



BY EMAIL and RESS

Jay Shepherd
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Dir. 416-804-2767

November 26, 2020
Our File: EB20190294

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

Attn: Christine Long, Registrar & Board Secretary

Dear Ms. Long:

Re: EB-2019-0294 – Enbridge Low Carbon Pilot – SEC Cost Claim

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

This proceeding involved a proposal to pilot hydrogen injection into a portion of the distribution system. The process involved two rounds of interrogatories, and final argument. The issues raised were unique before the Board.

Senior counsel Jay Shepherd took the lead on this matter. Time spent by co-counsel Mark Rubenstein has not been included in the claim.

All of which is respectfully submitted.

Yours very truly,
Shepherd Rubenstein Professional Corporation

A handwritten signature in dark ink, appearing to read "Jay Shepherd", is written over a light blue rectangular background.

Jay Shepherd

cc: Wayne McNally, SEC (by email)
Interested Parties (by email)

Shepherd Rubenstein Professional Corporation | Regulatory Law
2200 Yonge Street, Suite 1302 T. (416) 483-3300 F. (416) 483-3305
Toronto, ON M4S 2C6 shepherdrubenstein.com

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>2019-0294</u>	Process: <u>Enbridge Low Carbon</u>
Party: <u>School Energy Coalition</u>	Affiant's Name: <u>Jay Shepherd</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 December 1, 2020,
(date)

Ontario Energy Board
COST CLAIM FOR HEARINGS



Affidavit and Summary of Fees and Disbursements

Commissioner for taking Affidavits

File # EB- 2019-0294

Process: Enbridge Low Carbon

Party: School Energy Coalition

Summary of Fees and Disbursements Being Claimed

Legal/consultant/other fees	\$	14,421.00
Disbursements	\$	-
HST	\$	1,874.73
Total Cost Claim	\$	16,295.73

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



Detail of Fees and Disbursements Being Claimed

File # EB- <u>2019-0294</u>	Process: <u>Enbridge Low Carbon</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"/>	1980	40
Articling Student/Paralegal <input type="checkbox"/>		
Consultant <input type="checkbox"/>		Hourly Rate: \$330
Analyst <input type="checkbox"/>		
For Consultant/Analyst: <input type="checkbox"/> CV attached		HST Rate Charged (enter %): 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		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
Interrogatories					
Preparation	7.3	\$ 330.00	\$ 2,409.00	\$ 313.17	\$ 2,722.17
Responses	13.3	\$ 330.00	\$ 4,389.00	\$ 570.57	\$ 4,959.57
Issues Conference					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
ADR - Settlement Conference					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
Proposal Preparation		\$ 330.00	\$ -	\$ -	\$ -
Argument					
Preparation	23.1	\$ 330.00	\$ 7,623.00	\$ 990.99	\$ 8,613.99
Oral Hearing					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
Other Conferences					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
Case Management		\$ 170.00	\$ -	\$ -	\$ -
TOTAL SERVICE PROVIDER FEES			\$ 14,421.00	\$ 1,874.73	\$ 16,295.73

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



File # EB- 2019-0294

Process: Enbridge Low Carbon

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
20200422	Initial review of application, Many emails and case assignment	JCS	0.5
20200423	Draft and file Notice of Intervention, Many emails	JCS	0.4
20200515	Review ED letter, Review PO#1 and scheduling	JCS	0.4
20200521	Review Board material and list	JCS	0.1
20200526	Review evidence and background materials	JCS	1.1
20200527	Review evidence, Review background materials, Many emails, Drafting interrogatories	JCS	2.8
20200528	Review evidence, Draft and file interrogatories, Review interrogatories of others	JCS	2.0
20200603	Review Enbridge letter	JCS	0.1
20200604	Review Board letter and scheduling	JCS	0.2
20200616	Review PO#2 and scheduling, Initial review of IRR, Various emails	JCS	0.7
20200620	Initial review of additional IRR materials	JCS	1.0
20200624	Review interrogatory responses	JCS	2.5
20200625	Review interrogatory responses	JCS	1.0
20200709	Review new material	JCS	0.1
20200720	Review evidence update	JCS	0.1
20200722	Review Staff and IGUA interrogatories	JCS	0.3
20200724	Review interrogatories of others	JCS	0.2
20200726	Review ED correspondence and question	JCS	0.1
20200729	Review new materials, Many emails	JCS	0.5
20200730	Review PO #4 and scheduling	JCS	0.3
20200806	Review filed materials	JCS	1.5
20200812	Review interrogatory responses	JCS	1.7
20200813	Review interrogatory responses	JCS	1.0
20200819	Review IRR and Argument prep	JCS	2.0
20200824	Review IRR and Argument prep	JCS	1.1
20200828	Prep for Final Argument, Various emails	JCS	0.5
20200829	Review Argument in Chief, Review additional responses, Many emails	JCS	2.6
20200903	Review draft ED argument and provide comments, Many emails	JCS	1.5
20200904	Prep for Final Argument	JCS	1.0
20200905	Review draft material from ED	JCS	1.0
20200907	Review evidence, Research, Outline of Final Argument	JCS	4.1
20200908	Review evidence, Draft and revise Final Argument, Circulate, Many emails, Review final ED argument	JCS	7.6
20200914	Finalize and file Submissions, Review submissions of others, Many emails	JCS	2.0
20200915	Review further submissions	JCS	0.4
20200916	Review further submissions	JCS	0.2
20200924	Review reply submissions	JCS	0.7
20201029	Review decision, Reporting, Many emails	JCS	0.4
			43.7

\$14,421.00

\$1,874.73

\$16,295.73