



Jay Shepherd

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

BY EMAIL and RESS

January 18, 2017
Our File No. 20150275

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

Attn: Kirsten Walli, Board Secretary

Dear Ms. Walli:

Re: EB-2015-0275 – IESO 2016 Fees – 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 that counsel Mark Rubenstein took the lead on this matter, in which most issues were settled. This cost claim includes two hourly breakdowns for Mr. Rubenstein, because in September 2016 he reached six years' experience before the Board. Hours after September have been included at the \$230 rate.

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-	2015-0275	Process:	IESO 2016 Fees
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 **January 19, 2017**.
(date)

Commissioner for taking Affidavits

Ontario Energy Board
COST CLAIM FOR HEARINGS



Affidavit and Summary of Fees and Disbursements

File # EB- 2015-0275

Process: IESO 2016 Fees

Party: School Energy Coalition

Summary of Fees and Disbursements Being Claimed

Legal/consultant/other fees	\$	11,928.00
Disbursements	\$	-
HST	\$	1,550.64
Total Cost Claim	\$	13,478.64

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



Detail of Fees and Disbursements Being Claimed

File # EB- <u>2015-0275</u>	Process: <u>IESO 2016 Fees</u>
Party: <u>School Energy Coalition</u>	Service Provider Name: <u>Mark Rubenstein</u>
SERVICE PROVIDER TYPE (check one)	Year Called to Bar
<input checked="" type="checkbox"/> Legal Counsel <input type="checkbox"/> Articling Student/Paralegal <input type="checkbox"/> Consultant <input type="checkbox"/> Analyst	<u>2011</u>
Completed Years Practising/Years of Relevant Experience	<u>5</u>
Hourly Rate:	<u>\$170</u>
For Consultant/Analyst:	HST Rate Charged (enter %):
<input type="checkbox"/> CV attached <input type="checkbox"/> CV provided within previous 24 months	<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	13.8	\$ 170.00	\$ 2,346.00	\$ 304.98	\$ 2,650.98
Responses	7.6	\$ 170.00	\$ 1,292.00	\$ 167.96	\$ 1,459.96
Issues Conference					
Preparation		\$ 170.00	\$ -	\$ -	\$ -
Attendance		\$ 170.00	\$ -	\$ -	\$ -
ADR - Settlement Conference					
Preparation	10.8	\$ 170.00	\$ 1,836.00	\$ 238.68	\$ 2,074.68
Attendance	20.5	\$ 170.00	\$ 3,485.00	\$ 453.05	\$ 3,938.05
Proposal Preparation	3.8	\$ 170.00	\$ 646.00	\$ 83.98	\$ 729.98
Argument					
Preparation		\$ 170.00	\$ -	\$ -	\$ -
Oral Hearing					
Preparation		\$ 170.00	\$ -	\$ -	\$ -
Attendance		\$ 170.00	\$ -	\$ -	\$ -
Other Conferences					
Preparation		\$ 170.00	\$ -	\$ -	\$ -
Attendance		\$ 170.00	\$ -	\$ -	\$ -
Case Management		\$ 170.00	\$ -	\$ -	\$ -
TOTAL SERVICE PROVIDER FEES			\$ 9,605.00	\$ 1,248.65	\$ 10,853.65

**Ontario Energy Board
COST CLAIM FOR HEARINGS**



Detail of Fees and Disbursements Being Claimed

File # EB- 2015-0275

Process: IESO 2016 Fees

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

File # EB- <u>2015-0275</u>	Process: <u>IESO 2016 Fees</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"/>	<input type="text" value="2011"/>	<input type="text" value="6"/>
Articling Student/Paralegal <input type="checkbox"/>		
Consultant <input type="checkbox"/>		
Analyst <input type="checkbox"/>		
For Consultant/Analyst: <input type="checkbox"/> CV attached		Hourly Rate: <input type="text" value="\$230"/>
<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		\$ 230.00	\$ -	\$ -	\$ -
Attendance		\$ 230.00	\$ -	\$ -	\$ -
Technical Conference					
Preparation		\$ 230.00	\$ -	\$ -	\$ -
Attendance		\$ 230.00	\$ -	\$ -	\$ -
Interrogatories					
Preparation		\$ 230.00	\$ -	\$ -	\$ -
Responses		\$ 230.00	\$ -	\$ -	\$ -
Issues Conference					
Preparation		\$ 230.00	\$ -	\$ -	\$ -
Attendance		\$ 230.00	\$ -	\$ -	\$ -
ADR - Settlement Conference					
Preparation		\$ 230.00	\$ -	\$ -	\$ -
Attendance		\$ 230.00	\$ -	\$ -	\$ -
Proposal Preparation		\$ 230.00	\$ -	\$ -	\$ -
Argument					
Preparation	10.1	\$ 230.00	\$ 2,323.00	\$ 301.99	\$ 2,624.99
Oral Hearing					
Preparation		\$ 230.00	\$ -	\$ -	\$ -
Attendance		\$ 230.00	\$ -	\$ -	\$ -
Other Conferences					
Preparation		\$ 230.00	\$ -	\$ -	\$ -
Attendance		\$ 230.00	\$ -	\$ -	\$ -
Case Management					
Preparation		\$ 170.00	\$ -	\$ -	\$ -
TOTAL SERVICE PROVIDER FEES			\$ 2,323.00	\$ 301.99	\$ 2,624.99

Ontario Energy Board
COST CLAIM FOR HEARINGS



Detail of Fees and Disbursements Being Claimed

File # EB- 2015-0275

Process: IESO 2016 Fees

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:		\$ -	\$ -	\$ -

Date	Explanation	Lwyr	Hours
20150909	emails/p. call w A. Pye	MR	0.2
20150910	emails/conference call w IESO and CME	MR	0.3
20150915	email	MR	0.1
20151102	Review letter	MR	0.1
20160218	preliminary review of application/review notice/emails	MR	0.5
20160222	prelim review of application/draft and file Notice of Intervention/emails	MR	1.8
20160304	emails	MR	0.1
20160308	emails	MR	0.1
20160309	conf call w CME and IESO/review draft issues list	MR	0.5
20160331	emails/prelim review package of new material/review evidence	MR	1.7
20160412	emails	MR	0.1
20160418	emails/review PO	MR	0.2
20160419	email	MR	0.2
20160513	emails/review updated evidence	MR	0.7
20160518	emails/review PO	MR	0.2
20160526	review submissions on issues list/emails	MR	0.5
20160531	review issues list reply	MR	0.2
20160601	review BOMA Ltr	MR	0.1
20160615	email/review HQEM letter	MR	0.2
20160617	emails/review PO and issues list decision	MR	0.3
20160621	review evidence/draft lrs	MR	2.5
20160626	review evidence/draft IRs/draft cover letter/review record from previous cases regarding metric and performance	MR	2.5
20160630	finalize and file IRs/review other parties IRs/emails	MR	0.7
20160701	emails	MR	0.1
20160705	emails	MR	0.1
20160725	emails/preliminary review of IRR	MR	0.9
20160726	emails/review HQEM correspondence	MR	0.1
20160728	email	MR	0.1
20160805	Emails	MR	0.1
20160808	emails	MR	0.3
20160811	emails	MR	0.1
20160812	emails/review IRR/research responses on fee design raised by exporters	MR	5.8
20160815	review IRR/prepare for settlement confernece	MR	3.6
20160816	prepare for settlement confernece	MR	0.7
20160817	attend settlement conference	MR	7.9
20160817	prepare for day 2/review materials	MR	2.6
20160818	attend settlement conference/emails	MR	8.2
20160819	emails/review document BOMA distributed to intervenors/p. call w intervenors/prepare counter offer to present/conference call with all	MR	1.9
20160822	email	MR	0.3
20160823	conference call w all parties/draft summary notes to all intervenors and circulate/emails	MR	2.1
20160824	emails/review IESO material emailed/p. call w. Rudra/conf call w intervenors	MR	1.7
20160825	conference call w intervenors/multiple conference calls with all parties/emails/p. call w. B. Yauch	MR	2.3
20160826	email/review IESO ltr	MR	0.2
20160829	emails/review Bd ltr	MR	0.2
20160831	emails/p. call w. A. Pye	MR	0.2
20160901	review and provide edits and comments on settlement proposals/emails	MR	1.2
20160902	many emails re: BOMA	MR	0.6

20160906	emails re: BOMA/consolidate comments and edits and provide to IESO	MR	0.5	
20160907	emails/review second draft and provide edit/sign off/review final version and corr from IESO	MR	0.6	
20160921	email/bd letter	MR	0.1	
20160923	review APPRO & HQEM letter	MR	0.1	
20160928	review PO	MR	0.1	
20161011	review argument-in-chief/emails/consider issues	MR		1.2
20161012	p call w. A. Pye/review materials re: disputed issues/draft sub	MR		4.4
20161014	finalize submission/review other parties sub/emails	MR		1.2
20161021	review reply arg	MR		1.1
20161201	review decision/emails	MR		0.5
20161215	emails/review PO	MR		0.1
20161220	review evidence update re: rate/emails/draft brief comments/file comments/review other parties comments	MR		1.2
20161222	email/review reply comments	MR		0.2
20161229	review decision on rate order	MR		0.2
			56.5	10.1

9605 2323
2323
11928
1550.64
13478.64