



**BY EMAIL and RESS**

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

July 11, 2019  
Our File: EB20180218

**Attn: Kirsten Walli, Board Secretary**

Dear Ms. Walli:

**Re: EB-2018-218 – Hydro One SSM 2019 – Cost Claim**

We are counsel to the School Energy Coalition (“SEC”). Enclosed, please find SEC’s cost claim on the Board’s form with detailed dockets.

This matter involved reviewing not just the Hydro One SSM evidence but also evidence filed on behalf of Board Staff. A significant portion of time was dedicated to review the transmission benchmarking evidence of Power System Engineering (PSE) on behalf of Hydro One and Pacific Economics Group (PEG) on behalf of Board Staff. After the review had occurred, the Board determined in Procedural Order No. 5, that the scope of submissions on the issue was limited. The benefit of SEC’s review will be relevant in Hydro One’s 2020-2022 proceeding where the Board has decided to import the benchmarking evidence into that proceeding.<sup>1</sup>

SEC notes it has included time under the ‘Other Conference – Preparation’ category for time docketed for items that do not fall squarely within the listed categories (i.e. reviewing notice, filing Notice of Intervention, procedural matters, reviewing decision, etc.).

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

*Original signed by*

Mark Rubenstein

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

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<sup>1</sup> EB-2019-0082, Letter to All Parties, Re: Proposed Adoption of Certain Evidence from EB-2018-0218, July 4 2019

**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.**

<b>File #</b>	EB-2018-0218	<b>Process:</b>	Hydro One SSM 2019
<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%
	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 July 11 2019.  
(date)

**Commissioner for taking Affidavits**

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



**Affidavit and Summary of Fees and Disbursements**

File # EB- EB-2018-0218

Process: Hydro One SSM 2019

Party: School Energy Coalition

**Summary of Fees and Disbursements Being Claimed**

Legal/consultant/other fees	\$	23,696.00
Disbursements	\$	-
HST	\$	3,080.48
<b>Total Cost Claim</b>	<b>\$</b>	<b>26,776.48</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-2018-0218</u>	<b>Process:</b> <u>Hydro One SSM 2019</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)	<b>Year Called to Bar</b>
<input checked="" type="checkbox"/> Legal Counsel <input type="checkbox"/> Articling Student/Paralegal <input type="checkbox"/> Consultant <input type="checkbox"/> Analyst	<u>2011</u>
	<b>Completed Years Practising/Years of Relevant Experience</b>
	<u>7</u>
	<b>Hourly Rate:</b> <u>\$230</u>
For Consultant/Analyst: <input type="checkbox"/> CV attached	<b>HST Rate Charged (enter %):</b> <u>13.0%</u>
<input type="checkbox"/> CV provided within previous 24 months	

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	1.20	\$ 230.00	\$ 276.00	\$ 35.88	\$ 311.88
Attendance	11.00	\$ 230.00	\$ 2,530.00	\$ 328.90	\$ 2,858.90
<b>Interrogatories</b>					
Preparation	12.70	\$ 230.00	\$ 2,921.00	\$ 379.73	\$ 3,300.73
Responses	11.50	\$ 230.00	\$ 2,645.00	\$ 343.85	\$ 2,988.85
<b>Issues Conference</b>					
Preparation	0.70	\$ 230.00	\$ 161.00	\$ 20.93	\$ 181.93
Attendance	1.20	\$ 230.00	\$ 276.00	\$ 35.88	\$ 311.88
<b>ADR - Settlement Conference</b>					
Preparation		\$ 230.00	\$ -	\$ -	\$ -
Attendance		\$ 230.00	\$ -	\$ -	\$ -
Proposal Preparation		\$ 230.00	\$ -	\$ -	\$ -
<b>Argument</b>					
Preparation	10.10	\$ 230.00	\$ 2,323.00	\$ 301.99	\$ 2,624.99
<b>Oral Hearing</b>					
Preparation		\$ 230.00	\$ -	\$ -	\$ -
Attendance		\$ 230.00	\$ -	\$ -	\$ -
<b>Other Conferences</b>					
Preparation	2.40	\$ 230.00	\$ 552.00	\$ 71.76	\$ 623.76
Attendance		\$ 230.00	\$ -	\$ -	\$ -
<b>Case Management</b>					
			\$ -	\$ -	\$ -
<b>TOTAL SERVICE PROVIDER FEES</b>			<b>\$ 11,684.00</b>	<b>\$ 1,518.92</b>	<b>\$ 13,202.92</b>

**Ontario Energy Board  
COST CLAIM FOR HEARINGS**



**Detail of Fees and Disbursements Being Claimed**

File # EB- EB-2018-0218

Process: Hydro One SSM 2019

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>		<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>

# Ontario Energy Board COST CLAIM FOR HEARINGS



## Detail of Fees and Disbursements Being Claimed

<b>File # EB-</b> <u>EB-2018-0218</u>	<b>Process:</b> <u>Hydro One SSM 2019</u>
<b>Party:</b> <u>School Energy Coalition</u>	<b>Service Provider Name:</b> <u>Jay Shepherd</u>
<b>SERVICE PROVIDER TYPE</b> (check one)	<b>Year Called to Bar</b>
<input checked="" type="checkbox"/> Legal Counsel <input type="checkbox"/> Articling Student/Paralegal <input type="checkbox"/> Consultant <input type="checkbox"/> Analyst	<input checked="" type="checkbox"/> 1980
	<b>Completed Years Practising/Years of Relevant Experience</b>
	<input checked="" type="checkbox"/> 20
	<b>Hourly Rate:</b> <input checked="" type="checkbox"/> \$330
For Consultant/Analyst: <input type="checkbox"/> CV attached	<b>HST Rate Charged (enter %):</b> <input checked="" type="checkbox"/> 13.0%
<input type="checkbox"/> CV provided within previous 24 months	

Statement of Fees Being Claimed						
	Hours	Hourly Rate	Subtotal	HST	Total	
<b>Pre-hearing Conference</b>						
Preparation	-	\$ 330.00	\$ -	\$ -	\$ -	
Attendance	-	\$ 330.00	\$ -	\$ -	\$ -	
<b>Technical Conference</b>						
Preparation	7.50	\$ 330.00	\$ 2,475.00	\$ 321.75	\$ 2,796.75	
Attendance	7.50	\$ 330.00	\$ 2,475.00	\$ 321.75	\$ 2,796.75	
<b>Interrogatories</b>						
Preparation	11.80	\$ 330.00	\$ 3,894.00	\$ 506.22	\$ 4,400.22	
Responses	1.40	\$ 330.00	\$ 462.00	\$ 60.06	\$ 522.06	
<b>Issues Conference</b>						
Preparation	0.30	\$ 330.00	\$ 99.00	\$ 12.87	\$ 111.87	
Attendance	0.00	\$ 330.00	\$ -	\$ -	\$ -	
<b>ADR - Settlement Conference</b>						
Preparation	-	\$ 330.00	\$ -	\$ -	\$ -	
Attendance	-	\$ 330.00	\$ -	\$ -	\$ -	
Proposal Preparation	-	\$ 330.00	\$ -	\$ -	\$ -	
<b>Argument</b>						
Preparation	6.50	\$ 330.00	\$ 2,145.00	\$ 278.85	\$ 2,423.85	
<b>Oral Hearing</b>						
Preparation	-	\$ 330.00	\$ -	\$ -	\$ -	
Attendance	-	\$ 330.00	\$ -	\$ -	\$ -	
<b>Other Conferences</b>						
Preparation	1.40	\$ 330.00	\$ 462.00	\$ 60.06	\$ 522.06	
Attendance	-	\$ 330.00	\$ -	\$ -	\$ -	
<b>Case Management</b>						
			\$ -	\$ -	\$ -	
<b>TOTAL SERVICE PROVIDER FEES</b>			<b>\$ 12,012.00</b>	<b>\$ 1,561.56</b>	<b>\$ 13,573.56</b>	

**Ontario Energy Board  
COST CLAIM FOR HEARINGS**



**Detail of Fees and Disbursements Being Claimed**

File # EB- EB-2018-0218

Process: Hydro One SSM 2019

Party: School Energy Coalition

Service Provider Name: Jay Shepherd

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
20180906	prelim review of application/review Notice	MR	0.5
20180910	draft Notice of Intervention	MR	0.3
20180911	email	MR	0.1
20181031	review reply submission on confidentiality	MR	0.1
20181106	review confidentiality decision	MR	0.1
20181106	Review decision on confidentiality and PO #3	JCS	1
20181113	emails/review evidence and draft IRs/review JCS evidence on PSE work	MR	1.5
20181113	disc w JCS/p. call w Sidlofsky	MR	0.5
20181113	Complete review of evidence, Draft, revise and file interrogatories, Various emails	JCS	3
20181114	p. call w S. Grice/review application/draft IRs/p. call w Sidlofsky	MR	3.1
20181114	Telephone conversation with Mark Lowry, Meeting with Mark Rubenstein, Many emails with PEG	JCS	1.5
20181115	draft IRs/p. call w S. Grice/review Bd corr	MR	2.5
20181115	Various emails, analysis of benchmarking issues	JCS	1.3
20181119	draft IRs	MR	1.8
20181120	finalize and file IRs/emails/review other parties IRs	MR	0.5
20181206	review interim dec	MR	0.1
20181207	prel review of IRR	MR	0.5
20181214	review PO	MR	0.1
20181220	email	MR	0.1
20190102	emails	MR	0.2
20190103	emails re: issues list/review Hydro One proposed revisions	MR	0.2
20190106	prepare for issues conf call	MR	0.3
20190107	attend conf call	MR	1.2
20190108	Review staff letter and issues list	JCS	0.3
20190108	emails/p. call w. Board Staff/review corr from Board Staff	MR	0.4
20190109	review IRR	MR	5.5
20190110	review IRR and prepare for TC/emails/review Issues List Dec	MR	4.2
20190111	Many emails, Review AMPCO and staff letters	JCS	0.3
20190111	emails/prepare for TC/p. call w. Fiona O	MR	1.2
20190113	Prep for technical conference	JCS	3.2
20190114	Prep for technical conference, Attend (internet), Many emails	JCS	4
20190114	attend tech conf/disc w parties	MR	8.5
20190115	Attend technical conference	JCS	7.5
20190115	listen remotely to TC re: TSP/review transcripts	MR	2.5
20190116	Many emails with EP, Review spreadsheet	JCS	0.6
20190116	emails	MR	0.1
20190118	Review redacted filings	JCS	0.2
20190121	Various emails, Check Schwartz spreadsheets, Review decision	JCS	0.2
20190121	review OEB ltr	MR	0.1
20190122	prel review of UT responses	MR	0.4
20190124	review corr	MR	0.1
20190204	Initial review of staff evidence, Many emails	JCS	0.4
20190205	emails/review expert report	MR	1.3
20190207	Review EP request	JCS	0.1
20190208	Review staff letter	JCS	0.2
20190213	review HONI corr	MR	0.1
20190213	Review evidence, Analysis of issues to follow up	JCS	3
20190214	Review staff evidence, IRs analysis	JCS	1.5
20190215	emails/review PO	MR	0.2
20190215	Email Mark, Review PO #4	JCS	0.3
20190225	Review staff evidence	JCS	1
20190226	review parties IRs/review Board ltr	MR	0.3
20190226	Review interrogatories of others, Cross-reference questions, Many emails	JCS	1.1
20190228	emails	MR	0.2
20190311	emails/review Staff ltr	MR	0.1
20190312	review corr	MR	0.1
20190314	Review PO #5 and scheduling	JCS	0.1



20190314	review PO	MR	0.1
20190321	Meet with Mark	JCS	0.2
20190329	Review Argument-In-Chief	JCS	1.1
20190329	emails/prel review of AC	MR	0.3
20190403	emails	MR	0.2
20190404	review HO Ltr/emails	MR	0.2
20190408	consider issues for argument	MR	0.9
20190409	disc w JCS/draft submission	MR	3.3
20190409	Draft section of final argument, Review evidence	JCS	1.1
20190410	draft submissions/emails	MR	3
20190411	emails	MR	0.2
20190411	Edit draft argument, Various emails	JCS	1.7
20190412	emails/edit submission/review other parties sub	MR	1.6
20190412	Review arguments of parties	JCS	2
20190426	review reply argument/emails	MR	0.4
20190426	Review reply argument	JCS	0.4
20190620	review decision	MR	0.6
20190626	review letter	MR	0.1
			87.2