



Jay Shepherd

Professional Corporation
2200 Yonge Street,
Suite 1302
Toronto, Ontario M4S 2C6

BY EMAIL and RESS

July 8, 2016
Our File No. 20140105

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

Attn: Kirsten Walli, Board Secretary

Dear Ms. Walli:

Re: EB-2014-0105 – Ottawa River 2015 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 counsel Jay Shepherd had carriage of this matter. Although this is a relatively small LDC, the case was a difficult one in a number of respects. However, all issues but one eventually settled. That issue went to a contested oral hearing, and resulted in detailed arguments and a decision by the Board. Thus, the time spent by SEC to deal with this matter, while higher than we would normally expect, was actually low relative to the problems that arose in the case.

We note that additional time was spent after June 3rd monitoring the problems associated with the rate order, but SEC has not included that time in the cost claim.

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- 2014-0105	Process:	Ottawa River 2015 Rates
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, **Mark Rubenstein**, 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 **Friday, July 8, 2016**.
(date)

Ontario Energy Board
COST CLAIM FOR HEARINGS



Affidavit and Summary of Fees and Disbursements

Commissioner for taking Affidavits

File # EB- 2014-0105 **Process:** Ottawa River 2015 Rates

Party: School Energy Coalition

Summary of Fees and Disbursements Being Claimed

Legal/consultant/other fees	\$	24,288.00
Disbursements	\$	-
HST	\$	3,157.44
Total Cost Claim	\$	27,445.44

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>2014-0105</u>	Process: <u>Ottawa River 2015 Rates</u>
Party: <u>School Energy Coalition</u>	Service Provider Name: <u>Jay Shepherd</u>

SERVICE PROVIDER TYPE (check one)	Year Called to Bar	Completed Years Practising/Years of Relevant Experience
Legal Counsel <input checked="" type="checkbox"/>	1980	36
Articling Student/Paralegal <input type="checkbox"/>		
Consultant <input type="checkbox"/>		Hourly Rate: \$330
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		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
Technical Conference					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
Interrogatories					
Preparation	12.0	\$ 330.00	\$ 3,960.00	\$ 514.80	\$ 4,474.80
Responses	3.0	\$ 330.00	\$ 990.00	\$ 128.70	\$ 1,118.70
Issues Conference					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
ADR - Settlement Conference					
Preparation	5.1	\$ 330.00	\$ 1,683.00	\$ 218.79	\$ 1,901.79
Attendance	13.2	\$ 330.00	\$ 4,356.00	\$ 566.28	\$ 4,922.28
Proposal Preparation	9.3	\$ 330.00	\$ 3,069.00	\$ 398.97	\$ 3,467.97
Argument					
Preparation	15.5	\$ 330.00	\$ 5,115.00	\$ 664.95	\$ 5,779.95
Oral Hearing					
Preparation	10.5	\$ 330.00	\$ 3,465.00	\$ 450.45	\$ 3,915.45
Attendance	5.0	\$ 330.00	\$ 1,650.00	\$ 214.50	\$ 1,864.50
Other Conferences					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
Case Management		\$ 170.00	\$ -	\$ -	\$ -
TOTAL SERVICE PROVIDER FEES			\$ 24,288.00	\$ 3,157.44	\$ 27,445.44

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



File # EB- 2014-0105

Process: Ottawa River 2015 Rates

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



Date	Explanation	Lwyr	Hours
20151130	Review application, Notice of Intervention, Many emails	JCS	1.20
20151215	Review PO #1 and scheduling, Review meeting summary	JCS	0.50
20151230	Review staff IRs	JCS	0.80
20160105	Review evidence	JCS	2.90
20160106	Review evidence, Comparison Spreadsheet	JCS	3.70
20160107	Drafting and filing interrogatories, Various emails	JCS	2.70
20160201	Review Issues list, Many emails	JCS	0.20
20160206	Review IR Response	JCS	3.00
20160208	Prep for ADR	JCS	4.10
20160209	Attend at ADR, Many emails, Review affiliate financial statement	JCS	4.80
20160210	Many emails, Review continuity schedule, Attend at ADR	JCS	6.80
20160211	Many emails	JCS	0.20
20160217	Many emails	JCS	0.30
20160218	Review draft documents	JCS	1.00
20160220	Various emails	JCS	0.10
20160222	Review & edit settlement agreement, Many emails	JCS	2.10
20160223	Many emails	JCS	0.20
20160224	Many emails	JCS	0.10
20160301	Many emails	JCS	0.20
20160302	Review draft, Many emails, Telephone call with John Vellone, Review staff comments	JCS	1.10
20160303	Many emails, Review new draft	JCS	1.30
20160304	Many emails, Telephone call with Michael Janigan & staff	JCS	0.70
20160308	Many emails	JCS	0.40
20160309	Many emails	JCS	0.20
20160314	Intervenor call, Review ADR notes, Many emails, Settlement call, Review new draft & spreadsheets, Reply	JCS	3.40
20160315	Many emails, Final Signoff	JCS	0.60
20160318	Review PO# 2 & Scheduling	JCS	0.20
20160324	Various emails	JCS	0.10
20160326	Preliminary review of new evidence, Email of concerns	JCS	1.40
20160327	Review evidence package, Notes for cross	JCS	3.30
20160329	Many emails, Hearing Prep	JCS	0.70
20160330	Prepare and file, Cross compendium, many emails, Hearing Prep, Review hearing plan	JCS	3.20
20160331	Attend at oral hearing, Prep, Many emails, Review Staff Compendium	JCS	6.10
20160401	Hearing Prep	JCS	0.50
20160402	Review transcripts	JCS	1.50
20160403	Draft & file final argument, Review evidence	JCS	4.80
20160406	Review VECC argument	JCS	0.50
20160413	Review Reply, Many emails	JCS	1.20
20160414	Further review, Various emails	JCS	0.30
20160512	Review decision, Many emails	JCS	1.00

20160526	Detailed review of DRO, Draft and file comments, Many emails, Telephone call with John, Telephone call with Maureen	JCS	4.60	
20160527	Many emails	JCS	0.30	
20160530	Many emails	JCS	0.20	
20160531	Review DRO materials, Conference call, Many emails, Review PO# 3	JCS	0.80	
20160603	Telephone call with Maureen Helt, Review DRO	JCS	0.30	
			73.60	
				24288
				27445