



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

November 2, 2023
Our File: EB20220184

Attn: Nancy Marconi, Registrar

Dear Ms. Marconi:

Re: EB-2022-0184 – EPCOR Natural Gas LP Southern Bruce 2023 Phase 2 – Cost Claim

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

This proceeding involved interrogatories, a settlement conference, interrogatories on additional evidence, and written submissions.

For the purposes of cost claim categorization, where dockets include interrelated activities that span multiple categories, we have allocated 50% to each category. As a practical matter, in those circumstances each set of activities are done at the same time and so cannot be readily extricable (e.g. we are preparing IRs as we review the evidence, and reviewing the responses as we prepare for the settlement conference). We have also included 0.7 hours in the ‘Other Attendance’ category for docket time related to the motion to review that was undertaken before the OEB issued its Notice of Hearing and Procedural Order No.1 in EB-2023-0140 (i.e. EPCOR’s extension of time to file, initial review of the notice of motion).

Yours very truly,
Shepherd Rubenstein P.C.

Mark Rubenstein

cc: Brian McKay, SEC (by email)
Applicant (by email)

EB-2022-0184 : 1 : Mark Rubenstein

COST CLAIM NUMBER
1684

SUBMISSION DEADLINE DATE
November 09, 2023

CLAIM STATUS
Approved by Finance

EB#
EB-2022-0184: Rates: Distribution: EPCOR
Natural Gas Limited Partnership

OTHER EB#S

PHASE #*
1

INTERVENOR
Rubenstein, Mark; +1 (647) 483-0113
mark@shepherdubenstein.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	Total (\$)	Total Hours	Participant Claim Status
No	,	Rubenstein, Mark; +1 (647) 483-0113 mark@shepherdubenstein.com	10,388.10	31.70	Submitted
Yes	Jay , Shepherd		298.32	0.80	Submitted

ATTACHMENTS

Attachment	Document Type	Import Message
Cover Letter.pdf	Cover Letter	
SEC EB-2022-0184 Cost Claim 110220231058.pdf		

TOTAL LEGAL/CONSULTANT/OTHER FEES
9,457.00

TOTAL DISBURSEMENTS
0.00

TOTAL HST
1,229.42

TOTAL CLAIM
10,686.42

TOTAL AMOUNT AWARDED

TOTAL HOURS CLAIMED
32.50

TOTAL HOURS DISALLOWED

REASON FOR
DISALLOWANCE

REASON FOR
DISALLOWANCE - 2

REASON FOR
DISALLOWANCE - 3

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
November 02, 2023

CASE EB-2022-0184: Rates: Distribution: EPCOR Natural Gas Limited Partnership	COST CLAIM EB-2022-0184 : 1 : Mark Rubenstein	INTERVENOR NAME Rubenstein, Mark; +1 (647) 483-0113 mark@shepherdrubenstein.c om	PARTICIPANT CLAIM STATUS Submitted
FILING PARTICIPANT Rubenstein, Mark; +1 (647) 483-0113 mark@shepherdrubenstein.com	NEW PARTICIPANT No	NON-FILING PARTICIPANT F. NAME	NON-FILING PARTICIPANT L. NAME
SERVICE PROVIDER TYPE* Legal Counsel	YEAR CALLED TO BAR* 2011	COMPLETED YEARS PRACTICING/YEARS OF RELEVANT EXPERIENCE* 11	HOURLY RATE 290
HST RATE CHARGED* 13.00	CV STATUS (FOR CONSULTANT/ANALYST) CV Required	LAST CV DATE	OVERRIDE HOURLY RATE No
HST NUMBER 83673 5464 RT0001	HEARINGS Yes	CONSULTATIONS No	DISBURSEMENTS No

HEARINGS

Hearings Hours 31.70	Hearings Subtotal (\$) 9,193.00	Hearings Total Tax (\$) 1,195.10	Hearings Total (\$) 10,388.10
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<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	3.90	290	1,131.00	13.00	147.03	1,278.03
DISCOVERY						
Preparation of Interrogatories	3.00	290	870.00	13.00	113.10	983.10
Review Interrogatory Responses	2.85	290	826.50	13.00	107.45	933.95
Technical Conference Preparation		290		13.00		
Technical Conference Attendance		290		13.00		
Technical Conference Follow Up		290		13.00		
ISSUES LIST						
Preparation		290		13.00		
Attendance at Issues Conference		290		13.00		
INTERVENOR EVIDENCE						
Preparation		290		13.00		
Interrogatory Responses		290		13.00		
Preparation of Witness(es) for Attendance at Hearing		290		13.00		
SETTELEMENT CONFERENCE / ADR						
Preparation	2.55	290	739.50	13.00	96.14	835.64
Attendance	5.80	290	1,682.00	13.00	218.66	1,900.66

<u>Name</u>	<u>Hours</u>	<u>Hourly Rate</u>	<u>Sub Total</u>	<u>HST Rate</u>	<u>HST</u>	<u>Total</u>
Preparation of Settlement Proposal		290		13.00		
Attendance at Presentation to Panel		290		13.00		
ORAL HEARING						
Preparation		290		13.00		
Attendance at Oral Hearing		290		13.00		
SUBMISSIONS						
Written Submissions	11.10	290	3,219.00	13.00	418.47	3,637.47
Oral Submissions		290		13.00		
Attendance at Oral Submissions		290		13.00		
OTHER ATTENDANCE						
Other Attendance	0.70	290	203.00	13.00	26.39	229.39
COMMUNICATION						
With Client	0.30	290	87.00	13.00	11.31	98.31
With Other Parties		290		13.00		
MOTIONS						
Preparation of Motion(s) Materials		290		13.00		
Prepare Submissions on the Motion(s)		290		13.00		
Attendance at Hearing on Motion(s)		290		13.00		
CONFIDENTIALITY						
Preparation of Application for Confidentiality		290		13.00		
Prepare Submissions on Confidentiality		290		13.00		
Attendance at Hearing on Confidentiality		290		13.00		
DECISION						
Review	0.80	290	232.00	13.00	30.16	262.16
RATE ORDER						
Review		290		13.00		
Prepare Submission on Rate Order	0.70	290	203.00	13.00	26.39	229.39
TOTAL SERVICE PROVIDER FEES						
Total Service Provider Fees:	31.70		9,193.00		1,195.10	10,388.10

Attachments

<u>Attachment</u>	<u>Document Type</u>	<u>Import Message</u>
EB-2022-0184 Docket Sheet.pdf	Time Docket	

Hearings, Consultations, Disbursements Attachments

<u>Attachment</u>	<u>Document Type</u>	<u>Claim Type</u>	<u>Import Message</u>
EB-2022-0184 Docket Sheet.pdf	Time Docket	Hearings	

Date	Explanation	Lwyr	Hours
20220927	review PO/review evidence	MR	0.5
20220930	emails	MR	0.1
20221003	emails/p. call. w. A. Lau (OEB Staff)/draft and file letter	MR	0.3
20221004	email	MR	0.1
20221005	emails from client re: converting schools	MR	0.2
20221012	review evidence/review CIP and rate application/draft IRs	MR	3.4
20221013	finalize and file IRs/review other parties IRs	MR	0.3
20221020	emails	MR	0.1
20221021	review IRR and prepare for settlement conference	MR	2.7
20221025	prepare for settlement conference	MR	0.7
20221026	prepare for settlement conference	MR	0.5
20221026	attend settlement conference	MR	5
20221027	attend settlement conference	MR	0.8
20221028	review draft letter/emails	MR	0.2
20221107	review PO	MR	0.1
20221114	email/prelim review of additional evidence	MR	0.1
20221118	review additional and draft IRs	MR	1.2
20221123	emails	MR	0.1
20221124	finalize and file IRs/review other parties IRs	MR	0.3
20221205	emails	MR	0.1
20221206	review sup IRR/meeting with OEB Staff re: need for TC/emails	MR	1
20221207	emails,, review and sign off on OEB Staff ltr	MR	0.1
20221208	review PO/emails	MR	0.1
20221215	review response to PO questions/emails	MR	0.1
20221216	review Staff sub/p. call w. K. Wang (OEB Staff)	MR	0.2
20230118	review AinC in detail and outline argument	MR	1
20230119	review materials and draft submissions	MR	3.5
20230120	draft submission	MR	4
20230123	edit submissions/emails	MR	0.8
20230126	emails/finalize sub/review Staff sub	MR	0.6
20230126	Review and edit submissions, Various emails	JCS	0.8
20230127	review VECC sub	MR	0.3
20230210	review EPCOR ltr	MR	0.1
20230213	review reply argument/emails	MR	0.8
20230406	review decision/emails	MR	0.8
20230410	emails	MR	0.1
20230419	emails/review Notice of Motion	MR	0.1
20230420	review Motion re: extention to file MtoR/emails	MR	0.3
20230427	finalize DRO comments/review other parties comments	MR	0.3
20230504	review DRO reply comment	MR	0.1
20230510	preliminary review of Motion to Review	MR	0.3
20230511	emails	MR	0.1
20231026	review DRO decision/emails	MR	0.2
			32.5

Jay Shepherd

CASE EB-2022-0184: Rates: Distribution: EPCOR Natural Gas Limited Partnership	COST CLAIM EB-2022-0184 : 1 : Mark Rubenstein	INTERVENOR NAME Rubenstein, Mark; +1 (647) 483-0113 mark@shepherdubenstein.c om	PARTICIPANT CLAIM STATUS Submitted
FILING PARTICIPANT	NEW PARTICIPANT Yes	NON-FILING PARTICIPANT F. NAME Jay	NON-FILING PARTICIPANT L. NAME Shepherd
SERVICE PROVIDER TYPE* Legal Counsel	YEAR CALLED TO BAR* 1980	COMPLETED YEARS PRACTICING/YEARS OF RELEVANT EXPERIENCE* 42	HOURLY RATE 330
HST RATE CHARGED* 13.00	CV STATUS (FOR CONSULTANT/ANALYST) CV Required	LAST CV DATE	OVERRIDE HOURLY RATE Yes
HST NUMBER 83673 5464 RT0001	HEARINGS Yes	CONSULTATIONS No	DISBURSEMENTS No

HEARINGS

Hearings Hours 0.80	Hearings Subtotal (\$) 264.00	Hearings Total Tax (\$) 34.32	Hearings Total (\$) 298.32
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<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		330		13.00		
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		
SETTELEMENT CONFERENCE / ADR						
Preparation		330		13.00		
Attendance		330		13.00		

<u>Name</u>	<u>Hours</u>	<u>Hourly Rate</u>	<u>Sub Total</u>	<u>HST Rate</u>	<u>HST</u>	<u>Total</u>
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	0.80	330	264.00	13.00	34.32	298.32
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		330		13.00		
RATE ORDER						
Review		330		13.00		
Prepare Submission on Rate Order		330		13.00		
TOTAL SERVICE PROVIDER FEES						
Total Service Provider Fees:	0.80		264.00		34.32	298.32

Attachments

<u>Attachment</u>	<u>Document Type</u>	<u>Import Message</u>
Docket Notice.pdf	Time Docket	

Hearings, Consultations, Disbursements Attachments

<u>Attachment</u>	<u>Document Type</u>	<u>Claim Type</u>	<u>Import Message</u>
Docket Notice.pdf	Time Docket	Hearings	

Combined detailed dockets attached to Participant - Mark Rubenstein