



BY EMAIL and RESS

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

January 20, 2022
Our File: EB20210027

Attn: Nancy Marconi, Acting Registrar

Dear Ms. Marconi:

Re: EB-2021-0027 – Grimsby Power Inc. 2022 – 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 one of the first applications that SEC was led by its new junior counsel, Fred Zheng. The undersigned counsel was responsible for certain complex, technical and accounting issues (accelerated CCA and PILs issues, DVAs, and unique issues in this proceeding related to the embedded distributor), as well as overall supervision. As shown by the difference in the hours claimed in the cost claim form and those included in our detailed dockets, we have not claimed a significant portion of time spent by junior counsel Fred Zheng, as in our view it did not provide incremental value commensurate with the size of the utility, and so we treated it as learning time. We have also not included limited time docketed and not docketed consulting with senior SEC counsel Jay Shepherd.

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. preparing and filing the notice of intervention, procedural and issues list matters, review of OEB Staff submission on the settlement proposal, review of the Board's decision, etc.). We also note that the review of interrogatories and preparation of the technical conference were done at the same time and so all time has been included in the latter category. Time related to preparation and attending the OEB's pre-filing meeting was included in the 'Pre-Hearing Conference – Attendance' category.

Yours very truly,
Shepherd Rubenstein P.C.

Mark Rubenstein

cc: Ted Doherty, SEC (by email)
Applicant (by email)

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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-	2021-0027	Process:	Grimsby Power Inc. 2022 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 (via videoconference)**,
in the Province/State of **Ontario**, on **January 20/2022**.
(date)

Commissioner for taking Affidavits

Ontario Energy Board
COST CLAIM FOR HEARINGS



Affidavit and Summary of Fees and Disbursements

File # EB- 2021-0027

Process: Grimsby Power Inc. 2022 Rates

Party: School Energy Coalition

Summary of Fees and Disbursements Being Claimed

Legal/consultant/other fees	\$	16,763.00
Disbursements	\$	-
HST	\$	2,179.19
Total Cost Claim	\$	18,942.19

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>2021-0027</u>	Process: <u>Grimsby Power Inc. 2022 Rates</u>
Party: <u>School Energy Coalition</u>	Service Provider Name: <u>Mark Rubenstein</u>
<div style="display: flex; justify-content: space-between;"> <div style="width: 40%;"> <p>SERVICE PROVIDER TYPE (check one)</p> <p>Legal Counsel <input checked="" type="checkbox"/></p> <p>Articling Student/Paralegal <input type="checkbox"/></p> <p>Consultant <input type="checkbox"/></p> <p>Analyst <input type="checkbox"/></p> </div> <div style="width: 20%;"> <p>Year Called to Bar</p> <p style="border: 1px solid black; padding: 2px; text-align: center;">2011</p> </div> <div style="width: 40%;"> <p>Completed Years Practising/Years of Relevant Experience</p> <p style="border: 1px solid black; padding: 2px; text-align: center;">10</p> </div> </div>	
<div style="display: flex; justify-content: space-between;"> <div style="width: 40%;"> <p>For Consultant/Analyst: <input type="checkbox"/> CV attached</p> <p><input type="checkbox"/> CV provided within previous 24 months</p> </div> <div style="width: 60%;"> <p>Hourly Rate: \$230</p> <p>HST Rate Charged (enter %): 13.0%</p> </div> </div>	

Statement of Fees Being Claimed					
	Hours	Hourly Rate	Subtotal	HST	Total
Pre-hearing Conference					
Preparation		\$ 230.00	\$ -	\$ -	\$ -
Attendance	1.50	\$ 230.00	\$ 345.00	\$ 44.85	\$ 389.85
Technical Conference					
Preparation		\$ 230.00	\$ -	\$ -	\$ -
Attendance		\$ 230.00	\$ -	\$ -	\$ -
Interrogatories					
Preparation	4.50	\$ 230.00	\$ 1,035.00	\$ 134.55	\$ 1,169.55
Responses		\$ 230.00	\$ -	\$ -	\$ -
Issues Conference					
Preparation		\$ 230.00	\$ -	\$ -	\$ -
Attendance		\$ 230.00	\$ -	\$ -	\$ -
ADR - Settlement Conference					
Preparation	9.50	\$ 230.00	\$ 2,185.00	\$ 284.05	\$ 2,469.05
Attendance	4.50	\$ 230.00	\$ 1,035.00	\$ 134.55	\$ 1,169.55
Proposal Preparation	2.30	\$ 230.00	\$ 529.00	\$ 68.77	\$ 597.77
Argument					
Preparation		\$ 230.00	\$ -	\$ -	\$ -
Oral Hearing					
Preparation		\$ 230.00	\$ -	\$ -	\$ -
Attendance		\$ 230.00	\$ -	\$ -	\$ -
Other Conferences					
Preparation	1.80	\$ 230.00	\$ 414.00	\$ 53.82	\$ 467.82
Attendance		\$ 230.00	\$ -	\$ -	\$ -
Case Management			\$ -	\$ -	\$ -
TOTAL SERVICE PROVIDER FEES			\$ 5,543.00	\$ 720.59	\$ 6,263.59

Ontario Energy Board

COST CLAIM FOR HEARINGS



Detail of Fees and Disbursements Being Claimed

File # EB- 2021-0027

Process: Grimsby Power Inc. 2022 Rates

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>2021-0027</u>	Process: <u>Grimsby Power Inc. 2022 Rates</u>
Party: <u>School Energy Coalition</u>	Service Provider Name: <u>Fred Zhang</u>

SERVICE PROVIDER TYPE (check one)	Year Called to Bar	Completed Years Practising/Years of Relevant Experience
Legal Counsel <input checked="" type="checkbox"/>	2020	1
Articling Student/Paralegal <input type="checkbox"/>		
Consultant <input type="checkbox"/>		
Analyst <input type="checkbox"/>		

Hourly Rate: <u>\$170</u>	
For Consultant/Analyst: <input type="checkbox"/> CV attached	HST Rate Charged (enter %): <u>13.0%</u>
<input type="checkbox"/> CV provided within previous 24 months	

Statement of Fees Being Claimed					
	Hours	Hourly Rate	Subtotal	HST	Total
Pre-hearing Conference					
Preparation		\$ 170.00	\$ -	\$ -	\$ -
Attendance		\$ 170.00	\$ -	\$ -	\$ -
Technical Conference					
Preparation		\$ 170.00	\$ -	\$ -	\$ -
Attendance		\$ 170.00	\$ -	\$ -	\$ -
Interrogatories					
Preparation	22.80	\$ 170.00	\$ 3,876.00	\$ 503.88	\$ 4,379.88
Responses		\$ 170.00	\$ -	\$ -	\$ -
Issues Conference					
Preparation		\$ 170.00	\$ -	\$ -	\$ -
Attendance		\$ 170.00	\$ -	\$ -	\$ -
ADR - Settlement Conference					
Preparation	25.50	\$ 170.00	\$ 4,335.00	\$ 563.55	\$ 4,898.55
Attendance	11.20	\$ 170.00	\$ 1,904.00	\$ 247.52	\$ 2,151.52
Proposal Preparation	6.30	\$ 170.00	\$ 1,071.00	\$ 139.23	\$ 1,210.23
Argument					
Preparation		\$ 170.00	\$ -	\$ -	\$ -
Oral Hearing					
Preparation		\$ 170.00	\$ -	\$ -	\$ -
Attendance		\$ 170.00	\$ -	\$ -	\$ -
Other Conferences					
Preparation	0.20	\$ 170.00	\$ 34.00	\$ 4.42	\$ 38.42
Attendance		\$ 170.00	\$ -	\$ -	\$ -
Case Management			\$ -	\$ -	\$ -
TOTAL SERVICE PROVIDER FEES			\$ 11,220.00	\$ 1,458.60	\$ 12,678.60

Ontario Energy Board

COST CLAIM FOR HEARINGS



Detail of Fees and Disbursements Being Claimed

File # EB- 2021-0027

Process: Grimsby Power Inc. 2022 Rates

Party: School Energy Coalition

Service Provider Name: Fred Zhang

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
20210511	prepare and attend pre-filing meeting	MR	1.5
20210813	preliminary review of Application	MR	0.6
20210902	preliminary review of application/review notice and prepare Nol	MR	0.4
20210907	disc w. FZ	MR	0.3
20210907	discussion with MR, Review Exhibit 1	FZ	1.7
20210910	review PO	MR	0.2
20210910	Review Procedural Order	FZ	0.2
20210914	Review draft issue list, Review evidence filed	FZ	2.3
20210915	emails re: draft issues list	MR	0.1
20210915	Email to OEB re proposed issue list	FZ	0.2
20210915	Review evidence	FZ	2.1
20210916	Many emails re impact analysis	JCS	0.2
20210916	Review exhibits, Assess bill impact	FZ	2.6
20210921	Review filed evidence and decision on issues list	FZ	1
20210922	Review exhibits, Discussion with MR	FZ	3.2
20210923	Review exhibits, Draft interrogatories	FZ	5.8
20210924	Review exhibits and draft interrogatories	FZ	5.4
20210927	Review exhibits and draft interrogatories	FZ	4.8
20210928	Review exhibitis and draft interrogatories	FZ	2
20210929	Review exhibits	FZ	2
20210930	emails	MR	0.2
20210930	Review exhibits and Staff interrogatories, Discussion with MR, Draft interrogatories	FZ	5.3
20211001	Review exhibits and finalize interrogatories	FZ	5.2
20211004	review draft IRs/review evidence and proposed further IRs	MR	3.5
20211004	Review MR's comments and revise interrogatories	FZ	1.2
20211005	emails	MR	0.1
20211022	review corr and emails	MR	0.3
20211022	Reply to GPI's request to extend filing date	FZ	0.2
20211025	review Bd letter	MR	0.1
20211026	Review exhibitis, Consult outside sources such as other applications, Prepare for settlement negotiation	FZ	2.3
20211027	Various questions from Fred	JCS	0.2
20211027	Prepare for settlement negotiation	FZ	4.8
20211028	emails	MR	0.1
20211028	Review response to IR and prepare for settlement	FZ	3.7
20211029	emails	MR	0.1
20211029	Review response to IR and prepare for Settlement Conference	FZ	7.5
20211101	Review responses to IR/prepare for Settlement Conference	FZ	3.4
20211101	emails	MR	0.1
20211102	Settlement Conference preparation	FZ	5.2
20211103	Email GPI re clarification	FZ	0.2
20211103	review FZ memo/review evidence and IRR and prepare materials for Settlement Conference meeting with FZ	MR	4
20211104	Discussion with Mark R. and further preparation for Settlement Conference	FZ	4

20211104	emails/meeting w. FZ to discuss Settlement Conference/p. call w. MG	MR	3.3
20211105	Settlement Conference preparation	FZ	2.3
20211105	emails/review ACA issues/provide comments to FZ	MR	0.9
20211107	review CA issues/emails	MR	1
20211108	Attend Settlement Conference and preparation	FZ	7.7
20211108	attend Settlement Conference	MR	1.6
20211109	Attend Settlement Conference and preparation	FZ	5.5
20211109	attend Settlement Conference	MR	1.2
20211110	Attend Settlement Conference, preparation and discussion with MR	FZ	2.5
20211110	emails/attend Settlement Conference/Zoom call w. FZ	MR	1.7
20211112	emails	MR	0.1
20211124	Email exchange and review Settlement Proposal	FZ	0.8
20211125	Revise Settlement Proposal and discussion with MR	FZ	3
20211125	review FZ proposed Settlement Proposal edits and provide further comments/emails/p. call w. FZ and provide wording on capital	MR	1.5
20211126	emails re Settlement Proposal	MR	0.2
20211130	emails	MR	0.1
20211203	Review and respond to email	FZ	0.1
20211207	review further draft and provide comments to FZ	MR	0.3
20211207	Discussion with MR, emails, and review Settlement Proposal	FZ	0.5
20211208	p. call w. FZ re: Settlement Proposal	MR	0.2
20211208	Review and edit Settlement Proposal	FZ	0.8
20211209	Review and edit Settlement Proposal, Discussion with MR, Circulate edits	FZ	1
20211210	Respond to email, Discussion with MR, and edit Settlement Proposal	FZ	2
20211217	Review email	FZ	0.1
20220113	review decision/emails	MR	0.1
20220113	Review decision	FZ	0.1
			126.9