



BY EMAIL and RESS

Jay Shepherd
jay@shepherdrubenstein.com
Direct: 416-804-2767

September 11, 2017
Our File No. 20170091

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

Attn: Kirsten Walli, Board Secretary

Dear Ms. Walli:

Re: EB-2017-0091 – Union Gas 2016 DV/ESM – 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 Mark Rubenstein took carriage of this matter, which included a successful ADR with settlement of all issues. Time spent by Jay Shepherd has not been claimed.

All of which is respectfully submitted.

Yours very truly,
JAY SHEPHERD P. C.

A handwritten signature in black ink, appearing to read "Jay Shepherd", is written over a light blue rectangular background.

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- <u>2017-0091</u>	Process: <u>Union Gas 2016 DV/ESM</u>
Party: <u>School Energy Coalition</u>	Affiant's Name: <u>Jay Shepherd</u>
HST Number: <u>83673-5464-RT0001</u>	HST Rate Ontario: <u>13.00%</u>
Full Registrant ☒	Qualifying Non-Profit ☐
Unregistered ☐	Tax Exempt ☐
Other ☐	

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 12, 2017.
(date)

Commissioner for taking Affidavits

Ontario Energy Board
COST CLAIM FOR HEARINGS



Affidavit and Summary of Fees and Disbursements

File # EB- 2017-0091

Process: Union Gas 2016 DV/ESM

Party: School Energy Coalition

Summary of Fees and Disbursements Being Claimed

Legal/consultant/other fees	\$	4,216.00
Disbursements	\$	-
HST	\$	548.08
Total Cost Claim	\$	4,764.08

Payment Information

Make cheque payable to: Shepherd Rubenstein 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>2017-0091</u>	Process: <u>Union Gas 2016 DV/ESM</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 ☒	2011	5
Articling Student/Paralegal ☐		
Consultant ☐		
Analyst ☐		
For Consultant/Analyst: ☐ CV attached		Hourly Rate: <u>\$170</u>
☐ 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	3.0	\$ 170.00	\$ 510.00	\$ 66.30	\$ 576.30
Responses	3.2	\$ 170.00	\$ 544.00	\$ 70.72	\$ 614.72
Issues Conference					
Preparation		\$ 170.00	\$ -	\$ -	\$ -
Attendance		\$ 170.00	\$ -	\$ -	\$ -
ADR - Settlement Conference					
Preparation	5.4	\$ 170.00	\$ 918.00	\$ 119.34	\$ 1,037.34
Attendance	9.1	\$ 170.00	\$ 1,547.00	\$ 201.11	\$ 1,748.11
Proposal Preparation	4.1	\$ 170.00	\$ 697.00	\$ 90.61	\$ 787.61
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			\$ 4,216.00	\$ 548.08	\$ 4,764.08

Ontario Energy Board

COST CLAIM FOR HEARINGS



Detail of Fees and Disbursements Being Claimed

File # EB- 2017-0091

Process: Union Gas 2016 DV/ESM

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
20170518	review notice/draft and files Nofl/emails	MR	0.3
20170524	emails	MR	0.2
20170613	review application/draft IRs	MR	2.0
20170616	edit, finalize and file IRs	MR	0.5
20170619	emails/review parties' IRs	MR	0.2
20170627	emails	MR	0.1
20170630	emails w DQ re: PDO issue	MR	0.1
20170701	email	MR	0.1
20170703	emails from IM re: PDO, review material in prep for conference call	MR	1.1
20170704	review further materials in prep for conf call/attend conf w DQ and IM, LV/emails	MR	1.8
20170716	emails/review IRR/prepare for settlement conference	MR	4.2
20170717	attend settlement conference/prepare for day 2	MR	5.5
20170718	attend settlement conference	MR	4.6
20170724	review settlement agreement, provide comments and edits/emails/review other parties comments and edits	MR	1.5
20170725	emails/further review/review other parties comments and edits	MR	0.6
20170728	emails/review parties changes/sign off	MR	0.3
20170801	emails/review finalized settlement proposal	MR	0.2
20170803	emails	MR	0.2
20170809	emails/review Staff submission	MR	0.2
20170815	emails/review Union Ltr	MR	0.2
20170824	review decision and PO/emails	MR	0.3
20170825	emails/review revised proposal	MR	0.3
20170829	email/review corr	MR	0.1
20170831	review decision/emails	MR	0.2
			24.8