



BY EMAIL and RESS

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

July 28, 2020
Our File: EB20190082

Attn: Christine Long, Registrar & Board Secretary

Dear Ms. Long:

Re: EB-2019-0082 – Hydro One Transmission 2020-2022 Rates – Cost Claim

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

SEC participated in the material aspects of this complex proceeding, in which Hydro One sought approval of a proposed revenue requirement of over \$5Bn over the three-year rate term. The hearing included a 2-day Technical Conference, a 9-day Oral Hearing, and the need for a detailed Final Argument. SEC split its responsibilities between two counsel with each having separate areas of responsibility. There was no material overlap and SEC believes that approach led a high-level of efficiency.

SEC took the lead amongst intervenors in a number of areas, including review of Hydro One’s \$3.86Bn capital plan, which was the largest driver of the proposed rate increase.

For the purposes of the Board’s form, we have included time, in review the undertakings, arising from the Technical Conference in the ‘Oral Hearing – Preparation’ Category, and the undertaking from the Oral Hearing in the ‘Argument’ category. We have also used the ‘Other Conference – Preparation’ category for time docketed for items that do not fall within the other categories (i.e. filing Notice of Intervention, procedural matters, submissions on confidentiality, discussions amongst parties to develop the Issues List, reviewing the final decision, reviewing and filing submissions on the Draft Rate Order, client reporting, etc.).

SEC submits that its participation in this proceeding was thorough and valuable, and was designed to maximize its assistance to the Board. SEC therefore requests reimbursement of its reasonably incurred costs as set forth in the attached cost claim.

Due to technical difficulties related to the undersigned having limited internet access at this time, SEC has been unable to have the Board’s affidavit remotely commissioned in time for filing this cost claim. SEC will endeavor to have the signed affidavit filed with the Board by August 4, 2020.



Yours very truly,
Shepherd Rubenstein P.C.

Mark Rubenstein

cc: Wayne McNally, SEC (by email)
Hydro One Networks 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- <u>EB-2019-0082</u>	Process: <u>Hydro One Tx 2020-2022</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 _____,
in the Province/State of _____, on _____
(date)

Commissioner for taking Affidavits

Ontario Energy Board
COST CLAIM FOR HEARINGS



Affidavit and Summary of Fees and Disbursements

File # EB- EB-2019-0082

Process: Hydro One Tx 2020-2022

Party: School Energy Coalition

Summary of Fees and Disbursements Being Claimed

Legal/consultant/other fees	\$	90,357.00
Disbursements	\$	-
HST	\$	11,746.41
Total Cost Claim	\$	102,103.41

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-2019-0082</u>	Process: <u>Hydro One Tx 2020-2022</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"/> Articling Student/Paralegal <input type="checkbox"/> Consultant <input type="checkbox"/> Analyst <input type="checkbox"/>	<u>2011</u>
For Consultant/Analyst: <input type="checkbox"/> CV attached <input type="checkbox"/> CV provided within previous 24 months	Completed Years Practising/Years of Relevant Experience <u>8</u>
	Hourly Rate: <u>\$230</u>
	HST Rate Charged (enter %): <u>13.0%</u>

Statement of Fees Being Claimed					
	Hours	Hourly Rate	Subtotal	HST	Total
Pre-hearing Conference					
Preparation		\$ 230.00	\$ -	\$ -	\$ -
Attendance		\$ 230.00	\$ -	\$ -	\$ -
Technical Conference					
Preparation	5.10	\$ 230.00	\$ 1,173.00	\$ 152.49	\$ 1,325.49
Attendance	17.60	\$ 230.00	\$ 4,048.00	\$ 526.24	\$ 4,574.24
Interrogatories					
Preparation	36.30	\$ 230.00	\$ 8,349.00	\$ 1,085.37	\$ 9,434.37
Responses	15.30	\$ 230.00	\$ 3,519.00	\$ 457.47	\$ 3,976.47
Issues Conference					
Preparation		\$ 230.00	\$ -	\$ -	\$ -
Attendance		\$ 230.00	\$ -	\$ -	\$ -
ADR - Settlement Conference					
Preparation		\$ 230.00	\$ -	\$ -	\$ -
Attendance		\$ 230.00	\$ -	\$ -	\$ -
Proposal Preparation		\$ 230.00	\$ -	\$ -	\$ -
Argument					
Preparation	91.00	\$ 230.00	\$ 20,930.00	\$ 2,720.90	\$ 23,650.90
Oral Hearing					
Preparation	61.70	\$ 230.00	\$ 14,191.00	\$ 1,844.83	\$ 16,035.83
Attendance	70.90	\$ 230.00	\$ 16,307.00	\$ 2,119.91	\$ 18,426.91
Other Conferences					
Preparation	19.20	\$ 230.00	\$ 4,416.00	\$ 574.08	\$ 4,990.08
Attendance		\$ 230.00	\$ -	\$ -	\$ -
Case Management			\$ -	\$ -	\$ -
TOTAL SERVICE PROVIDER FEES			\$ 72,933.00	\$ 9,481.29	\$ 82,414.29

**Ontario Energy Board
COST CLAIM FOR HEARINGS**



Detail of Fees and Disbursements Being Claimed

File # EB- EB-2019-0082

Process: Hydro One Tx 2020-2022

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:		\$ -	\$ -	\$ -

Ontario Energy Board COST CLAIM FOR HEARINGS



Detail of Fees and Disbursements Being Claimed

File # EB- <u>EB-2019-0082</u>	Process: <u>Hydro One Tx 2020-2022</u>
Party: <u>School Energy Coalition</u>	Service Provider Name: <u>Jay Shepherd</u>
SERVICE PROVIDER TYPE (check one)	Year Called to Bar
Legal Counsel <input checked="" type="checkbox"/>	<input type="text" value="1980"/>
Articling Student/Paralegal <input type="checkbox"/>	<input type="text" value="40"/>
Consultant <input type="checkbox"/>	Completed Years Practising/Years of Relevant Experience
Analyst <input type="checkbox"/>	<input type="text" value="40"/>
For Consultant/Analyst: <input type="checkbox"/> CV attached	Hourly Rate: <input type="text" value="\$330"/>
<input type="checkbox"/> CV provided within previous 24 months	HST Rate Charged (enter %): <input type="text" value="13.0%"/>

Statement of Fees Being Claimed						
	Hours	Hourly Rate	Subtotal	HST	Total	
Pre-hearing Conference						
Preparation		\$ 330.00	\$ -	\$ -	\$ -	
Attendance		\$ 330.00	\$ -	\$ -	\$ -	
Technical Conference						
Preparation	0.00	\$ 330.00	\$ -	\$ -	\$ -	
Attendance	0.00	\$ 330.00	\$ -	\$ -	\$ -	
Interrogatories						
Preparation	8.50	\$ 330.00	\$ 2,805.00	\$ 364.65	\$ 3,169.65	
Responses	4.80	\$ 330.00	\$ 1,584.00	\$ 205.92	\$ 1,789.92	
Issues Conference						
Preparation		\$ 330.00	\$ -	\$ -	\$ -	
Attendance		\$ 330.00	\$ -	\$ -	\$ -	
ADR - Settlement Conference						
Preparation		\$ 330.00	\$ -	\$ -	\$ -	
Attendance		\$ 330.00	\$ -	\$ -	\$ -	
Proposal Preparation		\$ 330.00	\$ -	\$ -	\$ -	
Argument						
Preparation	21.70	\$ 330.00	\$ 7,161.00	\$ 930.93	\$ 8,091.93	
Oral Hearing						
Preparation	4.00	\$ 330.00	\$ 1,320.00	\$ 171.60	\$ 1,491.60	
Attendance	0.00	\$ 330.00	\$ -	\$ -	\$ -	
Other Conferences						
Preparation	13.80	\$ 330.00	\$ 4,554.00	\$ 592.02	\$ 5,146.02	
Attendance		\$ 330.00	\$ -	\$ -	\$ -	
Case Management						
			\$ -	\$ -	\$ -	
TOTAL SERVICE PROVIDER FEES			\$ 17,424.00	\$ 2,265.12	\$ 19,689.12	

**Ontario Energy Board
COST CLAIM FOR HEARINGS**



Detail of Fees and Disbursements Being Claimed

File # EB- EB-2019-0082

Process: Hydro One Tx 2020-2022

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:		\$ -	\$ -	\$ -

Date	Explanation	Lwyr	Hours
20190418	draft and file NOI	MR	0.3
20190424	preliminary review of application	MR	1.2
20190425	emails	MR	0.1
20190425	Review 2019 Decision, Review Notice of Hearing and Application, Many emails	JCS	0.4
20190426	preliminary review of application	MR	3
20190508	review app/draft IRs	MR	2.1
20190509	review app/draft IRs	MR	2.5
20190510	review app/draft IRs	MR	1.5
20190511	review app/draft IRs	MR	4.5
20190513	review app/draft IRs/consider issues	MR	4.2
20190606	review application and draft IRs	MR	1.5
20190607	review application and draft IRs	MR	3
20190609	review application and draft IRs	MR	3
20190610	review application and draft IRs	MR	3.5
20190612	review OEB corr	MR	0.1
20190619	emails/prel review of update evidence	MR	0.5
20190620	review updated evidence/draft IRs	MR	2
20190630	review application/draft IRs	MR	2.6
20190701	Review PSE study and assess interrogatories	JCS	2
20190702	edit and finalzie IRs	MR	0.5
20190702	Meet Mark re IRs	JCS	0.1
20190703	file IRs/review other parties IRs	MR	0.3
20190704	review Hydro One ltr and Bd letter	MR	0.1
20190719	review intervenor evidence decision	MR	0.1
20190802	Many emails re interrogatories	JCS	0.3
20190802	emails/prelim review of IRR	MR	0.3
20190803	Many emails re interrogatories	JCS	0.1
20190806	review Bd letter	MR	0.1
20190807	emails/review IRR/review other parties correspondence	MR	3
20190808	review IRR/prepare for TC/emails	MR	6.2
20190809	review IRR and prepare for TC/review PO/sign and file D&U	MR	5.6
20190811	prepare for TC/emails	MR	4.4
20190812	prepare for TC day 2	MR	0.6
20190812	Many emails re technical conference, Review TC schedule	JCS	0.3
20190812	attend technical conference/disc w other parties	MR	8.7
20190813	attend technical conference/disc w other parties	MR	8.9
20190814	emails	MR	0.1
20190815	emails/review corr	MR	0.2
20190816	emails/review OEB corr/review and revised draft issues list/draft conf sub	MR	0.5
20190819	emails	MR	0.2
20190820	conf call re: issues list/emails	MR	1
20190821	emails/review PO	MR	0.2
20190822	review PO and sub	MR	0.2
20190823	finalize and file conf submission/review Staff sub/emails	MR	0.4
20190829	email/prelim review of UT responses	MR	0.3
20190830	emails/review HONI conf reply sub	MR	0.1
20190911	Review confidentiality decision	JCS	0.3

20190912	Review expert evidence	JCS	2
20190913	emails	MR	0.1
20190918	Review evidence, Many emails, Review LPMA questions	JCS	0.5
20190919	Review evidence, Many emails, Review VECC and H1 questions	JCS	1.2
20190920	Draft and file PEG interrogatories, Many emails	JCS	2
20190920	emails/review intervenor IR	MR	0.3
20190923	review corr	MR	0.1
20190925	emails	MR	0.1
20190926	Many emails	JCS	0.2
20191002	Many emails	JCS	0.1
20191002	review Staff letter	MR	0.1
20191003	review Bd letter	MR	0.1
20191004	emails/prel review of PEG IRR	MR	0.2
20191009	emails	MR	0.1
20191010	emails	MR	0.1
20191013	review material and prepare for hearing	MR	2.5
20191015	review evidence and prepare for hearing	MR	5
20191016	emails/prepare for hearing	MR	4.2
20191017	Review reply evidence, Checklist for cross-examination	JCS	2
20191017	prepare for hearing	MR	5.2
20191018	Meet with Mark, Many emails	JCS	0.2
20191018	draft cross for Panel 1	MR	5
20191019	draft cross for Panel 1/emails/p. call w. S. Grice	MR	4.5
20191020	draft cross/emails/prepare compendium/prepare for hearing	MR	4
20191021	attend hearing, disc w parties	MR	7.7
20191022	attend hearing/disc w. parties	MR	8.2
20191022	review transcript/emails/prepare for Day 2	MR	0.8
20191023	prepare for Panel 2 and 3	MR	5
20191024	attend at hearing/disc w. parties	MR	8.2
20191024	prepare for Panel 2	MR	2
20191025	attend hearing/disc w. parties	MR	7.6
20191026	Final review of expert evidence, Review schedule, Cross assessment, Email Mark	JCS	2.7
20191026	prepare for Panel 2	MR	4
20191027	prepare for Panel 2 and 3/prepare compendiums	MR	5.5
20191028	attend hearing/disc w. parties	MR	8.2
20191028	prepare for Panel 3/review transcript/revise Panel 2 cross	MR	3.5
20191029	attend hearing/disc w. parties	MR	8
20191030	review materials/prepare for Panel 4 and 5	MR	5.1
20191031	Review CME and EP compendia for panels 4 and 5	JCS	0.7
20191031	attend hearing/disc w. parties	MR	8
20191031	review transcript/emails/prepare for Panel 4	MR	1.5
20191101	Review Thursday and Friday transcripts	JCS	3
20191101	attend hearing/disc w parties	MR	7.5
20191102	Many emails	JCS	0.1
20191103	emails/prepare for panel 4/prepare panel 4 compendium	MR	3.6
20191104	attend hearing/disc w parties	MR	7.5
20191105	emails	MR	0.1
20191106	review transcripts/consider hearing issues/outline next steps/prel review UT responses	MR	1.5

20191107	emails/prel review of UT responses	MR	0.5
20191108	review UT/outline sub	MR	2.5
20191112	emails	MR	0.1
20191116	draft arg	MR	3.5
20191119	emails/review UT responses	MR	0.5
20191121	emails	MR	0.1
20191122	consider issues and draft submission	MR	2.5
20191123	Review Argument in Chief	JCS	2
20191126	review Argument-In-Chief and consider/draft sub/emails	MR	7
20191201	draft submissions	MR	2.9
20191202	p. call w. S. Grice/draft submissions	MR	9.5
20191203	p. call w. S. Grice/draft submissions	MR	8.5
20191204	Meet with Mark	JCS	0.4
20191204	disc w. JCS/draft submissions	MR	6.5
20191205	draft submissions	MR	4.2
20191206	draft Argument/p. call w. S. Grice/emails	MR	6.1
20191207	draft Argument	MR	8
20191208	Review first draft	JCS	0.9
20191208	draft Argument	MR	4.5
20191209	Review evidence, Notes for argument sections, Review transcripts, Review ED submissions	JCS	1.5
20191209	disc w JCS/review ED sub	MR	0.5
20191210	Review decision and interim order	JCS	0.4
20191210	disc w. JCS/emails/review Board Order	MR	0.2
20191211	Review OEB Staff submission, Various emails	JCS	1.3
20191211	emails/prel review of Staff arg	MR	0.3
20191212	review Argument-In-Chief/edit and revise submissions/emails/p. call w.S.Grice	MR	3
20191213	Review evidence, Outline	JCS	2.3
20191213	edit and revise Argument	MR	3.5
20191214	Drafting sections of Final Argument	JCS	2
20191214	edit and revise Argument	MR	4
20191215	Drafting sections of Final Argument, Many emails	JCS	6.2
20191215	edit and revise Argument	MR	3.5
20191216	Editing and revising, Meet with Mark, Review Final Argument as filed, Review arguments of others, Many emails	JCS	5.2
20191216	edit and revise Argument/multiple p. call w. S. Grice/disc w. JCS/review other parties sub	MR	5.5
20191217	Review remaining arguments, Meet with Mark	JCS	1.3
20191217	review other parties arg/file revised sub	MR	0.5
20200107	Reporting	JCS	0.2
20200117	Review reply	JCS	0.2
20200117	review reply arg	MR	2.5
20200118	Review reply argument	JCS	1.4
20200421	Various emails	JCS	0.1
20200421	review lockup letter	MR	0.1
20200423	Review decision, Many emails, Preliminary impact calculation, Draft, revise and send client report	JCS	4.3
20200423	review decision/emails	MR	2
20200424	emails	MR	0.1

20200528	emails/prel review of DRO	MR	0.4
20200529	review DRO	MR	1.8
20200530	review DRO/draft submission	MR	3.5
20200608	review DRO/review sub	MR	1.5
20200609	Review tax provisions, Recreate calculations, Review remainder of DRO for tax references and sources, Draft and revise tax section of c	JCS	2.6
20200610	finalize, edit draft submissions	MR	1.5
20200611	Review final DRO comments of SEC, Review Staff submission	JCS	0.3
20200611	edit, finalize comments/review Board and parties submissions	MR	1.5
20200625	emails/prel review of DRO reply	MR	0.2
20200626	review DRO reply	MR	1
20200716	review rate order decision	MR	0.4
20200716	Review Rate Order, Impact calculations, Client reporting, Many emails	JCS	2