edit agreement, Many emails	JCS	2.0
20180911	Many emails, Review additional materials	JCS	1.0
20180912	Conference call, Many emails, Review additional materials	JCS	1.8
20180913	Many emails, Review and revise new drafts and sign off on final	JCS	1.5
20180914	Review final agreement and filing, Many emails	JCS	0.3
20180920	Review staff submission	JCS	0.3
20180927	Review decision	JCS	0.2
			64.5

-0.9

63.6

20988

2728.44

23716.44