



**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

January 24, 2018  
Our File: EB20170087

**Attn: Kirsten Walli, Board Secretary**

Dear Ms. Walli:

**Re: EB-2017-0087 – Union Gas 2018 Rates – Cost Claim**

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

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-	<b>EB-2017-0087</b>	Process:	<b>Union 2018</b>
Party:	<b>School Energy Coalition</b>	Affiant's Name:	<b>Mark Rubenstein</b>
HST Number:	<b>83673-5464-RT0001</b>	HST Rate Ontario:	<b>13.00%</b>
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 **January 24 2018**.  
(date)

### Commissioner for taking Affidavits

**Ontario Energy Board**  
**COST CLAIM FOR HEARINGS**



**Affidavit and Summary of Fees and Disbursements**

File # EB- EB-2017-0087

Process: Union 2018

Party: School Energy Coalition

**Summary of Fees and Disbursements Being Claimed**

Legal/consultant/other fees	\$	5,313.00
Disbursements	\$	-
HST	\$	690.69
<b>Total Cost Claim</b>	<b>\$</b>	<b>6,003.69</b>

**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-2017-0087</u>	Process: <u>Union 2018</u>
Party: <u>School Energy Coalition</u>	Service Provider Name: <u>Mark Rubenstein</u>
<p><b>SERVICE PROVIDER TYPE</b> (check one)</p> <p>Legal Counsel <input checked="" type="checkbox"/></p> <p>Articling Student/Paralegal <input type="checkbox"/></p> <p>Consultant <input type="checkbox"/></p> <p>Analyst <input type="checkbox"/></p>	
<p>Year Called to Bar</p> <p><u>2011</u></p>	<p>Completed Years Practising/Years of Relevant Experience</p> <p><u>6</u></p>
<p>For Consultant/Analyst: <input type="checkbox"/> CV attached</p> <p><input type="checkbox"/> CV provided within previous 24 months</p>	<p>Hourly Rate: <u>\$230</u></p> <p>HST Rate Charged (enter %): <u>13.0%</u></p>

Statement of Fees Being Claimed					
	Hours	Hourly Rate	Subtotal	HST	Total
<b>Pre-hearing Conference</b>					
Preparation		\$ 230.00	\$ -	\$ -	\$ -
Attendance		\$ 230.00	\$ -	\$ -	\$ -
<b>Technical Conference</b>					
Preparation		\$ 230.00	\$ -	\$ -	\$ -
Attendance		\$ 230.00	\$ -	\$ -	\$ -
<b>Interrogatories</b>					
Preparation	5.40	\$ 230.00	\$ 1,242.00	\$ 161.46	\$ 1,403.46
Responses	5.20	\$ 230.00	\$ 1,196.00	\$ 155.48	\$ 1,351.48
<b>Issues Conference</b>					
Preparation		\$ 230.00	\$ -	\$ -	\$ -
Attendance		\$ 230.00	\$ -	\$ -	\$ -
<b>ADR - Settlement Conference</b>					
Preparation		\$ 230.00	\$ -	\$ -	\$ -
Attendance	5.00	\$ 230.00	\$ 1,150.00	\$ 149.50	\$ 1,299.50
Proposal Preparation	1.50	\$ 230.00	\$ 345.00	\$ 44.85	\$ 389.85
<b>Argument</b>					
Preparation	0.30	\$ 230.00	\$ 69.00	\$ 8.97	\$ 77.97
<b>Oral Hearing</b>					
Preparation	2.20	\$ 230.00	\$ 506.00	\$ 65.78	\$ 571.78
Attendance	3.50	\$ 230.00	\$ 805.00	\$ 104.65	\$ 909.65
<b>Other Conferences</b>					
Preparation		\$ 230.00	\$ -	\$ -	\$ -
Attendance		\$ 230.00	\$ -	\$ -	\$ -
<b>Case Management</b>			\$ -	\$ -	\$ -
<b>TOTAL SERVICE PROVIDER FEES</b>			\$ 5,313.00	\$ 690.69	\$ 6,003.69

# Ontario Energy Board

## COST CLAIM FOR HEARINGS



### Detail of Fees and Disbursements Being Claimed

File # EB- EB-2017-0087

Process: Union 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:		\$ -	\$ -
<b>TOTAL DISBURSEMENTS:</b>	\$ -	\$ -	\$ -

Date	Explanation	Lwyr	Hours
20170920	emails/review Union short application	MR	0.2
20171019	preliminary review of application/draft and file Nol	MR	0.8
20171027	review PO	MR	0.2
20171106	emails	MR	0.1
20171107	review PO/emails	MR	0.1
20171109	review app and draft IRs	MR	1.5
20171110	review other parties IRs/determine no need to file draft IRs as questions already answered	MR	0.7
20171116	email/review IGUA IRs	MR	0.3
20171120	email	MR	0.1
20171121	emails	MR	0.1
20171127	emails/review IGUA evidence and consider	MR	0.5
20171129	email/review PO	MR	0.2
20171206	review IGUA letter/emails/review FRPO Letter	MR	0.3
20171211	emails/review response to FRPO/review PO 3	MR	0.3
20171212	emails/review IRs and prepare for settlement conference/consider issues	MR	5.2
20171213	attend settlement conference	MR	5.0
20171214	prel review of settlement proposal/emails	MR	0.2
20171215	provide edits on settlement proposal/emails	MR	0.3
20171218	emails	MR	0.2
20171219	emails/review Union revised settlement proposal	MR	0.2
20171220	emails	MR	0.2
20171221	emails and sign off on settlement proposal/review filed document	MR	0.4
20171222	emails	MR	0.1
20180108	review transcript/disc w parties before hearing to express views/prepare for oral submissions	MR	2.1
20180109	attend hearing/disc w parties	MR	3.5
20180118	review decision	MR	0.3
			23.1