



## Jay Shepherd

Professional Corporation  
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**BY EMAIL and RESS**

June 13, 2013  
Our File No. 20120031

Ontario Energy Board  
2300 Yonge Street  
27<sup>th</sup> Floor  
Toronto, Ontario  
M4P 1E4

**Attn: Kirsten Walli, Board Secretary**

Dear Ms. Walli:

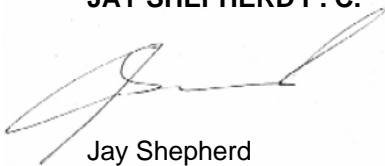
**Re: EB-2012-0031 – Hydro One Transmission – SEC Cost Claim**

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 this was a complex and lengthy proceeding, with substantial potential rate impacts for schools. Our approach was to assign primary responsibility for most issues to Mark Rubenstein of our office. Jay Shepherd dealt mainly with a few specific issues, and with client reporting, issue assessment, and instructions. The time and effort was split accordingly, and we were careful to ensure that there was no duplication. The dockets reflect this.

All of which is respectfully submitted.

Yours very truly,  
**JAY SHEPHERD P. C.**



Jay Shepherd

cc: Wayne McNally, SEC (email)  
Interested Parties

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**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.**

<b>File # EB-</b>	<b>2012-0031</b>	<b>Process:</b>	<b>Hydro One Transmission</b>
<b>Party:</b>	<b>School Energy Coalition</b>	<b>Affiant's Name:</b>	<b>Jay Shepherd</b>
<b>HST Number:</b>	_____	<b>HST Rate Ontario:</b>	_____
	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 **June-14-13**.  
(date)

**Ontario Energy Board  
COST CLAIM FOR HEARINGS**



**Affidavit and Summary of Fees and Disbursements**

**Commissioner for taking Affidavits**

**File # EB-** 2012-0031 **Process:** Hydro One Transmission

**Party:** School Energy Coalition

**Summary of Fees and Disbursements Being Claimed**

Legal/consultant fees	\$43,528.00
Disbursements	\$0.00
HST	\$0.00
<b>Total Cost Claim</b>	<b>\$43,528.00</b>

**Ontario Energy Board  
COST CLAIM FOR HEARINGS**



**Detail of Fees and Disbursements Being Claimed**

File # EB-	<b>2012-0031</b>	Process:	Hydro One Transmission
Party:	<b>School Energy Coalition</b>	Name:	Jay Shepherd
		Completed Years Practising/Years of relevant experience	<b>33</b>
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	14.60	\$330.00	\$4,818.00	\$0.00	\$4,818.00
Attendance - Technical Conference		\$330.00	\$0.00	\$0.00	\$0.00
Attendance - Settlement Conference	5.30	\$330.00	\$1,749.00	\$0.00	\$1,749.00
Attendance - Oral Hearing		\$330.00	\$0.00	\$0.00	\$0.00
Argument	3.10	\$330.00	\$1,023.00	\$0.00	\$1,023.00
Case Management		\$170.00	\$0.00	\$0.00	\$0.00
<b>TOTAL LEGAL/CONSULTANT FEES</b>			\$7,590.00	\$0.00	<b>\$7,590.00</b>

**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
<b>TOTAL DISBURSEMENTS:</b>		\$0.00	<b>\$0.00</b>

**Ontario Energy Board  
COST CLAIM FOR HEARINGS**



**Detail of Fees and Disbursements Being Claimed**

File # EB-	<b>2012-0031</b>	Process:	Hydro One Transmission
Party:	<b>School Energy Coalition</b>	Name:	Mark Rubenstein
		Completed Years Practising/ Years of relevant experience	<b>1</b>
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	121.90	\$170.00	\$20,723.00	\$0.00	\$20,723.00
Attendance - Technical Conference	12.80	\$170.00	\$2,176.00	\$0.00	\$2,176.00
Attendance - Settlement Conference	35.40	\$170.00	\$6,018.00	\$0.00	\$6,018.00
Attendance - Oral Hearing	24.80	\$170.00	\$4,216.00	\$0.00	\$4,216.00
Argument	16.50	\$170.00	\$2,805.00	\$0.00	\$2,805.00
Case Management		\$170.00	\$0.00	\$0.00	\$0.00
<b>TOTAL LEGAL/CONSULTANT FEES</b>			\$35,938.00	\$0.00	\$35,938.00

**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
<b>TOTAL DISBURSEMENTS:</b>		\$0.00	\$0.00

Date	Explanation	Lwyr	Shepherd					Rubenstein						
			Prep	ADR	Tech	Hearing	Arg.	Total	Prep	ADR	Tech	Hearing	Arg.	Total
20120525	review application	MR							1.0					1.0
20120526	review application	MR							1.1					1.1
20120526	review correspondence from HONI/emails	MR							0.5					0.5
20120604	Meeting with Mark Rubenstein	JCS	0.1						0.1					
20120620	review NoH and draft + file Nol	MR							0.5					0.5
20120620	Review NOA	JCS	0.1						0.1					
20120621	Meeting with Mark Rubenstein, many emails	JCS	0.2						0.2					
20120625	Review evidence, client reporting	JCS	0.4						0.4					
20120706	Review Goldcorp letter	JCS	0.1						0.1					
20120712	emails/review 2010 decision/review DivCt appeal decision/review ETS Tarrif report and IESO consultation material	MR							4.0					4.0
20120712	Review PO#1 and scheduling, meeting with Mark Rubenstein	JCS	0.6						0.6					
20120716	review application	MR							2.5					2.5
20120718	Many emails	JCS	0.3						0.3					
20120719	review application	MR							1.3					1.3
20120720	phone call w I.Blue/discussion w JCS	MR							1.0					1.0
20120723	review Goldcorp Submission/draft+file SEC ltr on draft issues list	MR							1.5					1.5
20120723	Review issues list submissions, many emails	JCS	1.0						1.0					
20120724	research re: Goldcorp issues/draft reply/discussion w JCS	MR							2.5					2.5
20120724	Meeting with Mark Rubenstein (several)	JCS	1.0						1.0					
20120725	edito/complete draft of reply to Goldcorp	MR							1.5					1.5
20120727	prepare appendix for reply sub/edit + file sub/review other parties submission/emails	MR							2.0					2.0
20120727	Review submissions	JCS	0.3						0.3					
20120730	review app/review CME + CCC issue list submissions/emails	MR							1.7					1.7
20120730	Review CCC and CME submissions	JCS	0.2						0.2					
20120731	review application	MR							4.5					4.5
20120801	review application/draft IRs/review EB-2010-0002 record	MR							4.5					4.5
20120807	emails	MR							0.1					0.1
20120809	review application	MR							2.0					2.0
20120813	review decision on issues list/emails	MR							0.6					0.6
20120813	Review decision and PO#2	JCS	0.3						0.3					
20120815	emails/review evidence update	MR							0.3					0.3
20120816	review application/draft IRs/emails	MR							5.5					5.5
20120817	review application/research/draft IRs	MR							3.5					3.5
20120820	review update materials/draft IRs	MR							1.0					1.0
20120822	review application/draft IRs	MR							2.0					2.0
20120823	review application/draft IRs	MR							2.2					2.2
20120824	review asset management issues	MR							1.0					1.0
20120828	emails/review Staff IRs	MR							0.5					0.5
20120830	emails	MR							0.2					0.2
20120831	draft + edit IRs	MR							0.5					0.5
20120901	review application/draft IRs/research	MR							5.2					5.2
20120904	review application/draft IRs/review Staff and PP IRs	MR							2.8					2.8



20121025	Meeting with Mark Rubenstein (many), meeting with Julie Girvan, many emails, review filed materials, offer calculations, overearning ca	JCS	2.2					2.2					
20121026	attend settlement conference/discussion w/JCS/emails/review PO#5/review CEA application	MR							5.5				5.5
20121026	Meeting with Mark Rubenstein, review application re US GAAP, many emails, review PO#5	JCS	1.1					1.1					
20121029	legal research re: CEA/research at Board library/conference call with Staff+HONI+CEA/draft order/discussion w JCS/emails	MR							5.0				5.0
20121029	Meeting with Mark Rubenstein, review draft order	JCS	0.6					0.6					
20121030	prepare draft settlement agreement/discussion w JCS/emails	MR							2.0				2.0
20121030	Meeting with Mark Rubenstein, review and edit agreement, many emails, scheduling	JCS	0.8					0.8					
20121031	emails/discussion w JCS/research notice issues raised in emails by CEA/emails re: Goldcorp/draft some revised wording to settlement agree	MR							3.5				3.5
20121031	Meeting with Mark Rubenstein (many), edit CEA/H1 agreement, many emails, review PO#6	JCS	1.2					1.2					
20121101	review draft settlement agreement/make edits and comments/review other parties changes/main emails re: CEA/disc w JCS/draft compromise	MR							3.4				3.4
20121101	Meeting with Mark Rubenstein (several), review drafts	JCS	1.1					1.1					
20121102	Many emails, review letter	JCS	0.8					0.8					
20121102	review multiple versions of settlement agreement/comments + edits/emails/draft ltr to Board re: CEA/phone call w M. Helt/phone call wit	MR							3.2				3.2
20121104	Many emails, edit letter	JCS	0.4					0.4					
20121104	draft response Ltr to CEA	MR							0.3				0.3
20121105	Many emails, review Goldcorp letter, review letter re CEA	JCS	0.5					0.5					
20121105	draft+edit+finalize Ltr re: CEA/emails/review Goldcorp Ltr	MR							0.6				0.6
20121106	emails/review updated set agreement filed	MR							0.3				0.3
20121107	Review PO#7, review CME letter	JCS	0.3					0.3					
20121107	review PO/review correspondence from CME	MR							0.8				0.8
20121108	Review transcript	JCS	0.5					0.5					
20121108	attend oral hearing	MR								2.0			2.0
20121112	review correspondence	MR							0.2				0.2
20121114	review material delivered	MR							0.1				0.1
20121115	review and consider PO#8	MR							0.3				0.3
20121116	Various emails	JCS	0.2					0.2					
20121121	review IESO correspondence	MR							0.1				0.1
20121122	emails/review emails	MR							1.0				1.0
20121123	Many emails	JCS	0.3					0.3					
20121123	review emails re: expert confernece procedure/emails	MR							0.3				0.3
20121126	emails/review hot tubbing material from EGD and CANDAS proceeding/conf call w. parties and staff	MR							2.7				2.7
20121127	review correspondence from APPRO/emails	MR							0.3				0.3
20121128	review HQEM correspondence	MR							0.1				0.1
20121129	review PO	MR							0.1				0.1





20130326	review other parties arg	MR												1.1	1.1
20130329	review IRR	MR							3.5						3.5
20130401	review IESO reply arg/email	MR							1.2						1.2
20130606	review ETS decision/reporting	JCS	0.6					0.6							
20130606	review ETS decision/emails	MR							0.5						0.5
			14.6	5.3			3.1	23.0	121.9	35.4	12.8	24.8		16.5	211.4