



BY EMAIL and RESS

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

May 24, 2018
Our File: EB20170084

Attn: Kirsten Walli, Board Secretary

Dear Ms. Walli:

Re: EB-2017-0084 – Westario 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 details. Since there is no specific category for these activities, time spent reviewing Board Staff’s submissions on the settlement proposal and the Board’s decision have been included in the ‘Other Conference’ category on the cost claim.

We also note that time consulting with SEC co-counsel Jay Shepherd has not been claimed.

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-2017-0084</u>	Process: <u>Westario Power 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 May 24 2018.
(date)

Commissioner for taking Affidavits

Ontario Energy Board
COST CLAIM FOR HEARINGS



Affidavit and Summary of Fees and Disbursements

File # EB-2017-0084 Process: Westario Power 2018

Party: School Energy Coalition

Summary of Fees and Disbursements Being Claimed

Legal/consultant/other fees	\$	12,489.00
Disbursements	\$	-
HST	\$	1,623.57
Total Cost Claim	\$	14,112.57

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-2017-0084</u>	Process: <u>Westario Power 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"/>	2011
Articling Student/Paralegal <input type="checkbox"/>	Completed Years Practising/Years of Relevant Experience: <u>6</u>
Consultant <input type="checkbox"/>	Hourly Rate: <u>\$230</u>
Analyst <input type="checkbox"/>	HST Rate Charged (enter %): <u>13.0%</u>
For Consultant/Analyst: <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	16.00	\$ 230.00	\$ 3,680.00	\$ 478.40	\$ 4,158.40	
Responses	10.40	\$ 230.00	\$ 2,392.00	\$ 310.96	\$ 2,702.96	
Issues Conference						
Preparation		\$ 230.00	\$ -	\$ -	\$ -	
Attendance		\$ 230.00	\$ -	\$ -	\$ -	
ADR - Settlement Conference						
Preparation	6.50	\$ 230.00	\$ 1,495.00	\$ 194.35	\$ 1,689.35	
Attendance	15.60	\$ 230.00	\$ 3,588.00	\$ 466.44	\$ 4,054.44	
Proposal Preparation	5.30	\$ 230.00	\$ 1,219.00	\$ 158.47	\$ 1,377.47	
Argument						
Preparation		\$ 230.00	\$ -	\$ -	\$ -	
Oral Hearing						
Preparation		\$ 230.00	\$ -	\$ -	\$ -	
Attendance		\$ 230.00	\$ -	\$ -	\$ -	
Other Conferences						
Preparation	0.50	\$ 230.00	\$ 115.00	\$ 14.95	\$ 129.95	
Attendance		\$ 230.00	\$ -	\$ -	\$ -	
Case Management						
			\$ -	\$ -	\$ -	
TOTAL SERVICE PROVIDER FEES			\$ 12,489.00	\$ 1,623.57	\$ 14,112.57	

**Ontario Energy Board
COST CLAIM FOR HEARINGS**



Detail of Fees and Disbursements Being Claimed

File # EB- EB-2017-0084

Process: Westario Power 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
20180122	p. call from A. Frank (Staff)/emails/prel review of app/draft and prepare NOI	MR	1.5
20180123	finalize and file Notice of Intervention	MR	0.2
20180129	emails	MR	0.2
20180207	review PO	MR	0.2
20180214	review application/draft IRs	MR	5.1
20180215	review application/draft IRs	MR	3.5
20180220	review application/draft IRs	MR	4.0
20180221	review application/draft IRs/draft cover letter/edit, finalize and file IRs/review other parties' IRs	MR	1.2
20180312	emails	MR	0.1
20180319	emails/prelim review of IRRs	MR	1.5
20180321	emails re: draft issues list	MR	0.2
20180322	review IRRs/ask follow up questions	MR	4.2
20180325	review IRs/prepare for settlement conference/email follow up questions	MR	4.5
20180326	prepare for settlement conference/emails/review Bd decision on issues list	MR	6.5
20180327	attend settlement conference	MR	7.9
20180327	prepare for day 2	MR	0.7
20180328	attend settlement conference	MR	7.0
20180412	emails	MR	0.1
20180413	emails	MR	0.3
20180415	review draft settlement proposal and provide edits and comments	MR	2.0
20180416	p. call w. A. Frank	MR	0.2
20180417	review other parties comments and edits/emails	MR	0.5
20180419	emails	MR	0.2
20180420	provide further edits and comments	MR	1.1
20180423	emails	MR	0.1
20180424	final review of settlement proposal/emails	MR	0.3
20180425	final review/emails/sign off	MR	0.5
20180502	review staff sub	MR	0.3
20180517	review decision	MR	0.2
			54.3