



BY EMAIL and RESS

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

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

April 7, 2022
Our File: EB20210280

Attn: Nancy Marconi, Registrar

Dear Ms. Marconi:

Re: EB-2021-0280 – Energy+/BPI MAAD – Cost Claim

We are counsel to the School Energy Coalition (“SEC”). Attached, please find the cost claim using the OEB’s new cost claim system.

SEC junior counsel, Fred Zheng, had carriage of this matter, with the undersigned providing support, supervision, and responsibility over certain discrete issues (request for DVA related to accelerated CCA phase out and accounting impacts). As always, we have reviewed our docketed time to ensure the claim is reasonable, and have decided not to claim 1.5 hours of time by the undersigned and 8 hours of Mr. Zheng’s time.

Yours very truly,
Shepherd Rubenstein P.C.

Mark Rubenstein

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

EB-2021-0280 : 1 : Mark Rubenstein

COST CLAIM NUMBER 371	SUBMISSION DEADLINE DATE April 07, 2022	CLAIM STATUS Submitted
EB# EB-2021-0280: MAADs: Section 86 1c: LDC Amalco	OTHER EB#S	PHASE #* 1
INTERVENOR Rubenstein, Mark; +1 (647) 483-0113 mark@shepherdrubenstein.com	INTERVENOR COMPANY* School Energy Coalition, Toronto: Corporation	INTERVENOR TYPE Full Registrant
HST RATE ONTARIO 13.00	EXCHANGE RATE	COUNTRY
HST NUMBER 83673 5464 RT0001	LATE SUBMISSION ALLOWED No	EXTENSION DEADLINE DATE

PARTICIPANTS

New	Non-Filing Participant First, Last Name	Filing Participant	Participant Total (\$)	Participant Claim Status
No	,	Rubenstein, Mark; +1 (647) 483-0113 mark@shepherdrubenstein.com	3,560.63	Submitted
No	,	Zheng, Fred; +1 (647) 483-0114 fred@shepherdrubenstein.com	5,532.48	Submitted

ATTACHMENTS

Attachment	Attachment Date	Participant	Document Type	Claim Type	Import Message
SEC EnergyPlus BPI Cost Claim Cover Letter.pdf			Cover Letter		

TOTAL LEGAL/CONSULTANT/OTHER FEES 8,047.00	TOTAL DISBURSEMENTS 0.00	TOTAL HST 1,046.11
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TOTAL CLAIM 9,093.11	TOTAL AMOUNT AWARDED
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REASON FOR DISALLOWANCE	REASON FOR DISALLOWANCE - 2	REASON FOR DISALLOWANCE - 3
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MAKE CHEQUE PAYABLE TO
Shepherd Rubenstein Professional Corporation, in trust

SEND PAYMENT TO ADDRESS
2200 Yonge Street
Suite 1302
Toronto, ON
M4S 2C6

ATTENTION

SUBMIT SECTION

I am a representative of the Party. I have examined all of the documentation in support of this cost claim. The costs incurred and time spent are directly related to the Party's participation in the OEB Process referred to above.

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 section 6.05 and 6.09 of the OEB's Practice Direction on Cost Awards.

The information (fees and disbursements) filed in this cost claim is complete and accurate and in accordance with the OEB's Practice Direction for Cost Awards and Appendix A, the Cost Awards Tariff.

SUBMITTED BY Mark Rubenstein	DATE SUBMITTED April 07, 2022
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Mark Rubenstein

CASE EB-2021-0280: MAADs: Section 86 1c: LDC Amalco	COST CLAIM EB-2021-0280 : 1 : Mark Rubenstein	INTERVENOR NAME Rubenstein, Mark; +1 (647) 483-0113 mark@shepherdrubenstein.com	PARTICIPANT CLAIM STATUS Submitted
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FILING PARTICIPANT Rubenstein, Mark; +1 (647) 483-0113 mark@shepherdrubenstein.com	NEW PARTICIPANT No	NON-FILING PARTICIPANT F. NAME	NON-FILING PARTICIPANT L. NAME
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SERVICE PROVIDER TYPE Legal Counsel	YEAR CALLED TO BAR 2011	COMPLETED YEARS PRACTICING/YEARS OF RELEVANT EXPERIENCE 10	HOURLY RATE 230
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CV STATUS (FOR CONSULTANT/ANALYST) CV Required	LAST CV DATE	HST RATE CHARGED 13.00
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HEARINGS Yes	CONSULTATIONS No	DISBURSEMENTS No
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HEARINGS

<u>Name</u>	<u>Hours</u>	<u>Hourly Rate</u>	<u>Sub Total</u>	<u>HST Rate</u>	<u>HST</u>	<u>Total</u>
Review Application and Evidence						
Review Application and Evidence	2.00	230	460.00	13.00	59.80	519.80
Discovery						
Preparation of Interrogatories		230		13.00		
Review Interrogatory Responses		230		13.00		
Technical Conference Preparation	3.70	230	851.00	13.00	110.63	961.63
Technical Conference Attendance	1.50	230	345.00	13.00	44.85	389.85
Technical Conference Follow Up	1.20	230	276.00	13.00	35.88	311.88
Issues List						
Preparation		230		13.00		
Attendance at Issues Conference		230		13.00		
Intervenor Evidence						
Preparation		230		13.00		
Interrogatory Responses		230		13.00		
Preparation of Witness(es) for Attendance at Hearing		230		13.00		
Settlement Conference / ADR						
Preparation		230		13.00		
Attendance		230		13.00		
Preparation of Settlement Proposal		230		13.00		
Attendance at Presentation to Panel		230		13.00		
Oral Hearing						
Preparation		230		13.00		
Attendance at Oral Hearing		230		13.00		
Submissions						
Written Submissions	4.50	230	1,035.00	13.00	134.55	1,169.55
Oral Submissions		230		13.00		
Attendance at Oral Submissions		230		13.00		
Other Attendance						
Other Attendance		230		13.00		
Communication						
With Client		230		13.00		
With Other Parties		230		13.00		
Motions						
Preparation of Motion(s) Materials		230		13.00		
Prepare Submissions on the Motion(s)		230		13.00		
Attendance at Hearing on Motion(s)		230		13.00		
Confidentiality						

Preparation of Application for Confidentiality		230		13.00		
Prepare Submissions on Confidentiality	0.30	230	69.00	13.00	8.97	77.97
Attendance at Hearing on Confidentiality		230		13.00		
Decision						
Review	0.50	230	115.00	13.00	14.95	129.95
Rate Order						
Review		230		13.00		
Prepare Submission on Rate Order		230		13.00		
Total Service Provider Fees						
Total Service Provider Fees:			3,151.00		409.63	3,560.63

Attachments

<u>Attachment</u>	<u>Document Type</u>	<u>Import Message</u>
Client Fees Listing Sheet.pdf	Time Docket	

Hearings, Consultations, Disbursements Attachments

<u>Attachment</u>	<u>Related Disbursement Claim</u>	<u>Document Type</u>	<u>Claim Type</u>	<u>Import Message</u>
Client Fees Listing Sheet.pdf		Time Docket	Hearings	

Date	Explanation	Lwyr	Hours
20211118	preliminary review of Application/disc w. FZ	MR	0.5
20211119	emails	MR	0.2
20211130	emails	MR	0.1
20211201	emails	MR	0.1
20211202	draft Notice of Intervention/emails	MR	0.3
20211217	review PO/emails	MR	0.2
20220104	discussion on approach with FZ	MR	0.2
20220104	Discussion with Mark	FZ	0.2
20220110	review letter re: confidentiality, determine no obj	MR	0.3
20220111	emails	MR	0.1
20220112	emails	MR	0.1
20220112	Review MAAD Handbook and consult precedence, review filed evidence	FZ	2.5
20220113	emails	MR	0.1
20220117	emails	MR	0.1
20220117	Review evidence and prepare for Technical Conference questions	FZ	4
20220118	emails	MR	0.1
20220118	Review evidence and prepare for Technical Conference questions, email with Mark	FZ	3
20220119	review Application/undertake research/prepare for Technical Conference/review FZ draft q	MR	1.7
20220120	meeting w. FZ to discuss Technical Conference questions/emails/sign D&U	MR	1.5
20220120	Prepare and instruction to file confidentiality Declaration and Undertaking, discussion with	FZ	3
20220121	emails	MR	0.1
20220123	prepare for Technical Conference	MR	0.3
20220124	attend Technical Conference	MR	1.5
20220124	Prepare and attend Technical Conference	FZ	5.5
20220125	Zoom meeting w. FZ to discuss next steps	MR	0.3
20220127	p. call w. D. Lau	MR	0.1
20220202	emails/preliminary review of UT responses	MR	0.2
20220202	review FZ argument outline/meeting to disc.	MR	0.9
20220202	Review evidence filed, Technical Conference transcript, and draft submission outline; discuss	FZ	5.3
20220207	emails	MR	0.1
20220207	many emails	FZ	0.2
20220208	emails/p. call w. KM	MR	0.1
20220209	review UT	MR	1
20220209	draft submissions re: CCA issue	MR	2
20220211	review undertakings	FZ	2
20220211	review Argument in Chief; draft final submission	FZ	3
20220214	emails	MR	0.2
20220214	draft final submission	FZ	6.4
20220215	review FZ draft and provide edits and comments/short meeting w. FZ to review	MR	1.5
20220215	discussion with Mark R.; revise submission	FZ	1.7
20220216	review further draft/provide edits	MR	0.4
20220225	review reply submission	MR	0.3
20220317	review decision/emails	MR	0.5
			47.1

Fred Zheng

CASE EB-2021-0280: MAADs: Section 86 1c: LDC Amalco	COST CLAIM EB-2021-0280 : 1 : Mark Rubenstein	INTERVENOR NAME Rubenstein, Mark; +1 (647) 483-0113 mark@shepherdrubenstein.com	PARTICIPANT CLAIM STATUS Submitted
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FILING PARTICIPANT Zheng, Fred; +1 (647) 483-0114 fred@shepherdrubenstein.com	NEW PARTICIPANT No	NON-FILING PARTICIPANT F. NAME	NON-FILING PARTICIPANT L. NAME
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SERVICE PROVIDER TYPE Legal Counsel	YEAR CALLED TO BAR 2020	COMPLETED YEARS PRACTICING/YEARS OF RELEVANT EXPERIENCE 1	HOURLY RATE 170
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CV STATUS (FOR CONSULTANT/ANALYST) CV Required	LAST CV DATE	HST RATE CHARGED 13.00
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HEARINGS Yes	CONSULTATIONS No	DISBURSEMENTS No
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HEARINGS

<u>Name</u>	<u>Hours</u>	<u>Hourly Rate</u>	<u>Sub Total</u>	<u>HST Rate</u>	<u>HST</u>	<u>Total</u>
Review Application and Evidence						
Review Application and Evidence	6.70	170	1,139.00	13.00	148.07	1,287.07
Discovery						
Preparation of Interrogatories		170		13.00		
Review Interrogatory Responses		170		13.00		
Technical Conference Preparation	4.00	170	680.00	13.00	88.40	768.40
Technical Conference Attendance	5.50	170	935.00	13.00	121.55	1,056.55
Technical Conference Follow Up	2.00	170	340.00	13.00	44.20	384.20
Issues List						
Preparation		170		13.00		
Attendance at Issues Conference		170		13.00		
Intervenor Evidence						
Preparation		170		13.00		
Interrogatory Responses		170		13.00		
Preparation of Witness(es) for Attendance at Hearing		170		13.00		
Settlement Conference / ADR						
Preparation		170		13.00		
Attendance		170		13.00		
Preparation of Settlement Proposal		170		13.00		
Attendance at Presentation to Panel		170		13.00		
Oral Hearing						
Preparation		170		13.00		
Attendance at Oral Hearing		170		13.00		
Submissions						
Written Submissions	10.60	170	1,802.00	13.00	234.26	2,036.26
Oral Submissions		170		13.00		
Attendance at Oral Submissions		170		13.00		
Other Attendance						
Other Attendance		170		13.00		
Communication						
With Client		170		13.00		
With Other Parties		170		13.00		
Motions						
Preparation of Motion(s) Materials		170		13.00		
Prepare Submissions on the Motion(s)		170		13.00		
Attendance at Hearing on Motion(s)		170		13.00		
Confidentiality						

Preparation of Application for Confidentiality	170	13.00		
Prepare Submissions on Confidentiality	170	13.00		
Attendance at Hearing on Confidentiality	170	13.00		
Decision				
Review	170	13.00		
Rate Order				
Review	170	13.00		
Prepare Submission on Rate Order	170	13.00		
Total Service Provider Fees				
Total Service Provider Fees:		4,896.00	636.48	5,532.48

Attachments

<u>Attachment</u>	<u>Document Type</u>	<u>Import Message</u>
Client Fees Listing Sheet.pdf	Time Docket	

Hearings, Consultations, Disbursements Attachments

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20211119	emails	MR	0.2
20211130	emails	MR	0.1
20211201	emails	MR	0.1
20211202	draft Notice of Intervention/emails	MR	0.3
20211217	review PO/emails	MR	0.2
20220104	discussion on approach with FZ	MR	0.2
20220104	Discussion with Mark	FZ	0.2
20220110	review letter re: confidentiality, determine no obj	MR	0.3
20220111	emails	MR	0.1
20220112	emails	MR	0.1
20220112	Review MAAD Handbook and consult precedence, review filed evidence	FZ	2.5
20220113	emails	MR	0.1
20220117	emails	MR	0.1
20220117	Review evidence and prepare for Technical Conference questions	FZ	4
20220118	emails	MR	0.1
20220118	Review evidence and prepare for Technical Conference questions, email with Mark	FZ	3
20220119	review Application/undertake research/prepare for Technical Conference/review FZ draft q	MR	1.7
20220120	meeting w. FZ to discuss Technical Conference questions/emails/sign D&U	MR	1.5
20220120	Prepare and instruction to file confidentiality Declaration and Undertaking, discussion with	FZ	3
20220121	emails	MR	0.1
20220123	prepare for Technical Conference	MR	0.3
20220124	attend Technical Conference	MR	1.5
20220124	Prepare and attend Technical Conference	FZ	5.5
20220125	Zoom meeting w. FZ to discuss next steps	MR	0.3
20220127	p. call w. D. Lau	MR	0.1
20220202	emails/preliminary review of UT responses	MR	0.2
20220202	review FZ argument outline/meeting to disc.	MR	0.9
20220202	Review evidence filed, Technical Conference transcript, and draft submission outline; discuss	FZ	5.3
20220207	emails	MR	0.1
20220207	many emails	FZ	0.2
20220208	emails/p. call w. KM	MR	0.1
20220209	review UT	MR	1
20220209	draft submissions re: CCA issue	MR	2
20220211	review undertakings	FZ	2
20220211	review Argument in Chief; draft final submission	FZ	3
20220214	emails	MR	0.2
20220214	draft final submission	FZ	6.4
20220215	review FZ draft and provide edits and comments/short meeting w. FZ to review	MR	1.5
20220215	discussion with Mark R.; revise submission	FZ	1.7
20220216	review further draft/provide edits	MR	0.4
20220225	review reply submission	MR	0.3
20220317	review decision/emails	MR	0.5
			47.1