



## Jay Shepherd

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

**BY EMAIL and RESS**

March 25, 2014  
Our File No. 20130147

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-2013-0147 – Kitchener 2014 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 SEC participated actively in this proceeding, including involvement in complete settlement of most of the issues, plus a one day hearing and final argument.

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-	<b>2013-0147</b>	Process:	<b>Kitchener 2014 Rates</b>
Party:	<b>School Energy Coalition</b>	Affiant's Name:	<b>Jay Shepherd</b>
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, **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-26-14**.  
(date)

**Ontario Energy Board**  
**COST CLAIM FOR HEARINGS**



**Affidavit and Summary of Fees and Disbursements**

**Commissioner for taking Affidavits**

**File # EB-** 2013-0147

**Process:** Kitchener 2014 Rates

**Party:** School Energy Coalition

**Summary of Fees and Disbursements Being Claimed**

Legal/consultant fees	\$29,535.00
Disbursements	\$0.00
HST	\$0.00
<b>Total Cost Claim</b>	<b>\$29,535.00</b>

# Ontario Energy Board

## COST CLAIM FOR HEARINGS



### Detail of Fees and Disbursements Being Claimed

File # EB-	<b>2013-0147</b>	Process:	Kitchener 2014 Rates
Party:	<b>School Energy Coalition</b>	Name:	Jay Shepherd
		Completed Years Practising/Years of relevant experience	
Counsel/Articling Student/Paralegal:	<input checked="" type="checkbox"/>		34
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	39.30	\$330.00	\$12,969.00	\$0.00	\$12,969.00
Attendance - Technical Conference	2.50	\$330.00	\$825.00	\$0.00	\$825.00
Attendance - Settlement Conference	28.80	\$330.00	\$9,504.00	\$0.00	\$9,504.00
Attendance - Oral Hearing	8.50	\$330.00	\$2,805.00	\$0.00	\$2,805.00
Argument	10.40	\$330.00	\$3,432.00	\$0.00	\$3,432.00
Case Management		\$170.00	\$0.00	\$0.00	\$0.00
<b>TOTAL LEGAL/CONSULTANT FEES</b>			<b>\$29,535.00</b>	<b>\$0.00</b>	<b>\$29,535.00</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>	<b>\$0.00</b>

Date	Explanation	Lwyr	Prep	Tech	ADR	Hearing	Argument	Total
20130809	Many emails	JCS	0.1					0.1
20130819	Review NOI and letter	JCS	0.5					0.5
20130906	Review staff confidentiality submissions, review PO#1, scheduling	JCS	0.5					0.5
20130912	Review evidence	JCS	2.5					2.5
20130913	Review Board Letter and response, various emails	JCS	0.4					0.4
20130916	Review evidence	JCS	0.6					0.6
20130917	Review evidence	JCS	1.1					1.1
20130919	Review evidence	JCS	2.6					2.6
20130920	Review staff IRs, review EP IRs	JCS	0.7					0.7
20130923	Review evidence, IRs	JCS	4.5					4.5
20130925	Various emails	JCS	0.1					0.1
20131001	Draft, revise and file interrogatives, many emails	JCS	2.3					2.3
20131003	Many emails	JCS	0.2					0.2
20131016	Many emails, receive and scan IR responses	JCS	0.2					0.2
20131017	Review further material	JCS	0.2					0.2
20131018	Review PO#2 and scheduling	JCS	0.3					0.3
20131022	Review EP TCQs	JCS	0.3					0.3
20131025	Review IRs	JCS	1.0					1.0
20131027	Prepare for TC, review IRs and TCQs	JCS	3.3					3.3
20131028	Attend at Technical conference	JCS		2.5				2.5
20131104	Review evidence	JCS	1.6					1.6
20131105	Review material, many emails	JCS	1.0					1.0
20131106	Prepare for ADR	JCS	2.5					2.5
20131107	Attend at ADR, many emails	JCS			5.0			5.0
20131108	Attend at ADR, many emails	JCS			6.8			6.8
20131109	Many emails	JCS			0.2			0.2
20131111	Many emails, review notes	JCS			0.3			0.3
20131112	Many emails	JCS			0.1			0.1
20131114	Review proposal, various emails	JCS			0.4			0.4
20131115	Many emails, meeting with intervenors	JCS			0.7			0.7
20131118	Many emails	JCS			0.4			0.4
20131119	Many emails, review attachments	JCS			1.1			1.1
20131120	Review agreement	JCS			1.1			1.1
20131121	Many emails, edit agreement	JCS			3.3			3.3
20131122	Many emails, review staff comments	JCS			1.0			1.0
20131125	Review and revise agreement, many emails	JCS			1.3			1.3
20131126	Many emails	JCS			0.2			0.2
20131128	Review and edit agreement, many emails, review new materials	JCS			1.8			1.8
20131129	Many emails, review OM+A material for hearing	JCS	3.2					3.2
20131202	Review staff comments and respond, many emails, review further drafts and provide comments	JCS			2.9			2.9

20131203	Review further draft and comment, many emails, review letter drafts, review comments of others	JCS			1.8			1.8
20131204	Many emails, check new agreement	JCS			0.4			0.4
20131205	Many emails	JCS	0.1					0.1
20131206	Review PO#3 and scheduling	JCS	0.3					0.3
20140103	Review evidence	JCS	2.0					2.0
20140107	Many emails, review EP Compendium	JCS	1.0					1.0
20140108	Many emails, review materials, prepare for cross	JCS	2.8					2.8
20140109	Attend at hearing, many emails, review transcript	JCS				8.5		8.5
20140113	Many emails, review ICM calculation	JCS	0.4					0.4
20140115	Review draft J1.1	JCS	0.1					0.1
20140116	Review u/t responses	JCS	0.4					0.4
20140118	Draft argument, spreadsheet analysis, WCA analysis	JCS					2.6	2.6
20140119	Draft and revise final argument and circulate, many emails	JCS					4.6	4.6
20140120	Revise and file argument	JCS					0.9	0.9
20140123	Review arguments of others	JCS					1.0	1.0
20140130	Refile argument, many emails	JCS					0.3	0.3
20140208	Review reply argument	JCS					1.0	1.0
20140218	Prepare reporting presentation, many emails	JCS	0.5					0.5
20140219	Reporting to Waterloo Boards, meeting with Wayne McNally	JCS	0.5					0.5
20140320	Review decision, Many emails	JCS	1.2					1.2
20140321	Meeting with Mark	JCS	0.3					0.3
			39.3	2.5	28.8	8.5	10.4	89.5