



Jay Shepherd

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BY EMAIL and RESS

January 6, 2016
Our File No. 20140182

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

Attn: Kirsten Walli, Board Secretary

Dear Ms. Walli:

Re: EB-2014-0182 – Union Burlington to Oakville – 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. Time spent on a motion filed by OGVG has been categorized under "Other Conferences".

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- **2014-0182**

Process: **Union Gas Burlington to Oakville**

Party: **School Energy Coalition**

Affiant's Name: **Jay Shepherd**

HST Number: **83673-5464-RT0001**

HST Rate Ontario: **13.00%**

Full Registrant ☒
Unregistered ☐
Other ☐

Qualifying Non-Profit ☐
Tax Exempt ☐

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 **January-06-16**.
(date)

Ontario Energy Board
COST CLAIM FOR HEARINGS



Affidavit and Summary of Fees and Disbursements

Commissioner for taking Affidavits

File # EB- 2014-0182

Process: Union Gas Burlington to Oakville

Party: School Energy Coalition

Summary of Fees and Disbursements Being Claimed

Legal/consultant/other fees	\$	13,583.00
Disbursements	\$	-
HST	\$	1,765.79
Total Cost Claim	\$	15,348.79

Payment Information

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

Send payment to this address: 2200 Yonge Street
Suite 1302
Toronto, Ontario
M4S2C6

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>2014-0182</u>	Process: <u>Union Gas Burlington to Oakville</u>
Party: <u>School Energy Coalition</u>	Service Provider Name: <u>Mark Rubenstein</u>

SERVICE PROVIDER TYPE (check one)	Year Called to Bar	Completed Years Practising/Years of Relevant Experience
Legal Counsel <input checked="" type="checkbox"/>	2011	4
Articling Student/Paralegal <input type="checkbox"/>		
Consultant <input type="checkbox"/>		Hourly Rate: \$170
Analyst <input type="checkbox"/>		
For Consultant/Analyst: <input type="checkbox"/> CV attached		HST Rate Charged (enter %): 13.0%
<input type="checkbox"/> CV provided within previous 24 months		

Statement of Fees Being Claimed					
	Hours	Hourly Rate	Subtotal	HST	Total
Pre-hearing Conference					
Preparation		\$ 170.00	\$ -	\$ -	\$ -
Attendance		\$ 170.00	\$ -	\$ -	\$ -
Technical Conference					
Preparation	2.9	\$ 170.00	\$ 493.00	\$ 64.09	\$ 557.09
Attendance		\$ 170.00	\$ -	\$ -	\$ -
Interrogatories					
Preparation	19.7	\$ 170.00	\$ 3,349.00	\$ 435.37	\$ 3,784.37
Responses	8.9	\$ 170.00	\$ 1,513.00	\$ 196.69	\$ 1,709.69
Issues Conference					
Preparation		\$ 170.00	\$ -	\$ -	\$ -
Attendance		\$ 170.00	\$ -	\$ -	\$ -
ADR - Settlement Conference					
Preparation		\$ 170.00	\$ -	\$ -	\$ -
Attendance		\$ 170.00	\$ -	\$ -	\$ -
Proposal Preparation		\$ 170.00	\$ -	\$ -	\$ -
Argument					
Preparation	18.2	\$ 170.00	\$ 3,094.00	\$ 402.22	\$ 3,496.22
Oral Hearing					
Preparation	18.2	\$ 170.00	\$ 3,094.00	\$ 402.22	\$ 3,496.22
Attendance	10.0	\$ 170.00	\$ 1,700.00	\$ 221.00	\$ 1,921.00
Other Conferences					
Preparation	2.0	\$ 170.00	\$ 340.00	\$ 44.20	\$ 384.20
Attendance		\$ 170.00	\$ -	\$ -	\$ -
Case Management		\$ 170.00	\$ -	\$ -	\$ -
TOTAL SERVICE PROVIDER FEES			\$ 13,583.00	\$ 1,765.79	\$ 15,348.79

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



File # EB- 2014-0182

Process: Union Gas Burlington to Oakville

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	Hours
20150106	prelim review of application/draft and file Nol	MR	2.00
20150107	review evidence	MR	0.30
20150202	review application	MR	1.60
20150219	emails/review PO	MR	0.20
20150226	review Union letter/emails	MR	0.20
20150310	emails/review Issues List decision	MR	0.10
20150311	review application/draft IRs/review other parties IRs/research	MR	3.00
20150312	draft cover letter/edit, finalize and file IRs/review other parties IRs/emails	MR	0.60
20150326	preliminary review of IRRs	MR	1.00
20150406	review OGVC motion	MR	0.30
20150407	review CME Ltr	MR	0.10
20150408	review APPrO Sub	MR	0.20
20150409	emails	MR	0.10
20150414	emails/review updaed IRRs	MR	0.30
20150423	review CME and APPrO Sub	MR	0.30
20150430	review Union motion response/emails	MR	0.30
20150508	review OGVC reply	MR	0.20
20150511	emails/review corr	MR	0.30
20150513	emails/review Motion decision and PO	MR	0.30
20150515	emails	MR	0.20
20150516	emails	MR	0.30
20150521	emails	MR	0.10
20150522	preliminary review of transcript	MR	0.30
20150525	review technical conference transcript/emails	MR	2.00
20150526	review UR responses	MR	0.30
20150529	review corr from CME/emails	MR	0.20
20150603	emails	MR	0.20
20150607	emails	MR	0.20
20150608	review OGVC draft evidence/emails	MR	1.50
20150612	review Union Ltr/emails w parties/review CME Ltr to Board/review CME Ltr to TCPOL/review TCPL application NEB information re: Golden Ho	MR	3.00
20150616	review Union Ltr	MR	0.10
20150617	review PO/emails	MR	0.20
20150618	brief update JCS	MR	0.10
20150619	review Union Corr	MR	0.20
20150629	review OGVC evidence/emails	MR	1.00
20150709	review Staff IRs	MR	0.20
20150720	review OGVC IR responses	MR	1.00
20150722	review Union corr	MR	0.10
20150723	review Bd corr	MR	0.10
20150731	preliminary review reply evidence	MR	0.50

20150817	review reply evidence/emails/research/draft IRs/draft cover letter/finalize and file/review other parties IRs	MR	4.00
20150818	emails/meeting w D. Quinn/p. call w. D. Quinn/disc w JCS/p.call w M. Millar	MR	1.20
20150827	emails/review of IR responses on reply evidence	MR	1.00
20150830	emails	MR	0.20
20150831	emails/p. call w D.Quinn	MR	1.40
20150901	emails/meeting w. D. Quinn/disc w JCS/review updated IRRs/draft Ltr/p. call w. D. Quinn	MR	2.50
20150902	emails/edit, finalize and file ltr/p. call w T. Brett	MR	1.20
20150903	emails/review Union and FRPO Ltrs	MR	0.20
20150904	emails/review Union Ltr	MR	0.10
20150910	review PO/emails	MR	0.20
20150914	consider issues re: hearing	MR	1.20
20150916	review materials/prepare for hearing	MR	1.00
20150917	emails/p.call w D.Quinn	MR	0.50
20150918	emails/p. call w. R. Aiken/review issues discussed with R. Aiken	MR	1.20
20150920	review materials/prepare for hearing	MR	2.60
20150921	emails/p.call w D.Quinn/conv w M. Millar	MR	0.60
20150922	emails/prepare for hearing/review recently filed Gas Supply Memorandum for relevance	MR	3.60
20150923	emails/p.call w Zora/prepare for hearing/draft cross-examination/review FRPO comp/prepare compendium/p. call w. D. Quinn	MR	4.40
20150924	attend hearing	MR	7.00
20150924	review transcript/prepare for day 2/revise cross	MR	1.40
20150925	attend hearing/disc w parties	MR	3.00
20150929	emails/p. call w R.Aiken	MR	0.50
20151001	Review undertaking responses/email	MR	1.10
20151002	Review Union A&C	MR	0.70
20151006	Review transcripts/emails/consider positions	MR	2.60
20151007	Review materials/draft argument	MR	4.10
20151008	Emails/review materials/draft argument	MR	1.00
20151009	Emails	MR	0.20
20151010	Emails/review FRPo draft argument	MR	0.80
20151011	Emails/draft argument	MR	1.20
20151012	Emails/review LPMA argument	MR	0.50
20151013	Emails/edit argument	MR	1.40
20151016	Finalize and file argument/emails/review other parties argument	MR	2.10
20151026	Emails re:wording	MR	0.50
20151027	Emails	MR	0.40
20151030	Emails/Review Reply Argument	MR	0.60
20151216	emails/review decision	MR	0.50
			79.90