



**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

March 7, 2024  
Our File: EB20230004

**Attn: Nancy Marconi, Registrar**

Dear Ms. Marconi:

**Re: EB-2023-0004 – Alectra 2024 ICM – Cost Claim**

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

SEC divided up responsibility amongst its consultant Jane Scott and counsel Mark Rubenstein. Ms. Scott had primary responsibility for reviewing the application, with the undersigned providing oversight and legal support.

For purposes of cost claim categorization, where dockets include both reviewing evidence and preparing interrogatories, or reviewing interrogatory responses and drafting written submissions, we have allocated 50% to each specific category activity. As a practical matter, each set of activities were done at the same time and so cannot be readily extricable (e.g. we are preparing IRs as we review the evidence).

SEC submits that its participation in this proceeding was thorough and valuable and was designed to maximize its assistance to the OEB. SEC therefore requests reimbursement of its reasonably incurred costs as set forth in the attached cost claim.

Yours very truly,  
**Shepherd Rubenstein P.C.**

Mark Rubenstein

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

# EB-2023-0004 : 1 : Mark Rubenstein

COST CLAIM NUMBER  
1921

SUBMISSION DEADLINE DATE  
March 12, 2024

CLAIM STATUS  
Submitted

EB#  
EB-2023-0004: Rates: Distribution: Alectra Utilities Corporation

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

<b>New</b>	<b>Non-Filing Participant First, Last Name</b>	<b>Filing Participant</b>	<b>Total (\$)</b>	<b>Total Hours</b>	<b>Participant Claim Status</b>
No	,	Rubenstein, Mark; +1 (647) 483-0113 mark@shepherdubenstein.com	1,736.81	5.30	Submitted
No	,	Scott, Jane ; +1 (647) 271-3174 jane_scott@rogers.com	9,620.84	25.80	Submitted

## ATTACHMENTS

<b>Attachment</b>	<b>Document Type</b>	<b>Import Message</b>
Alectra Cover Letter.pdf	Cover Letter	

TOTAL LEGAL/CONSULTANT/OTHER FEES  
10,051.00

TOTAL DISBURSEMENTS  
0.00

TOTAL HST  
1,306.65

TOTAL CLAIM  
11,357.65

TOTAL AMOUNT AWARDED

TOTAL HOURS CLAIMED  
31.10

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  
March 08, 2024

<b>CASE</b> EB-2023-0004: Rates: Distribution: Alectra Utilities Corporation	<b>COST CLAIM</b> EB-2023-0004 : 1 : Mark Rubenstein	<b>INTERVENOR NAME</b> Rubenstein, Mark; +1 (647) 483-0113 mark@shepherdrubenstein.c om	<b>PARTICIPANT CLAIM STATUS</b> Submitted
<b>FILING PARTICIPANT</b> Rubenstein, Mark; +1 (647) 483-0113 mark@shepherdrubenstein.com	<b>NEW PARTICIPANT</b> No	<b>NON-FILING PARTICIPANT F. NAME</b>	<b>NON-FILING PARTICIPANT L. NAME</b>
<b>SERVICE PROVIDER TYPE*</b> Legal Counsel	<b>YEAR CALLED TO BAR*</b> 2011	<b>COMPLETED YEARS PRACTICING/YEARS OF RELEVANT EXPERIENCE*</b> 11	<b>HOURLY RATE</b> 290
<b>HST RATE CHARGED*</b> 13.00	<b>CV STATUS (FOR CONSULTANT/ANALYST)</b> CV Required	<b>LAST CV DATE</b>	<b>OVERRIDE HOURLY RATE</b> No
<b>HST NUMBER</b> 83673 5464 RT0001	<b>HEARINGS</b> Yes	<b>CONSULTATIONS</b> No	<b>DISBURSEMENTS</b> No

**HEARINGS**

<b>Hearings Hours</b> 5.30	<b>Hearings Subtotal (\$)</b> 1,537.00	<b>Hearings Total Tax (\$)</b> 199.81	<b>Hearings Total (\$)</b> 1,736.81
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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>
<b>REVIEW APPLICATION AND EVIDENCE</b>						
Review Application and Evidence	0.80	290	232.00	13.00	30.16	262.16
<b>DISCOVERY</b>						
Preparation of Interrogatories	0.50	290	145.00	13.00	18.85	163.85
Review Interrogatory Responses	0.50	290	145.00	13.00	18.85	163.85
Technical Conference Preparation		290		13.00		
Technical Conference Attendance		290		13.00		
Technical Conference Follow Up		290		13.00		
<b>ISSUES LIST</b>						
Preparation		290		13.00		
Attendance at Issues Conference		290		13.00		
<b>INTERVENOR EVIDENCE</b>						
Preparation		290		13.00		
Interrogatory Responses		290		13.00		
Preparation of Witness(es) for Attendance at Hearing		290		13.00		
<b>SETTELEMENT CONFERENCE / ADR</b>						
Preparation		290		13.00		
Attendance		290		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		290		13.00		
Attendance at Presentation to Panel		290		13.00		
<b>ORAL HEARING</b>						
Preparation		290		13.00		
Attendance at Oral Hearing		290		13.00		
<b>SUBMISSIONS</b>						
Written Submissions	2.90	290	841.00	13.00	109.33	950.33
Oral Submissions		290		13.00		
Attendance at Oral Submissions		290		13.00		
<b>OTHER ATTENDANCE</b>						
Other Attendance		290		13.00		
<b>COMMUNICATION</b>						
With Client		290		13.00		
With Other Parties		290		13.00		
<b>MOTIONS</b>						
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		
<b>CONFIDENTIALITY</b>						
Preparation of Application for Confidentiality		290		13.00		
Prepare Submissions on Confidentiality		290		13.00		
Attendance at Hearing on Confidentiality		290		13.00		
<b>DECISION</b>						
Review	0.50	290	145.00	13.00	18.85	163.85
<b>RATE ORDER</b>						
Review	0.10	290	29.00	13.00	3.77	32.77
Prepare Submission on Rate Order		290		13.00		
<b>TOTAL SERVICE PROVIDER FEES</b>						
<b>Total Service Provider Fees:</b>	<b>5.30</b>		<b>1,537.00</b>		<b>199.81</b>	<b>1,736.81</b>

## Attachments

<u>Attachment</u>	<u>Document Type</u>	<u>Import Message</u>
EB-2023-0004 Client Fees Listing.pdf	Time Docket and Invoice	

## Hearings, Consultations, Disbursements Attachments

<u>Attachment</u>	<u>Document Type</u>	<u>Claim Type</u>	<u>Import Message</u>
EB-2023-0004 Client Fees Listing.pdf	Time Docket and Invoice	Hearings	

Date	Explanation	Lwyr	Hours
20230814	emails/review Application	MR	0.3
20230816	emails	MR	0.1
20230817	emails/review revised Notice	MR	0.1
20230822	Review ICM Application	JS	1
20230825	Review ICM Application and prepare IRs	JS	3
20230825	file intervention form/emails	MR	0.2
20230830	Review ICM Application and prepare IRs	JS	1
20230830	review PO	MR	0.1
20230831	Review ICM Application and prepare IRs	JS	1.5
20230901	Review ICM application and prepare IRs	JS	1.5
20230904	Review ICM application and prepare IRs	JS	1
20230905	emails/review draft IRs	MR	0.3
20230906	Review ICM application and prepare IRs	JS	0.5
20230906	emails	MR	0.1
20230913	emails	MR	0.1
20230914	ICM review other IRs/draft submission	JS	1
20230918	ICM review other IRs/draft submission	JS	1
20230928	emails/prelim review of SEC IRR	MR	0.3
20231001	Review ICM application and prepare IRs	JS	1
20231002	emails	MR	0.1
20231003	Review ICM application and prepare IRs	JS	3
20231004	Review ICM application and prepare IRs	JS	1.5
20231006	Discuss submission with Mark R.	JS	0.5
20231006	meeting w. Jane Scott to discuss position	MR	0.5
20231007	Drafting submission	JS	2
20231009	Drafting submission	JS	2.5
20231010	Drafting submission	JS	2
20231010	emails	MR	0.1
20231011	review and revise Jane Scott argument	MR	1.1
20231012	Revise submission	JS	1
20231016	edit and finalize sub	MR	0.3
20231019	review parties submissions	MR	0.3
20231102	review reply arg	MR	0.4
20231208	review PO	MR	0.1
20231215	review Alectra response to panel questions	MR	0.2
20240213	review decision	MR	0.4
20240213	Review decision	JS	0.4
20240226	emails	MR	0.1
20240226	Review Draft Rate Order	JS	0.4
20240227	emails	MR	0.1
			31.1

<b>CASE</b> EB-2023-0004: Rates: Distribution: Alectra Utilities Corporation	<b>COST CLAIM</b> EB-2023-0004 : 1 : Mark Rubenstein	<b>INTERVENOR NAME</b> Rubenstein, Mark; +1 (647) 483-0113 mark@shepherdubenstein.c om	<b>PARTICIPANT CLAIM STATUS</b> Submitted
<b>FILING PARTICIPANT</b> Scott, Jane ; +1 (647) 271-3174 jane_scott@rogers.com	<b>NEW PARTICIPANT</b> No	<b>NON-FILING PARTICIPANT F. NAME</b>	<b>NON-FILING PARTICIPANT L. NAME</b>
<b>SERVICE PROVIDER TYPE*</b> Consultant	<b>YEAR CALLED TO BAR*</b>	<b>COMPLETED YEARS PRACTICING/YEARS OF RELEVANT EXPERIENCE*</b> 20	<b>HOURLY RATE</b> 330
<b>HST RATE CHARGED*</b> 13.00	<b>CV STATUS (FOR CONSULTANT/ANALYST)</b> CV Provided within Previous 24 Months	<b>LAST CV DATE</b> August 04, 2023	<b>OVERRIDE HOURLY RATE</b> No
<b>HST NUMBER</b> 83673 5464 RT0001	<b>HEARINGS</b> Yes	<b>CONSULTATIONS</b> No	<b>DISBURSEMENTS</b> No

**HEARINGS**

<b>Hearings Hours</b>		<b>Hearings Subtotal (\$)</b>		<b>Hearings Total Tax (\$)</b>		<b>Hearings Total (\$)</b>	
25.80		8,514.00		1,106.84		9,620.84	
<u>Name</u>	<u>Hours</u>	<u>Hourly Rate</u>	<u>Sub Total</u>	<u>HST Rate</u>	<u>HST</u>	<u>Total</u>	
<b>REVIEW APPLICATION AND EVIDENCE</b>							
Review Application and Evidence	5.25	330	1,732.50	13.00	225.23	1,957.73	
<b>DISCOVERY</b>							
Preparation of Interrogatories	4.25	330	1,402.50	13.00	182.33	1,584.83	
Review Interrogatory Responses	3.75	330	1,237.50	13.00	160.88	1,398.38	
Technical Conference Preparation		330		13.00			
Technical Conference Attendance		330		13.00			
Technical Conference Follow Up		330		13.00			
<b>ISSUES LIST</b>							
Preparation		330		13.00			
Attendance at Issues Conference		330		13.00			
<b>INTERVENOR EVIDENCE</b>							
Preparation		330		13.00			
Interrogatory Responses		330		13.00			
Preparation of Witness(es) for Attendance at Hearing		330		13.00			
<b>SETTELEMENT CONFERENCE / ADR</b>							
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		
<b>ORAL HEARING</b>						
Preparation		330		13.00		
Attendance at Oral Hearing		330		13.00		
<b>SUBMISSIONS</b>						
Written Submissions	11.75	330	3,877.50	13.00	504.08	4,381.58
Oral Submissions		330		13.00		
Attendance at Oral Submissions		330		13.00		
<b>OTHER ATTENDANCE</b>						
Other Attendance		330		13.00		
<b>COMMUNICATION</b>						
With Client		330		13.00		
With Other Parties		330		13.00		
<b>MOTIONS</b>						
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		
<b>CONFIDENTIALITY</b>						
Preparation of Application for Confidentiality		330		13.00		
Prepare Submissions on Confidentiality		330		13.00		
Attendance at Hearing on Confidentiality		330		13.00		
<b>DECISION</b>						
Review	0.40	330	132.00	13.00	17.16	149.16
<b>RATE ORDER</b>						
Review	0.40	330	132.00	13.00	17.16	149.16
Prepare Submission on Rate Order		330		13.00		
<b>TOTAL SERVICE PROVIDER FEES</b>						
<b>Total Service Provider Fees:</b>	<b>25.80</b>		<b>8,514.00</b>		<b>1,106.84</b>	<b>9,620.84</b>

## Attachments

<u>Attachment</u>	<u>Document Type</u>	<u>Import Message</u>
Docket Notice.pdf	Time Docket	
PJScott Invoices EB-2023-0004 Alectra.pdf	Invoice	

## 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	
PJScott Invoices EB-2023-0004 Alectra.pdf	Invoice	Hearings	



**Combined detailed dockets attached to Participant - Mark Rubenstein**



**By Email**

**INVOICE**

September 8, 2023

Ontario Education Services Corporation

439 University Ave.  
18th Floor  
Toronto, ON M5G 1Y8

ATTN: Diana Hong

**Re: Alectra 2024 ICM EB-2023-0004**

FOR: Work done and professional services rendered as per detailed dockets attached:

JS	6.50	hours at \$330.00 per hour	\$2,145.00
MR	0.80	hours at \$290.00 per hour	\$232.00
Total Fees			\$2,377.00
Disbursements			\$0.00
HST (Registration #83673 5464 RT0001)			\$309.01
Total Amount of this Invoice			\$2,686.01

E&OE

Please make cheque payable to: **Shepherd Rubenstein Professional Corp**  
Invoice # 230913



**By Email**

**INVOICE**

October 10, 2023

Ontario Education Services Corporation

439 University Ave.

18th Floor

Toronto, ON M5G 1Y8

ATTN: Diana Hong

**Re: Alectra 2024 ICM EB-2023-0004**

FOR: Work done and professional services rendered as per detailed dockets attached:

JS	5.00	hours at \$330.00 per hour	\$1,650.00
MR	0.80	hours at \$290.00 per hour	\$232.00
Total Fees			\$1,882.00
Disbursements			\$0.00
HST (Registration #83673 5464 RT0001)			\$244.66
Total Amount of this Invoice			\$2,126.66

E&OE

Please make cheque payable to: **Shepherd Rubenstein Professional Corp**

Invoice # 231005



**By Email**

**INVOICE**

November 10, 2023

Ontario Education Services Corporation

439 University Ave.  
18th Floor  
Toronto, ON M5G 1Y8

ATTN: Diana Hong

**Re: Alectra 2024 ICM EB-2023-0004**

FOR: Work done and professional services rendered as per detailed dockets attached:

JS	13.50	hours at \$330.00 per hour	\$4,455.00
MR	2.40	hours at \$290.00 per hour	\$696.00
Total Fees			\$5,151.00
Disbursements			\$0.00
HST (Registration #83673 5464 RT0001)			\$669.63
Total Amount of this Invoice			\$5,820.63

E&OE

Please make cheque payable to: **Shepherd Rubenstein Professional Corp**

Invoice # 231111



**By Email**

**INVOICE**

March 7, 2024

Ontario Education Services Corporation

439 University Ave.

18th Floor

Toronto, ON M5G 1Y8

ATTN: Diana Hong

**Re: Alectra 2024 ICM EB-2023-0004**

FOR: Work done and professional services rendered as per detailed dockets attached:

JS	0.80	hours at \$330.00 per hour	\$264.00
MR	0.60	hours at \$290.00 per hour	\$174.00
Total Fees			\$438.00
Disbursements			\$0.00
HST (Registration #83673 5464 RT0001)			\$56.94
Total Amount of this Invoice			\$494.94

E&OE

Please make cheque payable to: **Shepherd Rubenstein Professional Corp**

Invoice # 240301