



BY EMAIL and RESS

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

August 25, 2021
Our File: EB20200150

Attn: Christine Long, Registrar

Dear Ms. Long:

Re: EB-2020-0150 – NextBridge 2022-2031 Custom IR Application – SEC 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.

This was a complex proceeding, as it was the first time the Board has adjudicated the issue of a Custom IR framework for a single line asset utility. There was a multi-day settlement conference and a 3-day oral hearing. Counsel for SEC took a leading role in this proceeding, acting as a coordinator among the intervenors during the settlement process, and took a lead in the cross-examination during the oral hearing.

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.

For the purposes of the Board’s cost claim form, we have used the ‘Other Conference – Preparation’ category for time docketed for items that do not fall within the other categories (i.e., Procedural matters, discussions amongst parties to develop the Issues List, reviewing the Board’s decisions, and reviewing and filing submissions on the Draft Rate Order).

Yours very truly,
Shepherd Rubenstein P.C.

Mark Rubenstein

cc: Ted Doherty, SEC (by email)
NextBridge (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>2020-0150</u>	Process: <u>NextBridge 2022-2031</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 Toronto (via videoconference),
in the Province/State of Ontario, on August 25, 2021.
(date)

Commissioner for taking Affidavits

**Ontario Energy Board
COST CLAIM FOR HEARINGS**



Affidavit and Summary of Fees and Disbursements

File # EB- 2020-0150 Process: NextBridge 2022-2031

Party: School Energy Coalition

Summary of Fees and Disbursements Being Claimed

Legal/consultant/other fees	\$	34,842.00
Disbursements	\$	-
HST	\$	4,529.46
Total Cost Claim	\$	39,371.46

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>2020-0150</u>	Process: <u>NextBridge 2022-2031</u>	
Party: <u>School Energy Coalition</u>	Service Provider Name: <u>Mark Rubenstein</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="2011"/>	<input type="text" value="9"/>
Articling Student/Paralegal <input type="checkbox"/>		
Consultant <input type="checkbox"/>		
Analyst <input type="checkbox"/>		
For Consultant/Analyst: <input type="checkbox"/> CV attached		Hourly Rate: <input type="text" value="\$230"/>
<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		\$ 230.00	\$ -	\$ -	\$ -
Attendance		\$ 230.00	\$ -	\$ -	\$ -
Technical Conference					
Preparation		\$ 230.00	\$ -	\$ -	\$ -
Attendance		\$ 230.00	\$ -	\$ -	\$ -
Interrogatories					
Preparation	11.80	\$ 230.00	\$ 2,714.00	\$ 352.82	\$ 3,066.82
Responses	5.70	\$ 230.00	\$ 1,311.00	\$ 170.43	\$ 1,481.43
Issues Conference					
Preparation		\$ 230.00	\$ -	\$ -	\$ -
Attendance		\$ 230.00	\$ -	\$ -	\$ -
ADR - Settlement Conference					
Preparation	6.90	\$ 230.00	\$ 1,587.00	\$ 206.31	\$ 1,793.31
Attendance	18.30	\$ 230.00	\$ 4,209.00	\$ 547.17	\$ 4,756.17
Proposal Preparation		\$ 230.00	\$ -	\$ -	\$ -
Argument					
Preparation	46.20	\$ 230.00	\$ 10,626.00	\$ 1,381.38	\$ 12,007.38
Oral Hearing					
Preparation	27.10	\$ 230.00	\$ 6,233.00	\$ 810.29	\$ 7,043.29
Attendance	21.20	\$ 230.00	\$ 4,876.00	\$ 633.88	\$ 5,509.88
Other Conferences					
Preparation	7.40	\$ 230.00	\$ 1,702.00	\$ 221.26	\$ 1,923.26
Attendance		\$ 230.00	\$ -	\$ -	\$ -
Case Management					
			\$ -	\$ -	\$ -
TOTAL SERVICE PROVIDER FEES			\$ 33,258.00	\$ 4,323.54	\$ 37,581.54

**Ontario Energy Board
COST CLAIM FOR HEARINGS**



Detail of Fees and Disbursements Being Claimed

File # EB- 2020-0150

Process: NextBridge 2022-2031

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>2020-0150</u>	Process: <u>NextBridge 2022-2031</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="40"/>
Articling Student/Paralegal <input type="checkbox"/>		
Consultant <input type="checkbox"/>		
Analyst <input type="checkbox"/>		
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		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
Interrogatories					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Responses		\$ 330.00	\$ -	\$ -	\$ -
Issues Conference					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
ADR - Settlement Conference					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
Proposal Preparation		\$ 330.00	\$ -	\$ -	\$ -
Argument					
Preparation	3.80	\$ 330.00	\$ 1,254.00	\$ 163.02	\$ 1,417.02
Oral Hearing					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
Other Conferences					
Preparation	1.00	\$ 330.00	\$ 330.00	\$ 42.90	\$ 372.90
Attendance		\$ 330.00	\$ -	\$ -	\$ -
Case Management			\$ -	\$ -	\$ -
TOTAL SERVICE PROVIDER FEES			\$ 1,584.00	\$ 205.92	\$ 1,789.92

**Ontario Energy Board
COST CLAIM FOR HEARINGS**



Detail of Fees and Disbursements Being Claimed

File # EB- 2020-0150

Process: NextBridge 2022-2031

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
20201125	review Notice and prel review of Application	MR	1.5
20201204	emails/prel review of Application and consideration issues	MR	1.2
20201216	review PO/email/review Application and prepare model to analyze impact of proposals	MR	1.9
20201217	review Application/review EB-2017-0182 record/draft IRs	MR	4.8
20201221	review Application/draft IRs	MR	2
20210107	finalize and file IRs/review other parties IRs/emails	MR	0.4
20210111	emails	MR	0.1
20210121	emails	MR	0.2
20210122	emails	MR	0.1
20210127	prel review of IRR	MR	1.1
20210131	emails	MR	0.1
20210201	emails/p. call w. AS (Board Staff)	MR	0.1
20210202	emails/review draft issues list	MR	0.1
20210203	provide proposed edits to draft issues list/emails/p. call w. Michael Price (Board Staff)	MR	1.1
20210204	emails/review staff revised draft issues list	MR	0.3
20210205	emails/review PO/p. call w. J. Girvan	MR	0.3
20210209	emails/review issues list decision	MR	0.3
20210210	review IRR and prepare for Settlement Conference/emails	MR	4.6
20210211	emails/review IRR and prepare for settlement/attend Settlement Conference prep session	MR	1.4
20210212	emails/review corr from NB and HO/review PO	MR	0.4
20210214	prepare for Settlement Conference	MR	0.6
20210216	attend Settlement Conference	MR	8
20210216	write up offer and prepare for Day 2	MR	1.6
20210217	prepare for Day 2 of Settlement Conference	MR	0.5
20210218	attend Settlement Conference	MR	3.8
20210224	review wirtten NB offer document and prepare spreadsheet analysis for intervenors/prepare for Day 3	MR	2.4
20210225	attend Settlement Conference	MR	6.5
20210225	emails	MR	0.3
20210226	p. call w. G. Vegh/emails	MR	0.7
20210304	p. call w. G. Vegh/review corr/emails/p. call w. Nancy Marconi	MR	1
20210306	draft letter/emails	MR	0.5
20210308	emails/finalize and file letter	MR	0.5
20210318	emails/prel prepare for hearing	MR	2.4
20210319	emails	MR	0.2
20210322	emails/p. call w. L. Murray/prepare for hearing/review NB corr/prepare spreadsheet model	MR	3.4
20210323	emails/prepare spreadsheet to send to NB/zoom call with intervenors to disc/prepare for hearing/review VECC corr	MR	2.5
20210324	prepare for hearing	MR	5
20210325	emails/attend hearing test session/prepare cross-examination/prepare compendium/prepar for hearing/p. call w. LM (Board Staff)	MR	4.5
20210326	emails/prepare for hearing/draft cross/review NB presentation/p. call w. G. Vegh/p. call w. L. Murray/review NB revised tables	MR	5.5
20210328	prepare for hearing/emails	MR	2.8
20210329	prepare for hearing (before beginning of day)	MR	0.5
20210329	attend hearing	MR	7.3
20210329	emails/review transcript	MR	0.3
20210330	attend hearing	MR	7.8
20210331	attend hearing	MR	6.1
20210401	emails/prepare argument outline/review PO	MR	2
20210405	draft argument	MR	6
20210406	draft Argument	MR	2.6
20210407	draft Argument	MR	2
20210408	draft argument	MR	4.3
20210409	draft argument/review Argument-in-Chief/review UT responses	MR	4

20210412	emails/draft Argument/disc w. JCS	MR	5.1
20210413	draft submission and prepare tables	MR	5.5
20210414	edit submission/video conference call with intervenors to discuss positions/review corr/review PO	MR	3.1
20210415	revise submissions	MR	2.9
20210416	edit submissions	MR	0.9
20210419	Detailed review and edit of Final Argument	JCS	1.6
20210419	edit submissions/prepare tables/emails	MR	2.6
20210420	emails	MR	0.1
20210423	review NB corr and updated EWT progress report/emails	MR	0.4
20210424	edit argument	MR	0.6
20210426	finalize arguments/emails/p. call w. Nancy Marconi (Staff)	MR	1
20210427	Review submissions of others, Many emails	JCS	1.2
20210427	finalize and file Argument/review other parties sub	MR	1.8
20210428	review VECC and AMPCO arg	MR	0.4
20210511	review reply arg	MR	0.9
20210511	Review reply argument, Client reporting	JCS	1
20210617	review decision/emails	MR	0.6
20210617	Review Board decision, Client reporting, Various emails	JCS	1
20210712	review DRO	MR	0.3
20210714	review Staff DRO and draft and file letter	MR	0.3
20210805	review OEB letter	MR	0.1
20210806	review OEB Staff further DRO submissions	MR	0.2
20210810	review Rate Order	MR	0.2
			149.4