



BY EMAIL and RESS

Mark Rubenstein
mark@shepherdubenstein.com
Dir. 647-483-0113

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

November 4, 2021
Our File: EB20210147

Attn: Christine Long, Registrar

Dear Ms. Long:

Re: EB-2021-0147 – Enbridge Gas Inc. 2022 – 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 the first gas proceeding by our new counsel Fred Zheng. As noted by the difference between the total hours in our detailed dockets and what has been included in the cost claim form, we have treated a significant number of his hours as learning time in which we have not sought recovery.

For the purposes of the Board's form we have included time in the 'Other Conference – Preparation' category for time docketed for items that do not fall within the other categories (i.e. procedural matters, review of Board Staff's submissions, and the Board's decision, etc.).

Yours very truly,
Shepherd Rubenstein P.C.

A handwritten signature in blue ink, appearing to read "Mark Rubenstein", is written over the printed name.

Mark Rubenstein

cc: Ted Doherty, SEC (by email)
Enbridge Gas 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>2021-0147</u>	Process: <u>Enbridge Gas Inc. 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 Toronto,
in the Province/State of Ontario, on Nov 9/21,
(date)


Commissioner for taking Affidavits

**Ontario Energy Board
COST CLAIM FOR HEARINGS**



Affidavit and Summary of Fees and Disbursements

File # EB- 2021-0147 Process: Enbridge Gas Inc. 2022

Party: School Energy Coalition

Summary of Fees and Disbursements Being Claimed

Legal/consultant/other fees	\$	5,058.00
Disbursements	\$	-
HST	\$	657.54
Total Cost Claim	\$	5,715.54

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>2021-0147</u>	Process: <u>Enbridge Gas Inc. 2022</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"/>	<div style="border: 1px solid black; padding: 2px; display: inline-block;">2011</div>	<div style="border: 1px solid black; padding: 2px; display: inline-block;">10</div>
Articling Student/Paralegal <input type="checkbox"/>		
Consultant <input type="checkbox"/>		
Analyst <input type="checkbox"/>		
For Consultant/Analyst: <input type="checkbox"/> CV attached		Hourly Rate: <div style="border: 1px solid black; padding: 2px; display: inline-block;">\$230</div>
<input type="checkbox"/> CV provided within previous 24 months		HST Rate Charged (enter %): <div style="border: 1px solid black; padding: 2px; display: inline-block;">13.0%</div>

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	0.50	\$ 230.00	\$ 115.00	\$ 14.95	\$ 129.95
Responses	1.60	\$ 230.00	\$ 368.00	\$ 47.84	\$ 415.84
Issues Conference					
Preparation		\$ 230.00	\$ -	\$ -	\$ -
Attendance		\$ 230.00	\$ -	\$ -	\$ -
ADR - Settlement Conference					
Preparation	2.00	\$ 230.00	\$ 460.00	\$ 59.80	\$ 519.80
Attendance	9.10	\$ 230.00	\$ 2,093.00	\$ 272.09	\$ 2,365.09
Proposal Preparation	2.60	\$ 230.00	\$ 598.00	\$ 77.74	\$ 675.74
Argument					
Preparation		\$ 230.00	\$ -	\$ -	\$ -
Oral Hearing					
Preparation		\$ 230.00	\$ -	\$ -	\$ -
Attendance		\$ 230.00	\$ -	\$ -	\$ -
Other Conferences					
Preparation	0.50	\$ 230.00	\$ 115.00	\$ 14.95	\$ 129.95
Attendance		\$ 230.00	\$ -	\$ -	\$ -
Case Management			\$ -	\$ -	\$ -
TOTAL SERVICE PROVIDER FEES			\$ 3,749.00	\$ 487.37	\$ 4,236.37

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



File # EB- 2021-0147

Process: Enbridge Gas Inc. 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>2021-0147</u>	Process: <u>Enbridge Gas Inc. 2022</u>
Party: <u>School Energy Coalition</u>	Service Provider Name: <u>Fred Zheng</u>

SERVICE PROVIDER TYPE (check one) Legal Counsel <input checked="" type="checkbox"/> Articling Student/Paralegal <input type="checkbox"/> Consultant <input type="checkbox"/> Analyst <input type="checkbox"/> For Consultant/Analyst: <input type="checkbox"/> CV attached <input type="checkbox"/> CV provided within previous 24 months	Year Called to Bar <div style="border: 1px solid black; padding: 2px; width: 60px; margin: 0 auto;">2019</div>	Completed Years Practising/Years of Relevant Experience <div style="border: 1px solid black; padding: 2px; width: 100px; margin: 0 auto;">2</div>	Hourly Rate: <div style="border: 1px solid black; padding: 2px; width: 80px; float: right;">\$170</div> HST Rate Charged (enter %): <div style="border: 1px solid black; padding: 2px; width: 80px; float: right;">13.0%</div>
--	---	--	---

Statement of Fees Being Claimed					
	Hours	Hourly Rate	Subtotal	HST	Total
Pre-hearing Conference					
Preparation		\$ 170.00	\$ -	\$ -	\$ -
Attendance		\$ 170.00	\$ -	\$ -	\$ -
Technical Conference					
Preparation	7.00	\$ 170.00	\$ 1,190.00	\$ 154.70	\$ 1,344.70
Attendance		\$ 170.00	\$ -	\$ -	\$ -
Interrogatories					
Preparation	0.70	\$ 170.00	\$ 119.00	\$ 15.47	\$ 134.47
Responses		\$ 170.00	\$ -	\$ -	\$ -
Issues Conference					
Preparation		\$ 170.00	\$ -	\$ -	\$ -
Attendance		\$ 170.00	\$ -	\$ -	\$ -
ADR - Settlement Conference					
Preparation		\$ 170.00	\$ -	\$ -	\$ -
Attendance		\$ 170.00	\$ -	\$ -	\$ -
Proposal Preparation		\$ 170.00	\$ -	\$ -	\$ -
Argument					
Preparation		\$ 170.00	\$ -	\$ -	\$ -
Oral Hearing					
Preparation		\$ 170.00	\$ -	\$ -	\$ -
Attendance		\$ 170.00	\$ -	\$ -	\$ -
Other Conferences					
Preparation		\$ 170.00	\$ -	\$ -	\$ -
Attendance		\$ 170.00	\$ -	\$ -	\$ -
Case Management			\$ -	\$ -	\$ -
TOTAL SERVICE PROVIDER FEES			\$ 1,309.00	\$ 170.17	\$ 1,479.17

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



File # EB- 2021-0147

Process: Enbridge Gas Inc. 2022

Party: School Energy Coalition

Service Provider Name: Fred Zheng

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
20210723	prelim review of Application/draft NOI	MR	0.5
20210809	Review procedural order, review evidence	FZ	4
20210811	Review 2020 Settlement Proposal and 2018 Amalgamation decision	FZ	1.5
20210812	Review filed evidence, 2020 Settlement Proposal, and 2018 Amalgamation decision, consult outside resources	FZ	6
20210813	Review Board Staff interrogatories, discussion with Mark	FZ	1
20210815	Review Energy Probe and Board Staff interrogatories	FZ	0.5
20210816	Review filed evidence and previous settlement or decision, draft interrogatory, email with Mark	FZ	4.3
20210818	Edit and email document to file	FZ	0.1
20210907	disc w. FZ/preliminary review of IRR	MR	0.5
20210907	Review interrogatories and evidence filed	FZ	0.7
20210908	review IR/emails re: PDO issue	MR	1.1
20210909	review IRR/prepare for Settlement Conference	MR	2
20210910	attend Settlement Conference	MR	7.1
20210910	Attend Settlement Conference	FZ	3
20210913	emails/review corr	MR	0.3
20210913	Review emails	FZ	0.2
20210914	Many emails	FZ	0.2
20210916	emails/review revised intervenor wording	MR	0.3
20210916	Many emails	FZ	0.2
20210920	emails	MR	0.1
20210921	Review emails	FZ	0.1
20210922	emails/preliminary review draft Settlement Proposal and other parties comments/consider issues	MR	0.5
20210922	Review emails	FZ	0.2
20210923	Review evidence update and email	FZ	0.2
20210924	review further comments/emails	MR	0.4
20210924	Many emails	FZ	0.2
20210927	review revised Settlement Proposal/many emails	MR	0.7
20210927	Many emails	FZ	0.2
20210928	emails/re: attend Settlement Conference to discuss issues that have arisen	MR	2
20210929	many emails	MR	0.3
20210929	Many emails	FZ	0.2
20211006	emails/review Staff submission	MR	0.2
20211008	review Bd letter	MR	0.1
20211028	review decision/emails	MR	0.2
			39.1