



Jay Shepherd

Professional Corporation
2300 Yonge Street,
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BY EMAIL and RESS

October 14, 2015
Our File No. 20140213

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

Attn: Kirsten Walli, Board Secretary

Dear Ms. Walli:

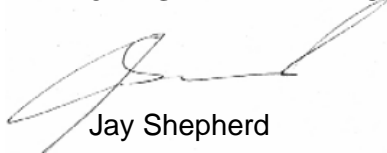
Re: EB-2014-0213 – Hydro One Woodstock MAADs – SEC Cost Claim

We are counsel for the School Energy Coalition. We enclose SEC's cost claim on the Board's form, together with docket detail.

We note that SEC participated actively in all aspects of this proceeding, which included both oral hearing days and an extensive argument. The proceeding was complicated by the fact that the new Board MAADs policy became effective after the Application was filed, and there were a number of changes to the Application. In this case, as in most of the distributor acquisition cases, senior counsel Jay Shepherd took the lead, and Mark Rubenstein assisted with research as well as analysis of legal issues.

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 (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.

File # EB-	2014-0213	Process:	Hydro One/Woodstock MAADs
Party:	School Energy Coalition	Affiant's Name:	Jay Shepherd
HST Number:	83673-5464-RT0001	HST Rate Ontario:	13.00%
	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 **October-14-15**.
(date)

**Ontario Energy Board
COST CLAIM FOR HEARINGS**



Affidavit and Summary of Fees and Disbursements

Commissioner for taking Affidavits

File # EB- 2014-0213

Process: Hydro One/Woodstock MAADs

Party: School Energy Coalition

Summary of Fees and Disbursements Being Claimed

Legal/consultant/other fees	\$	28,106.00
Disbursements	\$	-
HST	\$	3,653.78
Total Cost Claim	\$	31,759.78

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

File # EB- <u>2014-0213</u>	Process: <u>Hydro One/Woodstock MAADs</u>
Party: <u>School Energy Coalition</u>	Service Provider Name: <u>Jay Shepherd</u>
<p>SERVICE PROVIDER TYPE (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>	
Year Called to Bar	Completed Years Practising/Years of Relevant Experience
<input type="text" value="1980"/>	<input type="text" value="35"/>
For Consultant/Analyst: <input type="checkbox"/> CV attached	Hourly Rate: <input type="text" value="\$330"/>
<input type="checkbox"/> CV provided within previous 24 months	HST Rate Charged (enter %): <input type="text" value="13.0%"/>

Statement of Fees Being Claimed					
	Hours	Hourly Rate	Subtotal	HST	Total
Pre-hearing Conference					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
Technical Conference					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
Interrogatories					
Preparation	5.1	\$ 330.00	\$ 1,683.00	\$ 218.79	\$ 1,901.79
Responses	6.0	\$ 330.00	\$ 1,980.00	\$ 257.40	\$ 2,237.40
Issues Conference					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
ADR - Settlement Conference					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
Proposal Preparation		\$ 330.00	\$ -	\$ -	\$ -
Argument					
Preparation	32.5	\$ 330.00	\$ 10,725.00	\$ 1,394.25	\$ 12,119.25
Oral Hearing					
Preparation	26.5	\$ 330.00	\$ 8,745.00	\$ 1,136.85	\$ 9,881.85
Attendance	11.0	\$ 330.00	\$ 3,630.00	\$ 471.90	\$ 4,101.90
Other Conferences					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
Case Management					
		\$ 170.00	\$ -	\$ -	\$ -
TOTAL SERVICE PROVIDER FEES			\$ 26,763.00	\$ 3,479.19	\$ 30,242.19

**Ontario Energy Board
COST CLAIM FOR HEARINGS**



Detail of Fees and Disbursements Being Claimed

File # EB- 2014-0213

Process: Hydro One/Woodstock MAADs

Party: School Energy Coalition

Service Provider Name: Jay Shepherd

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:				\$ -
TOTAL DISBURSEMENTS:		\$ -	\$ -	\$ -

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



Ontario Energy Board COST CLAIM FOR HEARINGS



Detail of Fees and Disbursements Being Claimed

File # EB- <u>2014-0213</u>	Process: <u>Hydro One/Woodstock MAADs</u>
Party: <u>School Energy Coalition</u>	Service Provider Name: <u>Mark Rubenstein</u>
<p>SERVICE PROVIDER TYPE (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>	
Year Called to Bar	Completed Years Practising/Years of Relevant Experience
<u>2011</u>	<u>4</u>
For Consultant/Analyst: <input type="checkbox"/> CV attached	Hourly Rate: <u>\$170</u>
<input type="checkbox"/> CV provided within previous 24 months	HST Rate Charged (enter %): <u>13.0%</u>

Statement of Fees Being Claimed					
	Hours	Hourly Rate	Subtotal	HST	Total
Pre-hearing Conference					
Preparation		\$ 170.00	\$ -	\$ -	\$ -
Attendance		\$ 170.00	\$ -	\$ -	\$ -
Technical Conference					
Preparation		\$ 170.00	\$ -	\$ -	\$ -
Attendance		\$ 170.00	\$ -	\$ -	\$ -
Interrogatories					
Preparation		\$ 170.00	\$ -	\$ -	\$ -
Responses		\$ 170.00	\$ -	\$ -	\$ -
Issues Conference					
Preparation		\$ 170.00	\$ -	\$ -	\$ -
Attendance		\$ 170.00	\$ -	\$ -	\$ -
ADR - Settlement Conference					
Preparation		\$ 170.00	\$ -	\$ -	\$ -
Attendance		\$ 170.00	\$ -	\$ -	\$ -
Proposal Preparation		\$ 170.00	\$ -	\$ -	\$ -
Argument					
Preparation	7.9	\$ 170.00	\$ 1,343.00	\$ 174.59	\$ 1,517.59
Oral Hearing					
Preparation		\$ 170.00	\$ -	\$ -	\$ -
Attendance		\$ 170.00	\$ -	\$ -	\$ -
Other Conferences					
Preparation		\$ 170.00	\$ -	\$ -	\$ -
Attendance		\$ 170.00	\$ -	\$ -	\$ -
Case Management		\$ 170.00	\$ -	\$ -	\$ -
TOTAL SERVICE PROVIDER FEES			\$ 1,343.00	\$ 174.59	\$ 1,517.59

**Ontario Energy Board
COST CLAIM FOR HEARINGS**



Detail of Fees and Disbursements Being Claimed

File # EB- 2014-0213

Process: Hydro One/Woodstock MAADs

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:			\$ -
TOTAL DISBURSEMENTS:	\$ -	\$ -	\$ -

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



Date	Explanation	Lwyr	MR	JCS
20140731	Draft and file NOI, review evidence	JCS		0.4
20140902	Review PO#1 and scheduling	JCS		0.3
20140904	Draft revise and file IRs	JCS		3.7
20140911	Review interrogatories of others	JCS		0.7
20141007	Many emails	JCS		0.1
20141008	Various emails	JCS		0.1
20141010	Telephone call with Michael Harding, research, many emails	JCS		1.2
20141017	Many emails	JCS		0.1
20141021	Draft and file letter re hearing, many emails, review CCA letter	JCS		1.1
20141024	Review responses, many emails, instructions	JCS		0.6
20141027	Client reporting	JCS		0.3
20141126	Many emails	JCS		0.3
20141127	Many emails, review docs	JCS		0.7
20141128	Review PO#3 and scheduling, many emails	JCS		0.4
20141212	Many emails	JCS		0.2
20141218	emails/review documents/provide comments re: FOI issue regarding documents	MR	1.5	
20141218	Many emails, review Harding material	JCS		0.5
20141231	Many emails	JCS		0.1
20150101	Prepare for hearing	JCS		3.5
20150105	Many emails	JCS		0.2
20150106	Draft revise and send letter to Hydro One, many emails	JCS		1.4
20150107	Review Nettleton letter, many emails	JCS		0.6
20150108	emails/disc w JCS	MR	0.3	
20150108	Review CU's, many emails	JCS		0.6
20150109	Many emails, file letters, meeting with Mark Rubenstein re hearing strategy	JCS		0.7
20150111	Many emails, research	JCS		0.4
20150113	Prepare cross package, many emails	JCS		2.0
20150114	review Woodstock ltr/research re: 41(9) of MFIPA/disc w JCS	MR	0.8	
20150114	Complete and file compendium, prepare for hearing, many emails, review Rodgers letter	JCS		3.3
20150115	disc w JCS re: hearing strategy	MR	0.5	
20150115	Prepare, attend at hearing, many emails, additional research	JCS		6.1
20150116	review transcript	MR	1.0	
20150130	Review undertaking responses, various emails	JCS		0.3
20150204	Various emails	JCS		0.1
20150320	emails/review Bd Ltr	MR	0.3	
20150320	Review Board letter, many emails	JCS		0.2
20150430	Review board letter	JCS		0.1
20150506	Various emails	JCS		0.1
20150508	emails/review decision/consider and provide legal comment to JCS	MR	1.5	
20150508	Review decision, meeting with Mark Rubenstein	JCS		1.1

20150512	Review amendment request	JCS		0.2
20150520	Review Board letter, meeting with Mark Rubenstein	JCS		0.2
20150521	disc w JCS re: strategy/review letter/emails	MR	0.5	
20150521	Telephone call Mike Harding, meeting with Mark Rubenstein, draft and file letter	JCS		2.2
20150524	Review BLG letter	JCS		0.1
20150526	emails	MR	0.2	
20150526	Prepare for hearing, many emails	JCS		6.1
20150527	Attend at hearing and prepare, many emails	JCS		7.3
20150528	Review transcript	JCS		1.0
20150601	Many emails	JCS		0.1
20150603	Review undertaking reponses	JCS		0.6
20150605	Review evidence	JCS		1.2
20150607	Review transcripts	JCS		3.0
20150608	Review Harding argument, notes	JCS		1.1
20150609	Review evidence, argument outline	JCS		3.7
20150610	Drafting final argument, review arguments from others	JCS		9.9
20150611	Draft, finalize and file final argument, many emails	JCS		8.2
20150612	review submission	MR	0.4	
20150624	Review reply submissions, many emails	JCS		1.6
20150625	review reply arguments	MR	0.5	
20150721	Telephone call with Michael Handing, review materials	JCS		0.5
20150911	Review decision, Many emails	JCS		0.6
20150911	review decision	MR	0.4	
20150921	Review DRO, client report	JCS		1.0
			7.9	80.1