



**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

August 29, 2018  
Our File: EB20170335

**Attn: Kirsten Walli, Board Secretary**

Dear Ms. Walli:

**Re: EB-2017-0335 – Anwaatin Motion to Review of EB-2016-0160 – Cost Claim**

We are counsel for the School Energy Coalition ("SEC"). Enclosed, please find SEC's cost claim for the Motion to Review filed by Anwaatin Inc. on the Board's form and including docket details.

Yours very truly,  
**Shepherd Rubenstein P.C.**

*Original signed by*

Mark Rubenstein

cc: Wayne McNally, SEC (by email)  
Hydro One Networks Inc. and Anwaatin Inc. (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-2017-0335</b>                 | Process:              | <b>Anwaatin Motion to Review of EB-2016-0160</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 **August 29 2018**.  
(date)

### Commissioner for taking Affidavits

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



**Affidavit and Summary of Fees and Disbursements**

**File #** EB-2017-0335 **Process:** Anwaatin Motion to Review of EB-2016-0160

**Party:** School Energy Coalition

**Summary of Fees and Disbursements Being Claimed**

|                             |           |                 |
|-----------------------------|-----------|-----------------|
| Legal/consultant/other fees | \$        | 2,553.00        |
| Disbursements               | \$        | -               |
| HST                         | \$        | 331.89          |
| <b>Total Cost Claim</b>     | <b>\$</b> | <b>2,884.89</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

|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                             |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>File # EB-</b> <u>EB-2017-0335</u>                                                                                                                                                                                                                                                                                                                                                                                                                                           | <b>Process:</b> <u>Anwaatin Motion to Review of EB-2016-0160</u>                                                                                                                                                                            |
| <b>Party:</b> <u>School Energy Coalition</u>                                                                                                                                                                                                                                                                                                                                                                                                                                    | <b>Service Provider Name:</b> <u>Mark Rubenstein</u>                                                                                                                                                                                        |
| <b>SERVICE PROVIDER TYPE</b> (check one) <div style="display: flex; align-items: center;"> <div style="margin-right: 10px;"> <input checked="" type="checkbox"/> Legal Counsel<br/> <input type="checkbox"/> Articling Student/Paralegal<br/> <input type="checkbox"/> Consultant<br/> <input type="checkbox"/> Analyst         </div> <div> <b>Year Called to Bar</b><br/> <div style="border: 1px solid black; padding: 2px; display: inline-block;">2011</div> </div> </div> | <b>Completed Years Practising/Years of Relevant Experience</b><br><div style="border: 1px solid black; padding: 2px; display: inline-block; width: 100px; text-align: center;">6</div>                                                      |
| <b>For Consultant/Analyst:</b> <input type="checkbox"/> CV attached<br><input type="checkbox"/> CV provided within previous 24 months                                                                                                                                                                                                                                                                                                                                           | <b>Hourly Rate:</b> <div style="border: 1px solid black; padding: 2px; display: inline-block;">\$230</div><br><br><b>HST Rate Charged (enter %):</b> <div style="border: 1px solid black; padding: 2px; display: inline-block;">13.0%</div> |

| Statement of Fees Being Claimed    |       |             |             |           |             |
|------------------------------------|-------|-------------|-------------|-----------|-------------|
|                                    | Hours | Hourly Rate | Subtotal    | HST       | Total       |
| <b>Pre-hearing Conference</b>      |       |             |             |           |             |
| Preparation                        | 1.10  | \$ 230.00   | \$ 253.00   | \$ 32.89  | \$ 285.89   |
| Attendance                         |       | \$ 230.00   | \$ -        | \$ -      | \$ -        |
| <b>Technical Conference</b>        |       |             |             |           |             |
| Preparation                        |       | \$ 230.00   | \$ -        | \$ -      | \$ -        |
| Attendance                         |       | \$ 230.00   | \$ -        | \$ -      | \$ -        |
| <b>Interrogatories</b>             |       |             |             |           |             |
| Preparation                        |       | \$ 230.00   | \$ -        | \$ -      | \$ -        |
| Responses                          |       | \$ 230.00   | \$ -        | \$ -      | \$ -        |
| <b>Issues Conference</b>           |       |             |             |           |             |
| Preparation                        |       | \$ 230.00   | \$ -        | \$ -      | \$ -        |
| Attendance                         |       | \$ 230.00   | \$ -        | \$ -      | \$ -        |
| <b>ADR - Settlement Conference</b> |       |             |             |           |             |
| Preparation                        |       | \$ 230.00   | \$ -        | \$ -      | \$ -        |
| Attendance                         |       | \$ 230.00   | \$ -        | \$ -      | \$ -        |
| Proposal Preparation               | 2.20  | \$ 230.00   | \$ 506.00   | \$ 65.78  | \$ 571.78   |
| <b>Argument</b>                    |       |             |             |           |             |
| Preparation                        | 2.80  | \$ 230.00   | \$ 644.00   | \$ 83.72  | \$ 727.72   |
| <b>Oral Hearing</b>                |       |             |             |           |             |
| Preparation                        | 0.50  | \$ 230.00   | \$ 115.00   | \$ 14.95  | \$ 129.95   |
| Attendance                         | 4.50  | \$ 230.00   | \$ 1,035.00 | \$ 134.55 | \$ 1,169.55 |
| <b>Other Conferences</b>           |       |             |             |           |             |
| Preparation                        |       | \$ 230.00   | \$ -        | \$ -      | \$ -        |
| Attendance                         |       | \$ 230.00   | \$ -        | \$ -      | \$ -        |
| <b>Case Management</b>             |       |             | \$ -        | \$ -      | \$ -        |
| <b>TOTAL SERVICE PROVIDER FEES</b> |       |             | \$ 2,553.00 | \$ 331.89 | \$ 2,884.89 |

# Ontario Energy Board

## COST CLAIM FOR HEARINGS



### Detail of Fees and Disbursements Being Claimed

File # EB- EB-2017-0335

Process: Anwaatin Motion to Review of EB-2016-0160

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 |
|----------|-----------------------------------------------------------------------------------------|------|-------|
| 20171101 | emails                                                                                  | MR   | 0.1   |
| 20171219 | emails/review PO                                                                        | MR   | 0.1   |
| 20180102 | disc w JCS                                                                              | MR   | 0.3   |
| 20180103 | draft Notice of Intervention                                                            | MR   | 0.3   |
| 20180104 | edit, finalize and file intervention letter/emails                                      | MR   | 0.3   |
| 20180116 | prelim review of filed materials                                                        | MR   | 0.3   |
| 20180122 | review staff sub                                                                        | MR   | 0.5   |
| 20180126 | draft submissions                                                                       | MR   | 1.5   |
| 20180128 | emails                                                                                  | MR   | 0.2   |
| 20180129 | emails/finalize and file sub/review Hydro One sub                                       | MR   | 0.3   |
| 20180212 | prepare for hearing                                                                     | MR   | 0.5   |
| 20180213 | attend motion hearing                                                                   | MR   | 4.5   |
| 20180504 | email/review corr                                                                       | MR   | 0.1   |
| 20180511 | emails                                                                                  | MR   | 0.1   |
| 20180514 | emails                                                                                  | MR   | 0.1   |
| 20180517 | emails re: HONI-AA settlement and consider position                                     | MR   | 0.3   |
| 20180518 | many emails/p. call VECC counsel                                                        | MR   | 0.7   |
| 20180530 | emails/p. call w. Lisa Demarco                                                          | MR   | 0.2   |
| 20180615 | review settlement proposal/disc w counsel for parties/draft and file no position letter | MR   | 0.5   |
| 20180726 | review corr                                                                             | MR   | 0.1   |
| 20180823 | email/review decision                                                                   | MR   | 0.1   |
|          |                                                                                         |      | 11.1  |