



## Jay Shepherd

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

**BY EMAIL and RESS**

December 30, 2014  
Our File No. 20140086

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

**Attn: Kirsten Walli, Board Secretary**

Dear Ms. Walli:

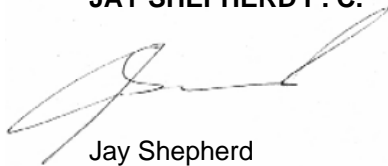
**Re: EB-2014-0086 – Innisfil 2015 Rates (ICM) – SEC Cost Claim**

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.

Mark Rubenstein of our office had carriage of this matter, and was actively involved in all aspects of the proceeding. SEC has not claimed in this proceeding for approximately 2.0 hours of supervisory time by senior counsel Jay Shepherd.

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 (yellow-shaded) 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 embedded in the form to assist with calculations.
- 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 lawyer, analyst/consultant and 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/analyst must be attached unless provided to the Board as prescribed on the Cost Award Tariff.

**Except as provided in section 7.03 of the Practice Direction on Cost Awards, itemized receipts must be provided.**

<b>File # EB-</b>	<b>2014-0086</b>	<b>Process:</b>	<b>Innisfil 2015 Rates (ICM)</b>
<b>Party:</b>	<b>School Energy Coalition</b>	<b>Affiant's Name:</b>	<b>Jay Shepherd</b>
<b>HST Number:</b>	<b>83673-5464-RT0001</b>	<b>HST Rate Ontario:</b>	<b>13.00%</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 **December-30-14**.  
(date)

**Ontario Energy Board  
COST CLAIM FOR HEARINGS**



**Affidavit and Summary of Fees and Disbursements**

**Commissioner for taking Affidavits**

**File # EB- 2014-0086** Process: **Innisfil 2015 Rates (ICM)**

**Party: School Energy Coalition**

**Summary of Fees and Disbursements Being Claimed**

Legal/consultant/other fees	\$	3,910.00
Disbursements	\$	-
HST	\$	508.30
<b>Total Cost Claim</b>	<b>\$</b>	<b>4,418.30</b>

**Payment Information**

Make cheque payable to: **Jay Shepherd Professional Corporation, in trust**

Send payment to this address: **2300 Yonge Street**  
**Suite 806**  
**Toronto, Ontario**  
**M4P1E4**

**Ontario Energy Board**  
**COST CLAIM FOR HEARINGS**  
**Affidavit and Summary of Fees and Disbursements**



# Ontario Energy Board COST CLAIM FOR HEARINGS



## Detail of Fees and Disbursements Being Claimed

<b>File # EB-</b> <u>2014-0086</u>	<b>Process:</b> <u>Innisfil 2015 Rates (ICM)</u>
<b>Party:</b> <u>School Energy Coalition</u>	<b>Service Provider Name:</b> <u>Mark Rubenstein</u>
<p><b>SERVICE PROVIDER TYPE</b> (check one)</p> <p>Legal Counsel <input checked="" type="checkbox"/></p> <p>Articling Student/Paralegal <input type="checkbox"/></p> <p>Consultant <input type="checkbox"/></p> <p>Analyst <input type="checkbox"/></p>	
<b>Year Called to Bar</b>	<b>Completed Years Practising/Years of Relevant Experience</b>
<u>2011</u>	<u>3</u>
For Consultant/Analyst: <input type="checkbox"/> CV attached	<b>Hourly Rate:</b> <u>\$170</u>
<input type="checkbox"/> CV provided within previous 24 months	<b>HST Rate Charged (enter %):</b> <u>13.0%</u>

Statement of Fees Being Claimed					
	Hours	Hourly Rate	Subtotal	HST	Total
<b>Pre-hearing Conference</b>					
Preparation		\$ 170.00	\$ -	\$ -	\$ -
Attendance		\$ 170.00	\$ -	\$ -	\$ -
<b>Technical Conference</b>					
Preparation	1.1	\$ 170.00	\$ 187.00	\$ 24.31	\$ 211.31
Attendance	1.2	\$ 170.00	\$ 204.00	\$ 26.52	\$ 230.52
<b>Interrogatories</b>					
Preparation	3.3	\$ 170.00	\$ 561.00	\$ 72.93	\$ 633.93
Responses	2.8	\$ 170.00	\$ 476.00	\$ 61.88	\$ 537.88
<b>Issues Conference</b>					
Preparation		\$ 170.00	\$ -	\$ -	\$ -
Attendance		\$ 170.00	\$ -	\$ -	\$ -
<b>ADR - Settlement Conference</b>					
Preparation	2.0	\$ 170.00	\$ 340.00	\$ 44.20	\$ 384.20
Attendance	5.0	\$ 170.00	\$ 850.00	\$ 110.50	\$ 960.50
Proposal Preparation	7.0	\$ 170.00	\$ 1,190.00	\$ 154.70	\$ 1,344.70
<b>Argument</b>					
Preparation		\$ 170.00	\$ -	\$ -	\$ -
<b>Oral Hearing</b>					
Preparation		\$ 170.00	\$ -	\$ -	\$ -
Attendance		\$ 170.00	\$ -	\$ -	\$ -
<b>Other Conferences</b>					
Preparation	0.6	\$ 170.00	\$ 102.00	\$ 13.26	\$ 115.26
Attendance		\$ 170.00	\$ -	\$ -	\$ -
<b>Case Management</b>					
		\$ 170.00	\$ -	\$ -	\$ -
<b>TOTAL SERVICE PROVIDER FEES</b>			<b>\$ 3,910.00</b>	<b>\$ 508.30</b>	<b>\$ 4,418.30</b>

**Ontario Energy Board  
COST CLAIM FOR HEARINGS**



**Detail of Fees and Disbursements Being Claimed**

File # EB- 2014-0086

Process: Innisfil 2015 Rates (ICM)

Party: School Energy Coalition

Service Provider Name: Mark Rubenstein

Statement of Disbursements Being Claimed			
	Net Cost	HST	Total
Scanning/Photocopy			\$ -
Printing			\$ -
Courier			\$ -
Telephone/Fax			\$ -
Transcripts			\$ -
Travel: Air			\$ -
Travel: Car			\$ -
Travel: Rail			\$ -
Travel (Other):			\$ -
Parking			\$ -
Taxi			\$ -
Accommodation			\$ -
Meals			\$ -
Other:			\$ -
Other:			\$ -
Other:			\$ -
<b>TOTAL DISBURSEMENTS:</b>	\$ -	\$ -	\$ -

**Ontario Energy Board**  
**COST CLAIM FOR HEARINGS**  
**Detail of Fees and Disbursements Being Claimed**



Date	Explanation	Lwyr	Hours
20140917	review Nol/review application	MR	0.3
20140923	review PO	MR	0.1
20140929	review ICM/draft IRs/draft cover letter	MR	2.4
20141003	edit, finalize and file IRs/review other parties IRs	MR	0.5
20141009	emails	MR	0.1
20141016	review IRR/emails	MR	0.8
20141017	review IRRs	MR	0.7
20141021	review IRR/research other cases with new admin buildings	MR	1.3
20141022	prepare for technical conference and settlement conference/research legal issues involving excess space admin space	MR	3.0
20141023	attend technical conference	MR	1.2
20141023	attend settlement conference/disc w JCS	MR	5.0
20141030	emails	MR	0.1
20141031	prelim review of settlement agreement/emails/review PO	MR	0.3
20141102	emails/review settlement agreement and models/comment and provide edits	MR	1.1
20141103	emails/preliminary review of second version of settlement agreement/review staff submission and extensive comments	MR	0.8
20141105	emails/p.call w. B. Pike to discuss need to re-write agreement/re-write settlement agreement	MR	2.5
20141107	review next draft of settlement agreement/provide edits and comments/emails	MR	0.4
20141108	emails/provide further edits and comments	MR	0.6
20141110	email;s/review Staff comments	MR	0.3
20141111	conference call with all parties to finalize edits on settlement agreement/emails/review and sign-off	MR	0.8
20141112	emails	MR	0.1
20141118	review PO	MR	0.1
20141201	emails/review reply arg	MR	0.2
20141204	emails/review decision	MR	0.3
			23.0