



BY EMAIL and RESS

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

February 25, 2019
Our File: EB20170182

Attn: Kirsten Walli, Board Secretary

Dear Ms. Walli:

Re: EB-2017-0182/194/364 – Nextbridge EWT/ Hydro One LSL LTC – Cost Claim

We are counsel for the School Energy Coalition (“SEC”). Enclosed, please find SEC’s cost claim on the motion filed by Nextbridge, on the Board’s form and including docket details.

This was a unique and complicated proceeding in which SEC was one of a few parties who was involved in all procedural steps, including not just the oral hearing on the competing leave to construct applications, but all steps regarding the review of the construction and development costs of the Nextbridge application. This included interrogatories, a technical conference, an oral hearing, further interrogatories on oral hearing undertakings, and final argument on the Nextbridge’s development costs.

SEC notes it has included time under the ‘Other Conferences – Preparation’ category for docket time, some procedural aspects of the proceeding, and post argument steps including review of the order-in-council and the decisions.

Yours very truly,
Shepherd Rubenstein P.C.

Original signed by

Mark Rubenstein

cc: Wayne McNally, SEC (by email)
Nextbridge and Hydro One Networks Inc. (by email)

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- <u>EB-2017-0182/194/364</u>	Process: <u>Nextbridge EWT/Hydro One LSL LTC</u>
Party: <u>School Energy Coalition</u>	Affiant's Name: <u>Mark Rubenstein</u>
HST Number: <u>83673-5464-RT0001</u>	HST Rate Ontario: <u>13.00%</u>
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, Mark Rubenstein, 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 February 25 2019.
(date)

Commissioner for taking Affidavits

**Ontario Energy Board
COST CLAIM FOR HEARINGS**



Affidavit and Summary of Fees and Disbursements

File # EB- EB-2017-0182/194/364 Process: Nextbridge EWT/Hydro One LSL LTC

Party: School Energy Coalition

Summary of Fees and Disbursements Being Claimed

Legal/consultant/other fees	\$	48,025.00
Disbursements	\$	-
HST	\$	6,243.25
Total Cost Claim	\$	54,268.25

Payment Information

Make cheque payable to: Shepherd Rubenstein Professional Corporation, in tr

Send payment to this address: 2200 Yonge Street

Suite 1302

Toronto, ON

M4S 2C6

Ontario Energy Board COST CLAIM FOR HEARINGS



Detail of Fees and Disbursements Being Claimed

File # EB- <u>EB-2017-0182/194/364</u>	Process: <u>Nextbridge EWT/Hydro One LSL LTC</u>
Party: <u>School Energy Coalition</u>	Service Provider Name: <u>Mark Rubenstein</u>
SERVICE PROVIDER TYPE (check one)	Year Called to Bar
Legal Counsel <input checked="" type="checkbox"/>	<input type="text" value="2011"/>
Articling Student/Paralegal <input type="checkbox"/>	<input type="text" value="7"/>
Consultant <input type="checkbox"/>	Hourly Rate: <input type="text" value="\$230"/>
Analyst <input type="checkbox"/>	Completed Years Practising/Years of Relevant Experience
For Consultant/Analyst: <input type="checkbox"/> CV attached	HST Rate Charged (enter %): <input type="text" value="13.0%"/>
<input type="checkbox"/> CV provided within previous 24 months	

Statement of Fees Being Claimed						
	Hours	Hourly Rate	Subtotal	HST	Total	
Pre-hearing Conference						
Preparation		\$ 230.00	\$ -	\$ -	\$ -	
Attendance		\$ 230.00	\$ -	\$ -	\$ -	
Technical Conference						
Preparation	6.60	\$ 230.00	\$ 1,518.00	\$ 197.34	\$ 1,715.34	
Attendance	7.80	\$ 230.00	\$ 1,794.00	\$ 233.22	\$ 2,027.22	
Interrogatories						
Preparation	19.80	\$ 230.00	\$ 4,554.00	\$ 592.02	\$ 5,146.02	
Responses	20.50	\$ 230.00	\$ 4,715.00	\$ 612.95	\$ 5,327.95	
Issues Conference						
Preparation		\$ 230.00	\$ -	\$ -	\$ -	
Attendance		\$ 230.00	\$ -	\$ -	\$ -	
ADR - Settlement Conference						
Preparation		\$ 230.00	\$ -	\$ -	\$ -	
Attendance		\$ 230.00	\$ -	\$ -	\$ -	
Proposal Preparation		\$ 230.00	\$ -	\$ -	\$ -	
Argument						
Preparation	55.60	\$ 230.00	\$ 12,788.00	\$ 1,662.44	\$ 14,450.44	
Oral Hearing						
Preparation	36.10	\$ 230.00	\$ 8,303.00	\$ 1,079.39	\$ 9,382.39	
Attendance	51.10	\$ 230.00	\$ 11,753.00	\$ 1,527.89	\$ 13,280.89	
Other Conferences						
Preparation	7.00	\$ 230.00	\$ 1,610.00	\$ 209.30	\$ 1,819.30	
Attendance		\$ 230.00	\$ -	\$ -	\$ -	
Case Management						
			\$ -	\$ -	\$ -	
TOTAL SERVICE PROVIDER FEES			\$ 47,035.00	\$ 6,114.55	\$ 53,149.55	

**Ontario Energy Board
COST CLAIM FOR HEARINGS**



Detail of Fees and Disbursements Being Claimed

File # EB- EB-2017-0182/194/364

Process: Nextbridge EWT/Hydro One LSL LTC

Party: School Energy Coalition

Service Provider Name: Mark Rubenstein

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

File # EB- <u>EB-2017-0182/194/364</u>	Process: <u>Nextbridge EWT/Hydro One LSL LTC</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 type="checkbox"/> Articling Student/Paralegal <input type="checkbox"/> Consultant <input type="checkbox"/> Analyst <input type="checkbox"/>	1980
For Consultant/Analyst: <input type="checkbox"/> CV attached <input type="checkbox"/> CV provided within previous 24 months	Completed Years Practising/Years of Relevant Experience 20 Hourly Rate: \$330 HST Rate Charged (enter %): 13.0%

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		\$ 330.00	\$ -	\$ -	\$ -
Responses		\$ 330.00	\$ -	\$ -	\$ -
Issues Conference					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
ADR - Settlement Conference					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
Proposal Preparation		\$ 330.00	\$ -	\$ -	\$ -
Argument					
Preparation	1.50	\$ 330.00	\$ 495.00	\$ 64.35	\$ 559.35
Oral Hearing					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
Other Conferences					
Preparation	1.50	\$ 330.00	\$ 495.00	\$ 64.35	\$ 559.35
Attendance		\$ 330.00	\$ -	\$ -	\$ -
Case Management					
			\$ -	\$ -	\$ -
TOTAL SERVICE PROVIDER FEES			\$ 990.00	\$ 128.70	\$ 1,118.70

**Ontario Energy Board
COST CLAIM FOR HEARINGS**



Detail of Fees and Disbursements Being Claimed

File # EB- EB-2017-0182/194/364

Process: Nextbridge EWT/Hydro One LSL LTC

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:		\$ -	\$ -	\$ -

Date	Explanation	Lwyr	Hours
20171024	review applications/disc w JCS/draft notice of intervention	MR	1.2
20171103	review Board letter to HO re: LTC application/emails	MR	0.3
20171107	emails	MR	0.2
20171108	emails	MR	0.1
20171109	p. call w K. Culbert re: Hydro One letter/p. call w. JG	MR	0.5
20171113	email	MR	0.1
20171129	email/review PO	MR	0.2
20171204	review minister letter and EWT needs report	MR	1.2
20171205	review HO letter	MR	0.2
20171208	review Nextbridge Letter	MR	0.3
20171218	p. call w J. Girvan	MR	0.2
20171219	review evidence and UCT materials from designation proceeding/ draft IRs	MR	2.5
20171220	review evidence and UCT materials from designation proceeding/ draft IRs	MR	1.5
20171221	finish, finalize and edit IRs/draft cover letter/file all docs/emails	MR	1.0
20180103	review HO corr/emails	MR	0.1
20180104	email	MR	0.1
20180105	p. call w. F. Cass re: IR clarification	MR	0.1
20180125	emails/preliminary review of IRR	MR	0.7
20180126	preliminary review of HONI IRR	MR	0.3
20180213	email	MR	0.1
20180215	prelim review of LSL application/emails	MR	0.5
20180228	review corr	MR	0.1
20180301	email/review PO	MR	0.2
20180307	p. call w. J. Girvan/sign and file D&U/emails	MR	0.3
20180314	email/prelim review	MR	0.3
20180315	emails	MR	0.1
20180320	emails	MR	0.1
20180328	p. call w Zora C.	MR	0.2
20180427	review PO and conf decision/disc w JCS/emails	MR	0.3
20180430	review confidential material	MR	1.8
20180501	many emails	MR	0.3
20180502	emails/disc w JCS/p. call w. L. Murray (Staff)	MR	0.8
20180503	emails/review IRR and evidence and consider Hydro One issues/review Board letter	MR	1.0
20180504	emails	MR	0.3
20180505	review IRR/prepare for tech conference	MR	6.0
20180506	prepare for tech conference	MR	0.6
20180507	attend technical conference/disc w parties	MR	7.8
20180518	review PO	MR	0.1
20180614	email	MR	0.1
20180615	emails	MR	0.1
20180620	emails	MR	0.1
20180626	review PO	MR	0.1
20180627	emails	MR	0.1
20180629	emails/review corr	MR	0.2
20180702	review material in preparation for hearing	MR	2.2
20180704	emails/review materials/prepare cross-examination and prepare for hearing/p. call w. Mr Esquega (BZA)/p. call w. L. Murray to discuss i	MR	10.5
20180705	attend hearing/disc w parties	MR	8.5
20180712	emails	MR	0.1
20180713	review corr	MR	0.1

20180725	emails	MR	0.4
20180813	emails/review UT responses and draft lrs on OH UT/review PO	MR	2.3
20180814	finalize and file IRs/review other parties IRs/emails	MR	0.4
20180816	draft letter re: PO1/emails	MR	0.4
20180823	email/review HO letter	MR	0.1
20180824	review of IRR on OH UT	MR	2.2
20180828	emails/review LSL application/draft IRs	MR	2.1
20180829	review LSL application/review record from motion hearing/research/draft IRs	MR	6.7
20180831	review PO	MR	0.1
20180905	review ltr from Hydro One re: Tor	MR	0.1
20180907	review PO	MR	0.1
20180910	review IESO report and draft IRs	MR	1.0
20180910	emails	MR	0.1
20180911	prelim review of NB Development CostArg-in-Chief	MR	0.5
20180912	review other parties IRs	MR	0.3
20180913	draft NB Dev Cost argument	MR	2.7
20180914	draft NB Dev Cost argument	MR	2.5
20180916	draft NB Dev submissions/many emails	MR	3.4
20180917	draft NB Dev Cost argument	MR	2.2
20180918	emails/edit NB Dev cost arg	MR	1.5
20180919	edit, finalize and file dev cost argument/review PO/review other parties arg	MR	2.0
20180921	review PO	MR	0.1
20180924	prel review of IRR	MR	0.5
20180925	review IRR/emails/p. calls w Zora	MR	4.6
20180926	emails/review NB corr/p. call w ZC and LM of BS/review IRR	MR	3.5
20180927	emails/review IR responses/review confidentiality objections/review IR responses	MR	3.0
20180928	p. call w LM/draft and file letter/review corr/emails/prepare comparison table	MR	2.0
20180928	review NB dev cost reply argument	MR	0.8
20180929	prepare for hearing/emails	MR	4.2
20181001	prepare for hearing/review PO/review corr/provide materials to NB and HO/review updated IRs	MR	2.2
20181002	attend west hearing room to review conf material per PO/attend hearing/disc w parties	MR	9.5
20181002	review transcript/prepare cross/prepare compendium/emails	MR	4.5
20181003	prepare for hearing/provide revised compendium	MR	0.5
20181003	attend hearing/disc w parties	MR	4.8
20181003	revise cross/review UT responses/emails	MR	1.2
20181004	attend hearing/disc w parties	MR	8.0
20181005	emails/review corr/prepare for NB	MR	0.5
20181006	review transcript/prepare for IESO panel	MR	1.5
20181009	attend hearing/disc w parties	MR	7.4
20181009	prepare NB cross/review transcript/prepare compendium	MR	5.0
20181010	prepare for cross-examination and day 5/review transcript	MR	1.2
20181010	attend hearing	MR	2.1
20181011	attend hearing/disc w parties	MR	7.7
20181012	attend hearing	MR	1.1
20181015	review transcript from day 7 hearing/review UT responses/emails	MR	1.2
20181016	consider issues, begin to prepare table, outline sub	MR	1.6
20181017	draft argument	MR	3.1
20181018	draft argument	MR	3.5
20181019	draft argument	MR	5.5
20181020	draft argument	MR	4.5

20181021	draft argument	MR	2.0
20181023	draft argument	MR	5.0
20181024	draft argument/emails	MR	3.2
20181025	draft submissions	MR	1.8
20181028	emails	MR	0.1
20181028	Detailed review and edit of submissions, Various emails	JCS	1.5
20181029	review Hydro One sub/emails and consider	MR	0.2
20181030	draft and edit argument	MR	4.0
20181031	finalize submissions/prepare redactions/p. call w L. Murray/file/review parties submissions	MR	3.4
20181101	review MECP Letter/Review VECC sub/Review bd letter	MR	0.4
20181102	emails	MR	0.1
20181106	review HONI corr	MR	0.1
20181109	review reply submissions	MR	1.1
20181112	email	MR	0.1
20181113	review letters and futher argument submissions	MR	0.3
20181115	emails w HONI re: confidentiality	MR	0.1
20181123	review MFN corr	MR	0.1
20181130	review Bd corr	MR	0.1
20181218	Review BD letter	MR	0.1
20181220	Review decision/emails	MR	1.2
20181220	Review decision, Analysis of issues, Meet with Mark	JCS	1.5
20190115	review HONI corr	MR	0.1
20190124	review Bd corr	MR	0.1
20190130	emails	MR	0.2
20190131	review OIC/emails	MR	0.3
20190211	review decision	MR	0.2
			207.5