



## Jay Shepherd

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

**BY EMAIL and RESS**

March 7, 2014  
Our File No. 20120109

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

**Attn: Kirsten Walli, Board Secretary**

Dear Ms. Walli:

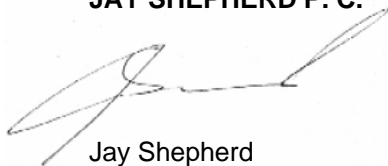
**Re: EB-2012-0109 – Brantford 2013 Rates – SEC Cost Claim**

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. We have not claimed any of Jay Shepherd's time spent on 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.**

<b>File # EB-</b>	2012-0109	<b>Process:</b>	Brantford 2013 Rates
<b>Party:</b>	School Energy Coalition	<b>Affiant's Name:</b>	Jay Shepherd
<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 March-08-14.  
(date)

**Ontario Energy Board  
COST CLAIM FOR HEARINGS**



**Affidavit and Summary of Fees and Disbursements**

**Commissioner for taking Affidavits**

**File # EB-** 2012-0109 **Process:** Brantford 2013 Rates

**Party:** School Energy Coalition

**Summary of Fees and Disbursements Being Claimed**

Legal/consultant fees	\$11,560.00
Disbursements	\$0.00
HST	\$0.00
<b>Total Cost Claim</b>	<b>\$11,560.00</b>

**Ontario Energy Board  
COST CLAIM FOR HEARINGS**



**Detail of Fees and Disbursements Being Claimed**

File #	EB- 2012-0109	Process:	Brantford 2013 Rates
Party:	School Energy Coalition	Name:	Mark Rubenstein
		Completed Years Practising/ Years of relevant experience	2
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	43.50	\$170.00	\$7,395.00	\$0.00	\$7,395.00
Attendance - Technical Conference		\$170.00	\$0.00	\$0.00	\$0.00
Attendance - Settlement Conference	24.50	\$170.00	\$4,165.00	\$0.00	\$4,165.00
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
<b>TOTAL LEGAL/CONSULTANT FEES</b>			<b>\$11,560.00</b>	<b>\$0.00</b>	<b>\$11,560.00</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>		<b>\$0.00</b>	<b>\$0.00</b>

Date	Explanation	Lwyr	Mark Rubenstein					Total
			Prep	Tech	ADR	Hearing	Arg	
20130807	Research re issues, various emails	JCS						
20130821	preliminary review of app/review NoA/prepare, draft and file Nol	MR	1.1					1.1
20130826	email/review application	MR	1.8					1.8
20130919	review PO	MR	0.1					0.1
20130925	emails/review application/review previous COS application and decision/review Staff IRs	MR	5.5					5.5
20130927	review application./draft IRs	MR	2.5					2.5
20130928	review application and draft IRs	MR	1.6					1.6
20130929	emails	MR	0.1					0.1
20130930	review models, finish drafting IRs/emails/review other parties IRs/review HVAC late intervention request	MR	2.0					2.0
20131001	review PO	MR	0.1					0.1
20131021	emails/review corr	MR	0.2					0.2
20131022	emails	MR	0.1					0.1
20131023	preliminary re of IRs/emails	MR	0.6					0.6
20131024	review IRR	MR	1.7					1.7
20131028	review PO/review conf rationale/prepare and file Dec+Variance	MR	1.0					1.0
20131029	emails/review revised IRR and attachements	MR	1.6					1.6
20131030	review confidential material/draft objection/discussion w JCS	MR	2.1					2.1
20131031	emails/finish drafting conf objection	MR	1.5					1.5
20131101	finalize and file subscriptions on conf, prepare appendixes, review staff sub/review EP sub	MR	2.0					2.0
20131105	review BPI Ltr/emails	MR	0.3					0.3
20131108	review Board Ltr/dis w JCS/emails	MR	0.4					0.4
20131113	review conf subscriptions reply/emails	MR	0.3					0.3
20131119	review IRR/prepare second round IRs	MR	3.4					3.4
20131121	review IRRs/prepare second round IR questions	MR	2.0					2.0

20131128	emails	MR	0.2				0.2
20131129	emails	MR	0.1				0.1
20131204	emails	MR	0.1				0.1
20131205	emails	MR	0.1				0.1
20131206	review confidentiality decision/emails	MR	0.4				0.4
20131211	emails	MR	0.2				0.2
20131216	edit, finalize and file sup IRs/prepare cover ltr/review Staff Sup IRs	MR	1.0				1.0
20140113	preliminary review of second round IRs	MR	0.5				0.5
20140123	emails/review sup IRs	MR	1.7				1.7
20140126	review Sup IRs/prepare for settlement conference	MR	1.0				1.0
20140127	prepare for settlement conference	MR	6.0				6.0
20140128	attend settlement conference/prepare for day 2	MR			7.5		7.5
20140129	attend settlement conference	MR			6.7		6.7
20140205	emails/review and make significant edits to settlement agreement	MR			2		2.0
20140206	significant edits to settlement agreement/emails	MR			1.7		1.7
20140207	emails	MR			0.6		0.6
20140210	emails	MR			0.6		0.6
20140211	review second draft of settlement agreement and models/emails	MR			1.1		1.1
20140212	emails/review final version of settlement agreement and signoff	MR			0.8		0.8
20140213	emails	MR			0.2		0.2
20140219	review Board decisions/emails/p. call w C. Hausman	MR			0.5		0.5
20140220	meeting w M. Janigan and R. Aiken/emails/conference call w all parties	MR			2.2		2.2
20140224	emails/review new revised settlement agreement	MR			0.6		0.6
20140227	review decision	MR	0.2				0.2
			43.5		24.5		68.0