



Jay Shepherd

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

BY EMAIL and RESS

September 7, 2016
Our File No. 20150089

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

Attn: Kirsten Walli, Board Secretary

Dear Ms. Walli:

Re: EB-2015-0089 – Milton 2016 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, which was partially settled. A two day hearing and complex argument on the two unsettled issues followed. Time spent by Mark Rubenstein to assist has not been included. We also note that time spent relating to the DRO has been included under the heading "Other Conferences". Although SEC does not normally claim disbursements, in this case it was necessary to go to specialized printers to print copies of blueprints and other material. That amount, and the receipt for it, have been included in the 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-	2015-0089	Process:	Milton 2016 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, 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 September 8, 2016.
(date)

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



Commissioner for taking Affidavits

File # EB- 2015-0089 **Process:** Milton 2016 Rates

Party: School Energy Coalition

Summary of Fees and Disbursements Being Claimed

Legal/consultant/other fees	\$	35,508.00
Disbursements	\$	367.20
HST	\$	4,663.78
Total Cost Claim	\$	40,538.98

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- 2015-0089

Process: Milton 2016 Rates

Party: School Energy Coalition

Service Provider Name: Jay Shepherd

SERVICE PROVIDER TYPE (check one)

- Legal Counsel ☒
- Articling Student/Paralegal ☐
- Consultant ☐
- Analyst ☐

Year Called to Bar

1980

Completed Years Practising/Years of Relevant Experience

36

Hourly Rate: \$330

For Consultant/Analyst: ☐ CV attached

☐ CV provided within previous 24 months

HST Rate Charged (enter %): 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	12.3	\$ 330.00	\$ 4,059.00	\$ 527.67	\$ 4,586.67
Responses	3.7	\$ 330.00	\$ 1,221.00	\$ 158.73	\$ 1,379.73
Issues Conference					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
ADR - Settlement Conference					
Preparation	9.7	\$ 330.00	\$ 3,201.00	\$ 416.13	\$ 3,617.13
Attendance	11.7	\$ 330.00	\$ 3,861.00	\$ 501.93	\$ 4,362.93
Proposal Preparation	4.8	\$ 330.00	\$ 1,584.00	\$ 205.92	\$ 1,789.92
Argument					
Preparation	38.3	\$ 330.00	\$ 12,639.00	\$ 1,643.07	\$ 14,282.07
Oral Hearing					
Preparation	15.7	\$ 330.00	\$ 5,181.00	\$ 673.53	\$ 5,854.53
Attendance	8.2	\$ 330.00	\$ 2,706.00	\$ 351.78	\$ 3,057.78
Other Conferences					
Preparation	3.2	\$ 330.00	\$ 1,056.00	\$ 137.28	\$ 1,193.28
Attendance		\$ 330.00	\$ -	\$ -	\$ -
Case Management		\$ 170.00	\$ -	\$ -	\$ -
TOTAL SERVICE PROVIDER FEES			\$ 35,508.00	\$ 4,616.04	\$ 40,124.04

Ontario Energy Board
COST CLAIM FOR HEARINGS



Detail of Fees and Disbursements Being Claimed

File # EB- 2015-0089

Process: Milton 2016 Rates

Party: School Energy Coalition

Service Provider Name: Jay Shepherd

Statement of Disbursements Being Claimed			
	Net Cost	HST	Total
Scanning/Photocopy			\$ -
Printing	\$ 367.20	\$ 47.74	\$ 414.94
Courier			\$ -
Telephone/Fax			\$ -
Transcripts			\$ -
Travel: Air			\$ -
Travel: Car			\$ -
Travel: Rail			\$ -
Travel (Other):			\$ -
Parking			\$ -
Taxi			\$ -
Accommodation			\$ -
Meals			\$ -
Other:			\$ -
Other:			\$ -
Other:			\$ -
TOTAL DISBURSEMENTS:	\$ 367.20	\$ 47.74	\$ 414.94

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



Date	Explanation	Lwyr	Hours
20150928	Many emails	JCS	0.2
20151109	Review PO #1 and scheduling	JCS	0.3
20151111	Review evidence	JCS	1.8
20151113	Review evidence	JCS	2.0
20151116	Prep for presentation day	JCS	1.3
20151117	Attend at presentation day, Many emails	JCS	1.4
20151127	Draft and file interrogatories	JCS	3.5
20151128	Complete and file interrogatories	JCS	1.8
20151212	Review capital plans	JCS	2.0
20151218	Review IR responses, Various emails	JCS	0.8
20160104	Many emails	JCS	0.3
20160106	Review PO#2 and scheduling	JCS	0.2
20160111	Many emails	JCS	0.1
20160112	Many emails, Review Issues List	JCS	0.3
20160118	Review further material	JCS	1.0
20160119	Many emails	JCS	0.2
20160120	Review issues list decision, Many emails	JCS	0.2
20160122	ADR Prep	JCS	3.3
20160123	Many emails, Review new material	JCS	1.0
20160124	Prep for ADR	JCS	4.0
20160125	Attend at ADR, Many emails	JCS	6.3
20160126	Attend at ADR, Many emails	JCS	5.4
20160204	Initial review draft agreement, Many emails	JCS	0.4
20160208	Review & provide comments, Many emails	JCS	2.6
20160209	Many emails, Review new material	JCS	0.6
20160210	Review bill impact models	JCS	0.6
20160217	Review staff submission, Various emails	JCS	0.2
20160218	Many emails	JCS	0.3
20160222	Various emails	JCS	0.1
20160301	Review PO# 3 and Scheduling	JCS	0.3
20160311	Many emails	JCS	0.3
20160312	Review VECC material	JCS	0.1
20160314	Review evidence, Draft & File letter, Many emails	JCS	1.1
20160316	Many emails, Review staff table	JCS	0.6
20160317	Many emails, Review Milton letter, Draft & send letter, Hearing Prep	JCS	2.3
20160318	Review PO# 5 & Scheduling, Many emails	JCS	0.3
20160324	Various emails	JCS	0.1
20160325	Many emails, Trial Prep	JCS	0.3
20160326	Review new material, Email Re: Instructions	JCS	0.4
20160329	Many emails, Prep for hearing, Review Info Req	JCS	3.0
20160331	Review hearing plan, Many emails	JCS	0.2
20160401	Many emails, Review Sentinel Proposal, Review Presentations	JCS	1.4
20160402	Review EP Compendium	JCS	0.5
20160403	Prep for hearing	JCS	1.8
20160404	Attend at hearing, Prep for day 2, Panel 2 Compendium, Many emails	JCS	9.3
20160405	Attend at hearing, Many emails	JCS	1.9
20160406	Review transcript, Verify drawing scale, Many emails	JCS	2.5
20160407	Many emails	JCS	0.4

20160408	Many emails	JCS	0.2
20160411	Many emails, Review evidence	JCS	2.1
20160412	Many emails, Telephone call with Jamie, Draft & file letter	JCS	1.8
20160413	Review transcripts, Review undertaking responses, Many emails, Review	JCS	3.4
20160414	Outline & drafting, Review evidence, Many emails	JCS	4.0
20160415	Initial draft & circulate, Many emails, Premises plan analysis, Review EP	JCS	6.6
20160416	Many emails	JCS	0.4
20160417	Review Energy Probe Draft, Many emails	JCS	1.1
20160418	Many emails, Review drafts, Spreadsheets	JCS	3.4
20160419	Continued drafting, revising and finalizing argument, Review submissions of	JCS	9.2
20160420	Many emails	JCS	0.1
20160428	Review Reply Arguments	JCS	1.1
20160728	Review decision, Client report	JCS	2.0
20160809	Review letter, Draft and file letter to Board, Various emails	JCS	0.9
20160812	Review DRO, Client analysis	JCS	1.3
20160814	Review additional material	JCS	0.1
20160815	Review Energy Probe submission, Various emails	JCS	0.4
20160819	Review staff submissions,	JCS	0.2
20160822	Review updated DRO	JCS	0.3
			107.6

35508.0

4616.0

40124.0

EXPENSES

	Charge	Tax	Total
20160329 Printing	\$367.20	\$47.74	\$414.94

\$40,538.98



MILTON HYDRO
Invoice 081051051

Account: C081
Date: March 29, 2016

Ordered By: Saba Parkar
Phone: (416) 483-3300
Customer PO:

Sold To: Branch 081 - Cash
Attn: Saba Parkar

Pick Up: SAME

Job Name: Drawings

Item	1-Sided	2-Sided	Quantity	Description	HST	Job Price
A	1		1	File processing - pre-flight, virus scan, temp storage	X	\$3.90
/ File Handling:						
B	3		10	6 B-W & 4 Colour posters on 20lb	X	\$363.30
/ Posters: / Paper Other: 22 x 34/ Trim: / CMYK: / Large FMT Media:						

Branch Contact: Christina Stark
Address: 2200 Yonge Street
2nd Flr. - Concourse Level
Toronto, ON, M4S 2C6
Phone: 416-482-2260

Net Sales	\$367.20
Shipping	\$0.00
Sub Total	\$367.20
HST	\$47.74
Total Price	\$414.94
Deposit/Pmt	\$414.94
CAD Amount Due	\$0.00

PMT VI - **** 8888 03/29/16 \$414.94