



BY EMAIL and RESS

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October 25, 2019
Our File No. 20180305

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

Attn: Kirsten Walli, Board Secretary

Dear Ms. Walli:

Re: EB-2018-0305 – Enbridge 2019 Rates – SEC Cost Claim

We are counsel for the School Energy Coalition. We enclose the cost claim of the School Energy Coalition, on the Board's form and enclosing docket details.

This case included extensive interrogatories, a two-day technical conference, and a two day ADR. Although many issues were settled, the major issues, many of them to do with the ICM claim, were not. The resulting lengthy final arguments had to deal with a number of unique issues that the Board has not considered before. In addition, there were subsequent submissions on effective date. Counsel Jay Shepherd took the lead for SEC, and time spent by co-counsel Mark Rubenstein assisting in the matter has not been claimed.

All of which is respectfully submitted.

Yours very truly,
SHEPHERD RUBENSTEIN PROFESSIONAL CORPORATION

A handwritten signature in black ink, appearing to read "Jay Shepherd", is written over a light blue horizontal line.

Jay Shepherd

cc: Wayne McNally, SEC (email)
Interested Parties

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-	2018-0305	Process:	Enbridge 2019 Rates
Party:	School Energy Coalition	Affiant's Name:	Mark Rubenstein
HST Number:	83673-5464-RT0001	HST Rate Ontario:	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 **October 28, 2019**.
(date)

Ontario Energy Board
COST CLAIM FOR HEARINGS
Affidavit and Summary of Fees and Disbursements



Commissioner for taking Affidavits

File # EB- 2018-0305 Process: Enbridge 2019 Rates

Party: School Energy Coalition

Summary of Fees and Disbursements Being Claimed

Legal/consultant/other fees	\$	36,894.00
Disbursements	\$	-
HST	\$	4,796.22
Total Cost Claim	\$	41,690.22

Payment Information

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

Send payment to this address: 2200 Yonge Street
Suite 1302
Toronto, Ontario
M4S2C6

Ontario Energy Board
COST CLAIM FOR HEARINGS
Affidavit and Summary of Fees and Disbursements



Ontario Energy Board COST CLAIM FOR HEARINGS



Detail of Fees and Disbursements Being Claimed

File # EB- <u>2018-0305</u>	Process: <u>Enbridge 2019 Rates</u>	
Party: <u>School Energy Coalition</u>	Service Provider Name: <u>Jay Shepherd</u>	
SERVICE PROVIDER TYPE (check one)	Year Called to Bar	Completed Years Practising/Years of Relevant Experience
Legal Counsel <input checked="" type="checkbox"/>	<input type="text" value="1980"/>	<input type="text" value="39"/>
Articling Student/Paralegal <input type="checkbox"/>		
Consultant <input type="checkbox"/>		Hourly Rate: <input type="text" value="\$330"/>
Analyst <input type="checkbox"/>		
For Consultant/Analyst: <input type="checkbox"/> CV attached	HST Rate Charged (enter %): <input type="text" value="13.0%"/>	
<input type="checkbox"/> CV provided within previous 24 months		

Statement of Fees Being Claimed					
	Hours	Hourly Rate	Subtotal	HST	Total
Pre-hearing Conference					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
Technical Conference					
Preparation	7.7	\$ 330.00	\$ 2,541.00	\$ 330.33	\$ 2,871.33
Attendance	7.8	\$ 330.00	\$ 2,574.00	\$ 334.62	\$ 2,908.62
Interrogatories					
Preparation	18.9	\$ 330.00	\$ 6,237.00	\$ 810.81	\$ 7,047.81
Responses	9.4	\$ 330.00	\$ 3,102.00	\$ 403.26	\$ 3,505.26
Issues Conference					
Preparation	0.9	\$ 330.00	\$ 297.00	\$ 38.61	\$ 335.61
Attendance		\$ 330.00	\$ -	\$ -	\$ -
ADR - Settlement Conference					
Preparation	7.9	\$ 330.00	\$ 2,607.00	\$ 338.91	\$ 2,945.91
Attendance	10.2	\$ 330.00	\$ 3,366.00	\$ 437.58	\$ 3,803.58
Proposal Preparation	4.7	\$ 330.00	\$ 1,551.00	\$ 201.63	\$ 1,752.63
Argument					
Preparation	44.3	\$ 330.00	\$ 14,619.00	\$ 1,900.47	\$ 16,519.47
Oral Hearing					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
Other Conferences					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
Case Management					
		\$ 170.00	\$ -	\$ -	\$ -
TOTAL SERVICE PROVIDER FEES			\$ 36,894.00	\$ 4,796.22	\$ 41,690.22

Ontario Energy Board
COST CLAIM FOR HEARINGS
Detail of Fees and Disbursements Being Claimed



File # EB- 2018-0305

Process: Enbridge 2019 Rates

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:				\$ -
TOTAL DISBURSEMENTS:		\$ -	\$ -	\$ -

Ontario Energy Board
COST CLAIM FOR HEARINGS
Detail of Fees and Disbursements Being Claimed



Date	Explanation	Lwyr	Hours
20181123	emails/review app	MR	0.2
20181123	Review application	JCS	0.6
20181128	Review application, Draft and file Notice of Intervention,	JCS	0.5
20181203	Review interim order	JCS	0.1
20181214	email	MR	0.1
20181214	Initial review of application, Review LTC cases cited	JCS	1.2
20181217	preliminary review of application	MR	1.1
20190104	Review pre-filed evidence	JCS	2.6
20190115	Review NOH	JCS	0.2
20190116	emails	MR	0.1
20190222	Review PO #1 and scheduling, Various emails	JCS	0.3
20190225	Various emails	JCS	0.1
20190228	Review submissions, Many emails	JCS	0.6
20190308	Review issues list submissions	JCS	0.3
20190322	Review new board materials	JCS	0.1
20190329	Review EPCOR materials	JCS	0.3
20190331	Technical analysis, Spreadsheet models of rates	JCS	2
20190401	Review PO #2 and scheduling, Review new material, Meet with Mark	JCS	1
20190402	Review evidence	JCS	2
20190403	Review Staff and LPMA IRs, Review evidence	JCS	1.5
20190404	Review EP and BOMA IRs	JCS	0.4
20190405	Draft, Revise and file interrogatories, Review interrogatories of others, Many emails	JCS	6
20190411	Many emails, Review Enbridge letter	JCS	0.3
20190417	Review PO #3	JCS	0.2
20190425	Initial review of IR responses	JCS	0.2
20190426	Review original and then revised spreadhseets, Various emails	JCS	0.5
20190427	Review IR responses	JCS	1.2
20190428	Review IR responses	JCS	6.5
20190429	Review IR responses, T/C issues areas, Many emails, Impact calculations	JCS	5.7
20190430	Many emails, Review T/C materials from others	JCS	0.5
20190501	Attend at technical conference, Many emails, Review transcript	JCS	6.8
20190502	Attend at technical conference (internet), Many emails, Review transcripts	JCS	3
20190503	Many emails	JCS	0.2
20190504	Review evidence	JCS	1
20190508	Review undertaking responses	JCS	1.3
20190511	Prep for ADR	JCS	4
20190513	Attend at ADR, Many emails, Review OPI decision	JCS	8

20190514	Attend at ADR, Many emails	JCS	3.6
20190522	Many emails	JCS	0.6
20190523	Review and edit agreement, Many emails	JCS	1.2
20190524	Many emails	JCS	0.2
20190525	Many emails, Review issue of controversy	JCS	0.3
20190527	Many emails, Review comments of others	JCS	0.6
20190528	Review CCA schedules, Many emails, Review final wording	JCS	1.1
20190529	Many emails, Final sign-off	JCS	0.7
20190603	Various emails, Scheduling issues, Review Staff submission	JCS	0.4
20190604	Various emails	JCS	0.2
20190610	Review PO #4 and Scheduling	JCS	0.3
20190617	Initial review of AIC	JCS	0.3
20190618	Review Argument in Chief, Outline of submissions	JCS	2
20190628	Final Argument, Review transcripts	JCS	2.8
20190629	Review transcripts, Spreadsheets, Outline, Final Argument	JCS	2
20190630	Review evidence, Final Argument	JCS	6
20190701	Drafting argument	JCS	2.5
20190702	Drafting argument	JCS	7.5
20190703	Drafting and revising argument, review BOMA argument, Review IGUA letter, Many emails	JCS	4
20190704	Finalize and file argument, Review submissions of others, Many emails	JCS	6
20190705	Review submissions of others	JCS	2.5
20190708	Review CCC submissions	JCS	0.4
20190712	Review reply argument	JCS	1
20190912	Review decision and reporting, Many emails	JCS	1.1
20190916	Draft and file effective date submissions, Many emails, Review submissions of others	JCS	1.4
20190918	Review Effective Date reply	JCS	0.5
20190923	Review Effective Date decision	JCS	0.4
20190930	Review DRO	JCS	1
20191004	Finish DRO Review, Review staff comments, Client impact analysis and reporting	JCS	2
			113.3
	Mark		1.5
	Jay		111.8
	Fees		36894
	HST		4796.22
	Total		41690.22