



By EMAIL and RESS

Jay Shepherd
jay@shepherdubenstein.com
Dir. 416-804-2767

May 10, 2022
Our File: EB20220071

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

Attn: Nancy Marconi, Registrar

Dear Ms. Marconi:

Re: EB-2022-0071 – Hydro One Motion to Review – SEC Cost Claim

We are counsel to the School Energy Coalition (“SEC”). Enclosed, please find SEC’s cost claim in this matter on the OEB’s form with accompanying detailed dockets.

This was a motion by Hydro One to review certain parts of the OEB’s decision in EB-2021-0033 relating to accounts 1576 and 1592. Because it was a motion, almost all of the time was spent on researching and then preparing submissions on that motion. Senior counsel Jay Shepherd took the lead, and drafted the submissions. Counsel Mark Rubenstein’s role focused on supervising junior counsel Fred Zheng in legal research related to the case. More work than normal was necessary on this because Hydro One put forward some unique arguments relating to retroactive ratemaking and the “benefits follow costs” principle. Also, the policy history on which the motion centred was not completely straightforward, and that had to be addressed.

All of which is respectfully submitted.

Yours very truly,
Shepherd Rubenstein Professional Corporation

A handwritten signature in black ink, appearing to read "Jay Shepherd", is written over a faint, light-colored signature line.

Jay Shepherd

cc: Ted Doherty, SEC (by email)
Interested Parties (by email)

EB-2022-0071 : 1 : Glenda Masters

COST CLAIM NUMBER 420	SUBMISSION DEADLINE DATE May 12, 2022	CLAIM STATUS Approved by Finance
EB# EB-2022-0071: Rates: Motion to Review (New): Hydro One Networks Inc. (Norfolk-Woodstock-Haldimand service areas)	OTHER EB#S	PHASE #* 1
INTERVENOR Masters, Glenda; +1 (416) 483-3300 Glenda@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	,	Shepherd, Jay; +1 (416) 804-2767 jay@shepherdrubenstein.com	11,149.71	Submitted
No	,	Rubenstein, Mark; +1 (647) 483-0113 mark@shepherdrubenstein.com	727.72	Submitted
No	,	Zheng, Fred; +1 (647) 483-0114 fred@shepherdrubenstein.com	2,305.20	Submitted

ATTACHMENTS

Attachment	Attachment Date	Participant	Document Type	Claim Type	Import Message
SEC_CoverLtr_CostClaim_HONI MtR_20220510.pdf			Cover Letter		
SEC EB-2022-0071 Cost Claim 051220221010.pdf					

TOTAL LEGAL/CONSULTANT/OTHER FEES 12,551.00	TOTAL DISBURSEMENTS 0.00	TOTAL HST 1,631.63
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TOTAL CLAIM 14,182.63	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, inTrust

SEND PAYMENT TO ADDRESS 2200 Yonge Street Suite 1302 Toronto, ON M4S 2C6	ATTENTION
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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 Glenda Masters	DATE SUBMITTED May 12, 2022
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Jay Shepherd

CASE EB-2022-0071: Rates: Motion to Review (New): Hydro One Networks Inc. (Norfolk-Woodstock-Haldimand service areas) FILING PARTICIPANT Shepherd, Jay; +1 (416) 804-2767 jay@shepherdruenstein.com	COST CLAIM EB-2022-0071 : 1 : Glenda Masters	INTERVENOR NAME Masters, Glenda; +1 (416) 483-3300 Glenda@shepherdruenstein.com	PARTICIPANT CLAIM STATUS Submitted
	NEW PARTICIPANT No	NON-FILING PARTICIPANT F. NAME	NON-FILING PARTICIPANT L. NAME
SERVICE PROVIDER TYPE Legal Counsel	YEAR CALLED TO BAR 1980	COMPLETED YEARS PRACTICING/YEARS OF RELEVANT EXPERIENCE 41	HOURLY RATE 330
CV STATUS (FOR CONSULTANT/ANALYST) CV Required	LAST CV DATE		HST RATE CHARGED 13.00
HEARINGS Yes	CONSULTATIONS No	DISBURSEMENTS No	

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	0.70	330	231.00	13.00	30.03	261.03
Discovery						
Preparation of Interrogatories		330		13.00		
Review Interrogatory Responses		330		13.00		
Technical Conference Preparation		330		13.00		
Technical Conference Attendance		330		13.00		
Technical Conference Follow Up		330		13.00		
Issues List						
Preparation		330		13.00		
Attendance at Issues Conference		330		13.00		
Intervenor Evidence						
Preparation		330		13.00		
Interrogatory Responses		330		13.00		
Preparation of Witness(es) for Attendance at Hearing		330		13.00		
Settlement Conference / ADR						
Preparation		330		13.00		
Attendance		330		13.00		
Preparation of Settlement Proposal		330		13.00		
Attendance at Presentation to Panel		330		13.00		
Oral Hearing						
Preparation		330		13.00		
Attendance at Oral Hearing		330		13.00		
Submissions						
Written Submissions	28.30	330	9,339.00	13.00	1,214.07	10,553.07
Oral Submissions		330		13.00		
Attendance at Oral Submissions		330		13.00		
Other Attendance						
Other Attendance		330		13.00		
Communication						
With Client		330		13.00		
With Other Parties		330		13.00		
Motions						
Preparation of Motion(s) Materials		330		13.00		
Prepare Submissions on the Motion(s)		330		13.00		
Attendance at Hearing on Motion(s)		330		13.00		
Confidentiality						

Preparation of Application for Confidentiality		330		13.00			
Prepare Submissions on Confidentiality		330		13.00			
Attendance at Hearing on Confidentiality		330		13.00			
Decision							
Review	0.70	330	231.00	13.00	30.03	261.03	
Rate Order							
Review	0.20	330	66.00	13.00	8.58	74.58	
Prepare Submission on Rate Order		330		13.00			
Total Service Provider Fees							
Total Service Provider Fees:			9,867.00		1,282.71	11,149.71	

Attachments

<u>Attachment</u>	<u>Document Type</u>	<u>Import Message</u>
EB-2022-0071 Client Fees Listing CC.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>
EB-2022-0071 Client Fees Listing CC.pdf		Time Docket	Hearings	

Date	Explanation	Lwyr	Hours
20220112	Review PO#1 and scheduling	JCS	0.3
20220112	review Notice	MR	0.2
20220131	Initial review of AIC	JCS	0.3
20220201	Initial review	JCS	0.4
20220201	emails re: issues/provide FZ initial materials to review/prel review of Argument in Chief	MR	1.2
20220201	email re assignment instruction	FZ	0.1
20220202	Review and annotate Argument in Chief, Research, Instructions to Fred, Various emails	JCS	2.8
20220207	research and review evidence	FZ	5.8
20220208	continue to reserch and draft memo	FZ	4.3
20220209	draft and edit research memo	FZ	1.8
20220212	Outline submission, Review Fred's research, Further research	JCS	5
20220212	Research and analysis	JCS	2
20220213	Drafting submissions, Research, Circulate componenets, Many emails	JCS	6.5
20220213	review argument outline and provide comments	MR	0.5
20220214	Draft, revise and file submission, Many emails	JCS	9.6
20220214	review SEC argument	MR	0.5
20220215	Many emails, Review Staff submissions	JCS	0.9
20220222	emails/review reply sub	MR	0.3
20220223	Review reply submissions	JCS	0.8
20220407	Review decision, Scheduling, Many emails	JCS	0.7
20220407	review decision/emails	MR	0.1
20220421	Review Staff submissions, Review H1 documentation	JCS	0.4
20220428	Review Hydro One numbers, Review OEB Staff comments	JCS	0.2
			44.7

Mark Rubenstein

CASE EB-2022-0071: Rates: Motion to Review (New): Hydro One Networks Inc. (Norfolk-Woodstock-Haldimand service areas) FILING PARTICIPANT Rubenstein, Mark; +1 (647) 483-0113 mark@shepherdrubenstein.com	COST CLAIM EB-2022-0071 : 1 : Glenda Masters NEW PARTICIPANT No	INTERVENOR NAME Masters, Glenda; +1 (416) 483-3300 Glenda@shepherdubenstein.com NON-FILING PARTICIPANT F. NAME NON-FILING PARTICIPANT L. NAME	PARTICIPANT CLAIM STATUS Submitted
SERVICE PROVIDER TYPE Legal Counsel	YEAR CALLED TO BAR 2011	COMPLETED YEARS PRACTICING/YEARS OF RELEVANT EXPERIENCE 10	HOURLY RATE 230
CV STATUS (FOR CONSULTANT/ANALYST) CV Required	LAST CV DATE		HST RATE CHARGED 13.00
HEARINGS Yes	CONSULTATIONS No	DISBURSEMENTS No	

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	1.40	230	322.00	13.00	41.86	363.86
Discovery						
Preparation of Interrogatories		230		13.00		
Review Interrogatory Responses		230		13.00		
Technical Conference Preparation		230		13.00		
Technical Conference Attendance		230		13.00		
Technical Conference Follow Up		230		13.00		
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	1.30	230	299.00	13.00	38.87	337.87
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		230		13.00		
Attendance at Hearing on Confidentiality		230		13.00		
Decision						
Review	0.10	230	23.00	13.00	2.99	25.99
Rate Order						
Review		230		13.00		
Prepare Submission on Rate Order		230		13.00		
Total Service Provider Fees						
Total Service Provider Fees:			644.00		83.72	727.72

Attachments

<u>Attachment</u>	<u>Document Type</u>	<u>Import Message</u>
EB-2022-0071 Client Fees Listing CC.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>
EB-2022-0071 Client Fees Listing CC.pdf		Time Docket	Hearings	

Date	Explanation	Lwyr	Hours
20220112	Review PO#1 and scheduling	JCS	0.3
20220112	review Notice	MR	0.2
20220131	Initial review of AIC	JCS	0.3
20220201	Initial review	JCS	0.4
20220201	emails re: issues/provide FZ initial materials to review/prel review of Argument in Chief	MR	1.2
20220201	email re assignment instruction	FZ	0.1
20220202	Review and annotate Argument in Chief, Research, Instructions to Fred, Various emails	JCS	2.8
20220207	research and review evidence	FZ	5.8
20220208	continue to reserch and draft memo	FZ	4.3
20220209	draft and edit research memo	FZ	1.8
20220212	Outline submission, Review Fred's research, Further research	JCS	5
20220212	Research and analysis	JCS	2
20220213	Drafting submissions, Research, Circulate componenets, Many emails	JCS	6.5
20220213	review argument outline and provide comments	MR	0.5
20220214	Draft, revise and file submission, Many emails	JCS	9.6
20220214	review SEC argument	MR	0.5
20220215	Many emails, Review Staff submissions	JCS	0.9
20220222	emails/review reply sub	MR	0.3
20220223	Review reply submissions	JCS	0.8
20220407	Review decision, Scheduling, Many emails	JCS	0.7
20220407	review decision/emails	MR	0.1
20220421	Review Staff submissions, Review H1 documentation	JCS	0.4
20220428	Review Hydro One numbers, Review OEB Staff comments	JCS	0.2
			44.7

Fred Zheng

CASE EB-2022-0071: Rates: Motion to Review (New): Hydro One Networks Inc. (Norfolk-Woodstock-Haldimand service areas) FILING PARTICIPANT Zheng, Fred; +1 (647) 483-0114 fred@shepherdruenstein.com	COST CLAIM EB-2022-0071 : 1 : Glenda Masters	INTERVENOR NAME Masters, Glenda; +1 (416) 483-3300 Glenda@shepherdruenstein.com	PARTICIPANT CLAIM STATUS Submitted
	NEW PARTICIPANT No	NON-FILING PARTICIPANT F. NAME	NON-FILING PARTICIPANT L. NAME
SERVICE PROVIDER TYPE Legal Counsel	YEAR CALLED TO BAR 2020	COMPLETED YEARS PRACTICING/YEARS OF RELEVANT EXPERIENCE 1	HOURLY RATE 170
CV STATUS (FOR CONSULTANT/ANALYST) CV Required	LAST CV DATE		HST RATE CHARGED 13.00
HEARINGS Yes	CONSULTATIONS No	DISBURSEMENTS No	

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		170		13.00		
Discovery						
Preparation of Interrogatories		170		13.00		
Review Interrogatory Responses		170		13.00		
Technical Conference Preparation		170		13.00		
Technical Conference Attendance		170		13.00		
Technical Conference Follow Up		170		13.00		
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	12.00	170	2,040.00	13.00	265.20	2,305.20
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:		2,040.00	265.20	2,305.20

Attachments

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Hearings, Consultations, Disbursements Attachments

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20220213	Drafting submissions, Research, Circulate componenets, Many emails	JCS	6.5
20220213	review argument outline and provide comments	MR	0.5
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20220214	review SEC argument	MR	0.5
20220215	Many emails, Review Staff submissions	JCS	0.9
20220222	emails/review reply sub	MR	0.3
20220223	Review reply submissions	JCS	0.8
20220407	Review decision, Scheduling, Many emails	JCS	0.7
20220407	review decision/emails	MR	0.1
20220421	Review Staff submissions, Review H1 documentation	JCS	0.4
20220428	Review Hydro One numbers, Review OEB Staff comments	JCS	0.2
			44.7