



Jay Shepherd

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

BY EMAIL and RESS

May 10, 2013
Our File No. 20110099

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

Attn: Kirsten Walli, Board Secretary

Dear Ms. Walli:

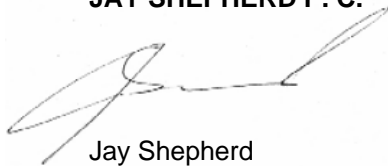
Re: EB-2011-0099 – E.L.K. 2012 Rates – SEC Cost Claim

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 Jay Shepherd of our office had full carriage of this matter. While Mark Rubenstein of our office did some research related to the confidentiality issues, we have elected not to claim that time in addition to the time of Mr. Shepherd.

All of which is respectfully submitted.

Yours very truly,
JAY SHEPHERD P. C.



Jay Shepherd

cc: Wayne McNally, SEC (email)
Interested Parties

Tel: (416) 483-3300 Cell: (416) 804-2767 Fax: (416) 483-3305
jay.shepherd@canadianenergylawyers.com
www.canadianenergylawyers.com

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-	2011-0099	Process:	E.L.K. 2012 Rates
Party:	School Energy Coalition	Affiant's Name:	Jay Shepherd
HST Number:	_____	HST Rate Ontario:	_____
	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 May-10-13.
(date)

**Ontario Energy Board
COST CLAIM FOR HEARINGS**



Affidavit and Summary of Fees and Disbursements

Commissioner for taking Affidavits

File # EB- 2011-0099 _____ **Process: E.L.K. 2012 Rates** _____

Party: School Energy Coalition _____

Summary of Fees and Disbursements Being Claimed

Legal/consultant fees	\$16,632.00
Disbursements	\$0.00
HST	\$0.00
Total Cost Claim	\$16,632.00

**Ontario Energy Board
COST CLAIM FOR HEARINGS**



Detail of Fees and Disbursements Being Claimed

File # EB-	2011-0099	Process:	E.L.K. 2012 Rates
Party:	School Energy Coalition	Name:	Jay Shepherd
		Completed Years Practising/ Years of relevant experience	33
Counsel/Articling Student/Paralegal:	<input checked="" type="checkbox"/>		
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	37.30	\$330.00	\$12,309.00	\$0.00	\$12,309.00
Attendance - Technical Conference	1.10	\$330.00	\$363.00	\$0.00	\$363.00
Attendance - Settlement Conference	12.00	\$330.00	\$3,960.00	\$0.00	\$3,960.00
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			\$16,632.00	\$0.00	\$16,632.00

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

Date	Explanation	Lwyr	Prep	Tech	ADR	Hours
20110704	Calculate effective ROC, many emails, draft letter	JCS	2.8			2.8
20110705	Finalize and send letter, various emails	JCS	0.6			0.6
20110718	Various emails, review letter and notice.	JCS	0.3			0.3
20121018	Review application, meeting with Deb Devgan	JCS	0.8			0.8
20121112	Review NOAH	JCS	0.2			0.2
20121129	Many emails, review letters	JCS	0.2			0.2
20121217	Review PO#2 and scheduling, review evidence	JCS	1.0			1.0
20121230	Review evidence	JCS	2.5			2.5
20130107	Many emails, review evidence, review EP IRs	JCS	4.6			4.6
20130108	Draft revise and file IRs, many emails, comparative spreadsheet.	JCS	5.3			5.3
20130130	Review IR responders	JCS	1.1			1.1
20130201	Review letter, draft and send response	JCS	0.3			0.3
20130204	Many emails	JCS	0.2			0.2
20130205	Many emails, scheduling	JCS	0.3			0.3
20130206	Various emails	JCS	0.1			0.1
20130208	Review PO#3 and scheduling, review revised responses and letter	JCS	0.5			0.5
20130209	Review IR responses	JCS	1.5			1.5
20130211	Prepare for technical conference	JCS	1.2			1.2
20130212	Prepare for technical conference, letter, many emails	JCS	3.0			3.0
20130213	Attend at technical conference, various emails, review letter	JCS	0.0	1.1		1.1
20130215	Review PO#4 and scheduling	JCS	0.3			0.3
20130220	Report to client re MEARIE Report, review u/t responses	JCS	1.0			1.0
20130221	Meeting with Mark Rubenstein re confidentiality	JCS	0.3			0.3
20130224	Review 2011/12 MEARIE report, many emails	JCS	0.6			0.6
20130225	Confidentiality research, draft, revise and file submissions on MEARIE Survey, many emails, review submissions of others	JCS	5.9			5.9
20130227	Prepare for ADR	JCS	0.6			0.6
20130228	Attend at ADR, prepare	JCS	0.0		6.0	6.0
20130301	Review decision and order	JCS	0.2			0.2
20130304	Review submissions	JCS	0.4			0.4
20130318	Review letter, many emails	JCS	0.2			0.2
20130319	Review decision	JCS	0.4			0.4
20130320	review and edit agreement, many emails	JCS	0.0		1.8	1.8
20130321	Many emails	JCS	0.0		0.2	0.2
20130322	Many emails	JCS	0.0		0.3	0.3
20130323	Various emails	JCS	0.0		0.2	0.2
20130324	Many emails	JCS	0.0		0.1	0.1
20130326	Many emails, review further draft of agreement	JCS	0.0		1.6	1.6
20130327	Many emails, review notes	JCS	0.0		0.6	0.6
20130328	Review final agreement and signoff, many emails	JCS	0.0		1.2	1.2
20130405	Review EnWin submissions	JCS	0.2			0.2
20130409	Many emails, review staff letter	JCS	0.4			0.4
20130415	Review reply submissions	JCS	0.3			0.3
			37.3	1.1	12.0	50.4