



BY EMAIL and RESS

Mark Rubenstein
mark@shepherdrubenstein.com
Dir. 647-483-0113

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

February 20, 2018
Our File: EB20170032

Attn: Kirsten Walli, Board Secretary

Dear Ms. Walli:

Re: EB-2017-0032 – Centre-Wellington Hydro 2018 – Revised Cost Claim

We are counsel for the School Energy Coalition (“SEC”). Enclosed, please find SEC’s revised cost claim in this matter, on the Board’s form and including docket detail.

The only change in the revised cost claim is a correction of the categorization of time dockets on the Board’s cost claim form. The total hours and amount claimed remain the same. We have allocated 0.6 hours to ‘Argument’ for reviewing Board’s Staff submissions on the settlement proposal and to review the Board’s decision, since there is no specific category that describes these important elements of the proceeding.

Yours very truly,

Shepherd Rubenstein P.C.

Original signed by

Mark Rubenstein

cc: Wayne McNally, SEC (by email)
Applicant (by email)

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>EB-2017-0032</u>	Process: <u>Centre Wellington 2018</u>
Party: <u>School Energy Coalition</u>	Affiant's Name: <u>Mark Rubenstein</u>
HST Number: <u>83673-5464-RT0001</u>	HST Rate Ontario: <u>13.00%</u>
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 February 20 2018.
(date)

Commissioner for taking Affidavits

Ontario Energy Board
COST CLAIM FOR HEARINGS



Affidavit and Summary of Fees and Disbursements

File # EB-2017-0032 Process: Centre Wellington 2018

Party: School Energy Coalition

Summary of Fees and Disbursements Being Claimed

Legal/consultant/other fees	\$	12,794.00
Disbursements	\$	-
HST	\$	1,663.22
Total Cost Claim	\$	14,457.22

Payment Information

Make cheque payable to: Shepherd Rubenstein Professional Corporation, in tr

Send payment to this address: 2200 Yonge Street

Suite 1302

Toronto, ON

M4S 2C6

Ontario Energy Board COST CLAIM FOR HEARINGS



Detail of Fees and Disbursements Being Claimed

File # EB- <u>EB-2017-0032</u>	Process: <u>Centre Wellington 2018</u>
Party: <u>School Energy Coalition</u>	Service Provider Name: <u>Mark Rubenstein</u>
SERVICE PROVIDER TYPE (check one)	Year Called to Bar
Legal Counsel <input checked="" type="checkbox"/>	<input type="text" value="2011"/>
Articling Student/Paralegal <input type="checkbox"/>	<input type="text" value="5"/>
Consultant <input type="checkbox"/>	Completed Years Practising/Years of Relevant Experience
Analyst <input type="checkbox"/>	<input type="text" value="5"/>
For Consultant/Analyst: <input type="checkbox"/> CV attached	Hourly Rate: <input type="text" value="\$170"/>
<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		\$ 170.00	\$ -	\$ -	\$ -	
Attendance		\$ 170.00	\$ -	\$ -	\$ -	
Technical Conference						
Preparation		\$ 170.00	\$ -	\$ -	\$ -	
Attendance		\$ 170.00	\$ -	\$ -	\$ -	
Interrogatories						
Preparation	2.20	\$ 170.00	\$ 374.00	\$ 48.62	\$ 422.62	
Responses		\$ 170.00	\$ -	\$ -	\$ -	
Issues Conference						
Preparation		\$ 170.00	\$ -	\$ -	\$ -	
Attendance		\$ 170.00	\$ -	\$ -	\$ -	
ADR - Settlement Conference						
Preparation		\$ 170.00	\$ -	\$ -	\$ -	
Attendance		\$ 170.00	\$ -	\$ -	\$ -	
Proposal Preparation		\$ 170.00	\$ -	\$ -	\$ -	
Argument						
Preparation		\$ 170.00	\$ -	\$ -	\$ -	
Oral Hearing						
Preparation		\$ 170.00	\$ -	\$ -	\$ -	
Attendance		\$ 170.00	\$ -	\$ -	\$ -	
Other Conferences						
Preparation		\$ 170.00	\$ -	\$ -	\$ -	
Attendance		\$ 170.00	\$ -	\$ -	\$ -	
Case Management						
			\$ -	\$ -	\$ -	
TOTAL SERVICE PROVIDER FEES			\$ 374.00	\$ 48.62	\$ 422.62	

**Ontario Energy Board
COST CLAIM FOR HEARINGS**



Detail of Fees and Disbursements Being Claimed

File # EB- EB-2017-0032

Process: Centre Wellington 2018

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>EB-2017-0032</u>	Process: <u>Centre Wellington 2018</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	<input type="checkbox"/> 2010 <input checked="" type="checkbox"/> 2011 <input type="checkbox"/> 2012 <input type="checkbox"/> 2013 <input type="checkbox"/> 2014 <input type="checkbox"/> 2015 <input type="checkbox"/> 2016 <input type="checkbox"/> 2017 <input type="checkbox"/> 2018
	Completed Years Practising/Years of Relevant Experience
	<input type="checkbox"/> 0 <input type="checkbox"/> 1 <input checked="" type="checkbox"/> 6 <input type="checkbox"/> 7 <input type="checkbox"/> 8 <input type="checkbox"/> 9 <input type="checkbox"/> 10 <input type="checkbox"/> 11 <input type="checkbox"/> 12 <input type="checkbox"/> 13 <input type="checkbox"/> 14 <input type="checkbox"/> 15 <input type="checkbox"/> 16 <input type="checkbox"/> 17 <input type="checkbox"/> 18 <input type="checkbox"/> 19 <input type="checkbox"/> 20 <input type="checkbox"/> 21 <input type="checkbox"/> 22 <input type="checkbox"/> 23 <input type="checkbox"/> 24 <input type="checkbox"/> 25 <input type="checkbox"/> 26 <input type="checkbox"/> 27 <input type="checkbox"/> 28 <input type="checkbox"/> 29 <input type="checkbox"/> 30
	Hourly Rate: <input type="text" value="\$230"/>
For Consultant/Analyst:	HST Rate Charged (enter %): <input type="text" value="13.0%"/>
<input type="checkbox"/> CV attached <input type="checkbox"/> CV provided within previous 24 months	

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	18.60	\$ 230.00	\$ 4,278.00	\$ 556.14	\$ 4,834.14	
Responses	7.10	\$ 230.00	\$ 1,633.00	\$ 212.29	\$ 1,845.29	
Issues Conference						
Preparation		\$ 230.00	\$ -	\$ -	\$ -	
Attendance		\$ 230.00	\$ -	\$ -	\$ -	
ADR - Settlement Conference						
Preparation	7.20	\$ 230.00	\$ 1,656.00	\$ 215.28	\$ 1,871.28	
Attendance	13.70	\$ 230.00	\$ 3,151.00	\$ 409.63	\$ 3,560.63	
Proposal Preparation	6.80	\$ 230.00	\$ 1,564.00	\$ 203.32	\$ 1,767.32	
Argument						
Preparation	0.60	\$ 230.00	\$ 138.00	\$ 17.94	\$ 155.94	
Oral Hearing						
Preparation		\$ 230.00	\$ -	\$ -	\$ -	
Attendance		\$ 230.00	\$ -	\$ -	\$ -	
Other Conferences						
Preparation		\$ 230.00	\$ -	\$ -	\$ -	
Attendance		\$ 230.00	\$ -	\$ -	\$ -	
Case Management						
			\$ -	\$ -	\$ -	
TOTAL SERVICE PROVIDER FEES			\$ 12,420.00	\$ 1,614.60	\$ 14,034.60	

**Ontario Energy Board
COST CLAIM FOR HEARINGS**



Detail of Fees and Disbursements Being Claimed

File # EB- EB-2017-0032

Process: Centre Wellington 2018

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
20170815	preliminary review of application/draft and file Nol/emails	MR	1.8
20170821	emails/listen to voicemail from CWH	MR	0.2
20170822	emails	MR	0.1
20170823	emails	MR	0.1
20170914	emails	MR	0.1
20170915	emails	MR	0.1
20171010	p. call w. FO/emails	MR	0.2
20171012	emails/p. call w. FO (Board Staff)	MR	0.2
20171017	review application and draft IRs	MR	7.1
20171019	review application and draft IRs	MR	5.5
20171022	emails	MR	0.1
20171023	review application and draft IRs/review Board Staff IRs	MR	4.4
20171024	finalize and edit IRs/draft cover letter/file IRs	MR	0.5
20171031	p. call w. FO	MR	0.1
20171109	emails	MR	0.1
20171110	emails	MR	0.2
20171112	review IRR and prepare for settlement conference	MR	4.6
20171113	review IRR and prepare for settlement conference	MR	2.5
20171114	review draft issues list/attend conference call w all parties/emails/prepare and send clarification questions to CWH	MR	2
20171115	emails	MR	0.2
20171116	many emails/review issues list dec/review staff follow up questions	MR	1
20171117	emails/meeting w MG, Fiona O, MM and D. Gagic re: follow up questions that needed to be responded to	MR	0.5
20171118	review clarification question responses/prepare for settlement	MR	2.7
20171119	prepare for settlement conference	MR	0.5
20171120	attend settlement conference/prepare for day 2	MR	7.5
20171121	attend settlement conference	MR	6.2
20171122	emails/debrief w JCS	MR	0.3
20171129	email/review spreadsheet	MR	0.2
20171130	emails	MR	0.2
20171201	review settlement proposal and provide edits and comments/emails/review models/p. call w. F. O'Connell	MR	2.6
20171204	emails	MR	0.3
20171205	review revised settlement proposal and provide comment/many emails/review extention letter	MR	1.5
20171206	emails/review PO/review staff sub/review Rogers corr	MR	0.3
20171207	many emails/review further/provide comments on draft and models	MR	1.6
20171208	emails	MR	0.1
20171215	review staff sub	MR	0.2
20171218	emails	MR	0.1
20180104	emails/review decision	MR	0.3
			56.2