



Jay Shepherd

Professional Corporation
2300 Yonge Street,
Suite 806
Toronto, Ontario M4P 1E4

BY EMAIL and RESS

April 18, 2013
Our File No. 20120176

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

Attn: Kirsten Walli, Board Secretary

Dear Ms. Walli:

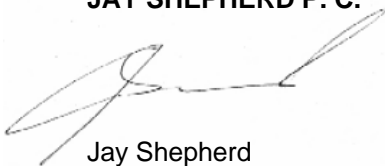
Re: EB-2012-0176 – Westario 2013 Rates – SEC Cost Claim

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.

We note that Mark Rubenstein of our office took the lead on this matter. Jay Shepherd's role was limited to supervision and client reporting.

All of which is respectfully submitted.

Yours very truly,
JAY SHEPHERD P. C.



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 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 present in the document to assist with the calculation of the cost claim.
- 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 consultant or lawyer/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 must be attached unless, for a given consultant, a CV has been provided to the Board in another process within the last 24 months.
- **Except as provided in section 7.03 of the Practice Direction on Cost Awards, itemized receipts must be provided.**

File # EB-	2012-0176	Process:	Westario 2013 Rates
Party:	School Energy Coalition	Affiant's Name:	Jay Shepherd
HST Number:	<input type="text"/>	HST Rate Ontario:	<input type="text"/>
	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 ,
(date)

Ontario Energy Board
COST CLAIM FOR HEARINGS



Affidavit and Summary of Fees and Disbursements

Commissioner for taking Affidavits

File # EB- 2012-0176

Process: Westario 2013 Rates

Party: School Energy Coalition

Summary of Fees and Disbursements Being Claimed

Legal/consultant fees	\$9,752.00
Disbursements	\$0.00
HST	\$0.00
Total Cost Claim	\$9,752.00

Ontario Energy Board

COST CLAIM FOR HEARINGS



Detail of Fees and Disbursements Being Claimed

File # EB-	2012-0176	Process:	Westario 2013 Rates
Party:	School Energy Coalition	Name:	Jay Shepherd
		Completed Years Practising/Years of relevant experience	
Counsel/Articling Student/Paralegal:	<input checked="" type="checkbox"/>		33
Consultant:	<input type="checkbox"/>		
CV attached:	<input type="checkbox"/>	CV not required:	<input checked="" type="checkbox"/>

Statement of Fees Being Claimed

	Hours	Hourly rate	Subtotal	HST	Total
Preparation	2.30	\$330.00	\$759.00	\$0.00	\$759.00
Attendance - Technical Conference		\$330.00	\$0.00	\$0.00	\$0.00
Attendance - Settlement Conference		\$330.00	\$0.00	\$0.00	\$0.00
Attendance - Oral Hearing		\$330.00	\$0.00	\$0.00	\$0.00
Argument		\$330.00	\$0.00	\$0.00	\$0.00
Case Management		\$170.00	\$0.00	\$0.00	\$0.00
TOTAL LEGAL/CONSULTANT FEES			\$759.00	\$0.00	\$759.00

Statement of Disbursements Being Claimed

	Net Cost	HST	Total
Photocopies		\$0.00	\$0.00
Printing		\$0.00	\$0.00
Fax		\$0.00	\$0.00
Courier		\$0.00	\$0.00
Telephone		\$0.00	\$0.00
Postage		\$0.00	\$0.00
Transcripts		\$0.00	\$0.00
Travel: Air		\$0.00	\$0.00
Travel: Car		\$0.00	\$0.00
Travel: Rail		\$0.00	\$0.00
Travel (Other):		\$0.00	\$0.00
Parking		included	\$0.00
Taxi or Airport Limo		\$0.00	\$0.00
Accommodation		\$0.00	\$0.00
Meals		\$0.00	\$0.00
Other:		\$0.00	\$0.00
TOTAL DISBURSEMENTS:	\$0.00	\$0.00	\$0.00

Ontario Energy Board

COST CLAIM FOR HEARINGS



Detail of Fees and Disbursements Being Claimed

File # EB-	2012-0176	Process:	Westario 2013 Rates
Party:	School Energy Coalition	Name:	Mark Rubenstein
		Completed Years Practising/Years of relevant experience	
Counsel/Articling Student/Paralegal:	<input checked="" type="checkbox"/>		1
Consultant:	<input type="checkbox"/>		
CV attached:	<input type="checkbox"/>	CV not required:	<input checked="" type="checkbox"/>

Statement of Fees Being Claimed

	Hours	Hourly rate	Subtotal	HST	Total
Preparation	36.10	\$170.00	\$6,137.00	\$0.00	\$6,137.00
Attendance - Technical Conference		\$170.00	\$0.00	\$0.00	\$0.00
Attendance - Settlement Conference	16.80	\$170.00	\$2,856.00	\$0.00	\$2,856.00
Attendance - Oral Hearing		\$170.00	\$0.00	\$0.00	\$0.00
Argument		\$170.00	\$0.00	\$0.00	\$0.00
Case Management		\$170.00	\$0.00	\$0.00	\$0.00
TOTAL LEGAL/CONSULTANT FEES			\$8,993.00	\$0.00	\$8,993.00

Statement of Disbursements Being Claimed

	Net Cost	HST	Total
Photocopies		\$0.00	\$0.00
Printing		\$0.00	\$0.00
Fax		\$0.00	\$0.00
Courier		\$0.00	\$0.00
Telephone		\$0.00	\$0.00
Postage		\$0.00	\$0.00
Transcripts		\$0.00	\$0.00
Travel: Air		\$0.00	\$0.00
Travel: Car		\$0.00	\$0.00
Travel: Rail		\$0.00	\$0.00
Travel (Other):		\$0.00	\$0.00
Parking		included	\$0.00
Taxi or Airport Limo		\$0.00	\$0.00
Accommodation		\$0.00	\$0.00
Meals		\$0.00	\$0.00
Other:		\$0.00	\$0.00
TOTAL DISBURSEMENTS:	\$0.00	\$0.00	\$0.00

Date	Explanation	Lwyr	Rubenstein			Shepherd	
			Prep	ADR	Total	Prep	Total
20121022	discussion w JCS	MR	0.1		0.1		
20121107	emails	MR	0.1		0.1		
20121127	review PO	MR	0.1		0.1		
20121212	review application	MR	2.5		2.5		
20121213	review application/models/draft IRs	MR	3.0		3.0		
20121215	review application/draft IRs	MR	2.3		2.3		
20121217	review application/review EP+Staff IRs/draft IRs/draft cover ltr/finalize + file IRs	MR	5.6		5.6		
20130123	preliminary review of IRR	MR	0.3		0.3		
20130124	p.call w B. Armstrong/emails	MR	0.2		0.2		
20130130	emails/review updated IRR fled/review PO	MR	0.4		0.4		
20130201	review IRR	MR	0.5		0.5		
20130205	draft, review, finalize, file supplementary IRs	MR	1.0		1.0		
20130215	emails/review supplementary IRR	MR	0.5		0.5		
20130216	review materials/prepare for settlement conference	MR	3.8		3.8		
20130217	prepare for settlement conference	MR	2.5		2.5		
20130220	prepare for settlement conference	MR	5.5		5.5		
20130221	attend settlement conference/prepare for day 2/discussion w JCS	MR		8.5	8.5		
20130222	attend settlement conference/emails	MR		3.5	3.5		
20130227	emails	MR	0.1		0.1		
20130304	emails	MR	0.1		0.1		
20130306	emailsreview settlement agreement/emails	MR		0.5	0.5		
20130307	review settlement agreement/provide edits+comments/emails/review EP edits+comments	MR		2.0	2.0		
20130307	Review agreement	JCS				1.0	1.0
20130308	emails/review VECC comments/review Staff comments/review Westerio Ltr.	MR		0.6	0.6		
20130311	emails/review faciliator editsreview Board extention Ltr	MR		0.5	0.5		
20130312	emails/review latest westerio settlement agreement/updated stranded meter calculation and cost allocation model	MR		1.2	1.2		
20130313	Meeting with Mark Rubenstein	JCS				0.5	0.5
20130313	many emails	MR	0.4		0.4		
20130314	review additions to settlement agreement/emails/p. call w. M. Bonaguro/p. call with R. Aiken x 2/conference call w utility and interven	MR	3.7		3.7		
20130315	Meeting with Mark Rubenstein	JCS				0.3	0.3
20130315	many emails/draft and send counteroffer to utility/discussion w JCS	MR	1.2		1.2		
20130318	email/discussion w JCS/review Bd Ltr re: extention	MR	0.4		0.4		
20130319	emails	MR	0.3		0.3		
20130322	emails	MR	0.1		0.1		
20130324	review revised settlement agreement/provide comments and edits/emails/sign-off on agreement	MR	0.6		0.6		
20130326	emails	MR	0.1		0.1		
20130327	emails/review revised filed proposal	MR	0.3		0.3		
20130411	Review decision, Reporting analysis	JCS				0.5	0.5
20130411	Review decision, emails	MR	0.4		0.4		
			36.1	16.8	52.9	2.3	2.3