



By EMAIL and PIVOTAL

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

May 18, 2022
Our File: EB20200293

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

Attn: Nancy Marconi, Registrar

Dear Ms. Marconi:

Re: EB-2020-0293 – Enbridge St. Laurent LTC – 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 an application for leave to construct the third and fourth phases of the St. Laurent Replacement Pipeline serving much of downtown Ottawa, as well as Gatineau. In addition to the normal evidence from the Applicant, SEC co-sponsored evidence with the City of Ottawa and Pollution Probe on plans by many customers to eventually eliminate gas use in Ottawa. Enbridge also filed Reply Evidence. There were two rounds of interrogatories on Enbridge evidence, and one on the Sponsors’ evidence, plus a two-day Technical Conference and undertakings flowing from it. There was also a procedural challenge by another party relating to the conduct of the Technical Conference.

Management of the witnesses, including their written evidence, responses to interrogatories, participation in the technical conference (including witness prep), and responses to undertakings, was assigned to junior counsel Fred Zheng, under the supervision of senior counsel Jay Shepherd. Mr. Zheng also did the initial evidence review and drafting of interrogatories, and provided support on final argument. Mr. Shepherd took primary responsibility for collaboration with the other Sponsors, client input and reporting, and attendance at the technical conference. He also drafted the final argument, and had carriage of the overall matter throughout.

SEC has reviewed the time spent by Mr. Zheng, who was responsible for the witnesses, the most time-intensive aspects of the case, and has reduced the claim by 20 hours for learning



time. In SEC's view, the balance of his hours were productive and of value to the process and the OEB.

Co-counsel Mark Rubenstein had a limited role in reviewing technical issues.

Time spent co-ordinating with the other Sponsors on the intervenor evidence has been allocated to the category "Communication with Other Parties". Time spent on the procedural issue has been included in "Technical Conference – Followup", along with the undertakings from the Technical Conference. Time spent under "Review Application and Evidence" and "Preparation of Interrogatories" includes the initial evidence, evidence updates, and reply.

All of which is respectfully submitted.

Yours very truly,

Shepherd Rubenstein Professional Corporation

A handwritten signature in black ink, appearing to read "Jay Shepherd", written over a light grey rectangular background.

Jay Shepherd

cc: Bryan McKay, SEC (by email)
Interested Parties (by email)

EB-2020-0293 : 1 : Glenda Masters

COST CLAIM NUMBER 443	SUBMISSION DEADLINE DATE May 19, 2022	CLAIM STATUS Submitted
EB# EB-2020-0293: Facilities: Leave to Construct (New): Enbridge Gas Inc.	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	,	Rubenstein, Mark; +1 (647) 483-0113 mark@shepherdrubenstein.com	337.87	Submitted
No	,	Zheng, Fred; +1 (647) 483-0114 fred@shepherdrubenstein.com	22,783.06	Submitted
No	,	Shepherd, Jay; +1 (416) 804-2767 jay@shepherdrubenstein.com	40,198.62	Submitted

ATTACHMENTS

Attachment	Attachment Date	Participant	Document Type	Claim Type	Import Message
SEC_CoverLtr_EGI_St.Laurent_20220518.pdf			Cover Letter		

TOTAL LEGAL/CONSULTANT/OTHER FEES 56,035.00	TOTAL DISBURSEMENTS 0.00	TOTAL HST 7,284.55
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TOTAL CLAIM 63,319.55	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 Glenda Masters	DATE SUBMITTED May 19, 2022
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Mark Rubenstein

CASE EB-2020-0293: Facilities: Leave to Construct (New): Enbridge Gas Inc.	COST CLAIM EB-2020-0293 : 1 : Glenda Masters	INTERVENOR NAME Masters, Glenda; +1 (416) 483-3300 Glenda@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		230		13.00		
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	1.00	230	230.00	13.00	29.90	259.90
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	0.30	230	69.00	13.00	8.97	77.97
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	230	13.00		
Rate Order				
Review	230	13.00		
Prepare Submission on Rate Order	230	13.00		
Total Service Provider Fees				
Total Service Provider Fees:		299.00	38.87	337.87

Attachments

<u>Attachment</u>	<u>Document Type</u>	<u>Import Message</u>
EB-2020-0293 Dockets.xlsx	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-2020-0293 Dockets.xlsx		Time Docket	Hearings	

Fred Zheng

CASE EB-2020-0293: Facilities: Leave to Construct (New): Enbridge Gas Inc.	COST CLAIM EB-2020-0293 : 1 : Glenda Masters	INTERVENOR NAME Masters, Glenda; +1 (416) 483-3300 Glenda@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	7.50	170	1,275.00	13.00	165.75	1,440.75
Discovery						
Preparation of Interrogatories	11.30	170	1,921.00	13.00	249.73	2,170.73
Review Interrogatory Responses	4.00	170	680.00	13.00	88.40	768.40
Technical Conference Preparation	9.50	170	1,615.00	13.00	209.95	1,824.95
Technical Conference Attendance	11.00	170	1,870.00	13.00	243.10	2,113.10
Technical Conference Follow Up	5.80	170	986.00	13.00	128.18	1,114.18
Issues List						
Preparation		170		13.00		
Attendance at Issues Conference		170		13.00		
Intervenor Evidence						
Preparation	29.50	170	5,015.00	13.00	651.95	5,666.95
Interrogatory Responses	10.80	170	1,836.00	13.00	238.68	2,074.68
Preparation of Witness(es) for Attendance at Hearing	9.80	170	1,666.00	13.00	216.58	1,882.58
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	19.40	170	3,298.00	13.00	428.74	3,726.74
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:	20,162.00	2,621.06	22,783.06

Attachments

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EB-2020-0293 Dockets.xlsx	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-2020-0293 Dockets.xlsx		Time Docket	Hearings	

Jay Shepherd

CASE	COST CLAIM	INTERVENOR NAME	PARTICIPANT CLAIM STATUS
EB-2020-0293: Facilities: Leave to Construct (New): Enbridge Gas Inc.	EB-2020-0293 : 1 : Glenda Masters	Masters, Glenda; +1 (416) 483-3300 Glenda@shepherdrubenstein.com	Submitted

FILING PARTICIPANT	NEW PARTICIPANT	NON-FILING PARTICIPANT F. NAME	NON-FILING PARTICIPANT L. NAME
Shepherd, Jay; +1 (416) 804-2767 jay@shepherdrubenstein.com	No		

SERVICE PROVIDER TYPE	YEAR CALLED TO BAR	COMPLETED YEARS PRACTICING/YEARS OF RELEVANT EXPERIENCE	HOURLY RATE
Legal Counsel	1980	41	330

CV STATUS (FOR CONSULTANT/ANALYST)	LAST CV DATE	HST RATE CHARGED
CV Required		13.00

HEARINGS	CONSULTATIONS	DISBURSEMENTS
Yes	No	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	9.00	330	2,970.00	13.00	386.10	3,356.10
Discovery						
Preparation of Interrogatories	8.80	330	2,904.00	13.00	377.52	3,281.52
Review Interrogatory Responses	7.00	330	2,310.00	13.00	300.30	2,610.30
Technical Conference Preparation	5.90	330	1,947.00	13.00	253.11	2,200.11
Technical Conference Attendance	10.00	330	3,300.00	13.00	429.00	3,729.00
Technical Conference Follow Up	10.20	330	3,366.00	13.00	437.58	3,803.58
Issues List						
Preparation		330		13.00		
Attendance at Issues Conference		330		13.00		
Intervenor Evidence						
Preparation	4.00	330	1,320.00	13.00	171.60	1,491.60
Interrogatory Responses	12.20	330	4,026.00	13.00	523.38	4,549.38
Preparation of Witness(es) for Attendance at Hearing	3.20	330	1,056.00	13.00	137.28	1,193.28
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	21.30	330	7,029.00	13.00	913.77	7,942.77
Oral Submissions		330		13.00		
Attendance at Oral Submissions		330		13.00		
Other Attendance						
Other Attendance		330		13.00		
Communication						
With Client	3.60	330	1,188.00	13.00	154.44	1,342.44
With Other Parties	11.50	330	3,795.00	13.00	493.35	4,288.35
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	1.10	330	363.00	13.00	47.19	410.19
Rate Order						
Review		330		13.00		
Prepare Submission on Rate Order		330		13.00		
Total Service Provider Fees						
Total Service Provider Fees:			35,574.00		4,624.62	40,198.62

Attachments

<u>Attachment</u>	<u>Document Type</u>	<u>Import Message</u>
EB-2020-0293 Dockets.xlsx	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-2020-0293 Dockets.xlsx		Time Docket	Hearings	