



BY EMAIL and RESS

Mark Rubenstein
mark@shepherd rubenstein.com
Dir. 647-483-0113

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

June 20, 2024
Our File: EB20230336

Attn: Nancy Marconi, Registrar

Dear Ms. Marconi:

Re: EB-2023-0336 – OPG DVA and MRP – Cost Claim

We are counsel to the School Energy Coalition ("SEC"). Enclosed, please find SEC's cost claim using the OEB's cost claim system.

For purposes of cost claim categorization, where dockets include both reviewing evidence and preparing interrogatories, or reviewing interrogatory responses and preparing for the Technical Conference, we have allocated 50% to each specific category activity. As a practical matter, 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).

SEC submits that its participation in this proceeding was thorough and valuable and was designed to maximize its assistance to the OEB in this matter. SEC therefore requests reimbursement of its reasonably incurred costs as set forth in the attached cost claim, which is commensurate with the scope of the issues and its role as intervenor settlement process spokesperson/coordinator.

Shepherd Rubenstein P.C.

Mark Rubenstein

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

EB-2023-0336 : 1 : Mark Rubenstein

COST CLAIM NUMBER
2181

SUBMISSION DEADLINE DATE
June 24, 2024

CLAIM STATUS
Submitted

EB#
EB-2023-0336: Rates: Generation: Ontario Power
Generation Inc.

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

			Total (\$)	Total Hours	Participant Claim Status
New	Non-Filing Participant First, Last Name	Filing Participant			
No	,	Rubenstein, Mark; +1 (647) 483-0113 mark@shepherdrubenstein.com	17,335.35	52.90	Submitted

ATTACHMENTS

Attachment	Document Type	Import Message
EB-2023-0336 Cover Letter.pdf	Cover Letter	

TOTAL LEGAL/CONSULTANT/OTHER FEES
15,341.00

TOTAL DISBURSEMENTS
0.00

TOTAL HST
1,994.35

TOTAL CLAIM
17,335.35

TOTAL AMOUNT AWARDED

TOTAL HOURS CLAIMED
52.90

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
June 20, 2024

CASE EB-2023-0336: Rates: Generation: Ontario Power Generation Inc.	COST CLAIM EB-2023-0336 : 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@shepherdubenstein.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* 12	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	Hearings Subtotal (\$)	Hearings Total Tax (\$)	Hearings Total (\$)
52.90	15,341.00	1,994.35	17,335.35

<u>Name</u>	<u>Hours</u>	<u>Hourly Rate</u>	<u>Sub Total</u>	<u>HST Rate</u>	<u>HST</u>	<u>Total</u>
DISCOVERY						
Read and Research Application and Evidence	5.15	290	1,493.50	13.00	194.16	1,687.66
Preparation of Interrogatories	4.15	290	1,203.50	13.00	156.46	1,359.96
Review Interrogatory Responses	5.95	290	1,725.50	13.00	224.32	1,949.82
Technical Conference Preparation	5.05	290	1,464.50	13.00	190.39	1,654.89
Technical Conference Attendance	5.50	290	1,595.00	13.00	207.35	1,802.35
Technical Conference Follow-up	1.80	290	522.00	13.00	67.86	589.86
Subtotal of DISCOVERY	27.60		8,004.00		1,040.54	9,044.54
PROCEDURAL						
Preparation of Issues List Submission	0.40	290	116.00	13.00	15.08	131.08
Attendance at Issues List Conference		290		13.00		
Preparation for a Confidentiality Request		290		13.00		
Prepare Submissions on Confidentiality		290		13.00		
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		
Review Procedural Documents	0.70	290	203.00	13.00	26.39	229.39

<u>Name</u>	<u>Hours</u>	<u>Hourly Rate</u>	<u>Sub Total</u>	<u>HST Rate</u>	<u>HST</u>	<u>Total</u>
Subtotal of PROCEDURAL	1.10		319.00		41.47	360.47
INTERVENOR EVIDENCE						
Preparation of Intervenor Evidence		290		13.00		
Interrogatory Responses		290		13.00		
Preparation of Witness(es) for Attendance at Hearing		290		13.00		
Subtotal of INTERVENOR EVIDENCE	0.00		0.00		0.00	0.00
SETTLEMENT CONFERENCE						
Preparation for Settlement Conference	5.70	290	1,653.00	13.00	214.89	1,867.89
Attendance at Settlement Conference	14.30	290	4,147.00	13.00	539.11	4,686.11
Preparation of Settlement Proposal	4.00	290	1,160.00	13.00	150.80	1,310.80
Attendance at Presentation to Panel		290		13.00		
Subtotal of SETTLEMENT CONFERENCE	24.00		6,960.00		904.80	7,864.80
WRITTEN ARGUMENT						
Written Submissions		290		13.00		
Subtotal of WRITTEN ARGUMENT	0.00		0.00		0.00	0.00
ORAL ARGUMENT						
Preparation for Oral Hearing		290		13.00		
Attendance at Oral Hearing		290		13.00		
Oral Submissions		290		13.00		
Attendance at Oral Submissions		290		13.00		
Subtotal of ORAL ARGUMENT	0.00		0.00		0.00	0.00
DECISION						
Review Decision	0.20	290	58.00	13.00	7.54	65.54
Review Rate/Accounting Order		290		13.00		
Prepare Submission on Rate Order		290		13.00		
Subtotal of DECISION	0.20		58.00		7.54	65.54
OTHER						
Other Attendance (e.g., Intervenor Conferences)		290		13.00		
Subtotal of OTHER	0.00		0.00		0.00	0.00
TOTAL SERVICE PROVIDER FEES						
Total Service Provider Fees	52.90		15,341.00		1,994.35	17,335.35

Attachments

<u>Attachment</u>	<u>Document Type</u>	<u>Import Message</u>
EB-2023-0336 Client Fees Listing.pdf	Time Docket	

Hearings, Consultations, Disbursements Attachments

<u>Attachment</u>	<u>Document Type</u>	<u>Claim Type</u>	<u>Import Message</u>
EB-2023-0336 Client Fees Listing.pdf	Time Docket	Hearings	

Date	Explanation	Lwyr	Hours
20240202	preliminary review Application	MR	1.5
20240206	emails	MR	0.1
20240207	prepare and file intervention form	MR	0.2
20240222	review PO	MR	0.2
20240228	emails re: issues list	MR	0.1
20240229	emails	MR	0.1
20240301	emails	MR	0.1
20240304	review issues list decision	MR	0.1
20240304	review evidence/research/draft IRs	MR	2.4
20240305	review evidence/research/draft IRs	MR	3
20240307	review evidence/research/draft IRs	MR	1.7
20240308	finalize and file IRs/review other parties IRs	MR	0.4
20240311	emails and finalize corrected IRs	MR	0.2
20240322	email/review corr	MR	0.1
20240325	review of IRR/sign D&U/analysis/p. call w. S. Grice	MR	1.4
20240327	review IRR/prepare for TC	MR	4.2
20240328	emails re: confidentiality/review confidential material	MR	1.2
20240328	draft and send TC letter/many emails	MR	0.5
20240401	review IRR/prepare for TC	MR	2.5
20240403	prepare for TC	MR	1.2
20240404	attend TC	MR	5.5
20240404	emails/p. call w. K. Elson (ED) to discuss issues	MR	0.3
20240410	emails	MR	0.1
20240411	review TC undertaking/prepared for Settlement Conference/prepare CRVA incremental revenue table	MR	2.4
20240412	emails/preliminary review of UT responses	MR	0.3
20240413	review UT responses/prepare for Settlement Conference	MR	2.2
20240414	review UT responses/emails/review confidential UT responses/prepare for Settlement Conference	MR	1.5
20240415	attend Settlement Conference	MR	7.3
20240415	prepare for Day 2 of Settlement Conference	MR	0.7
20240416	attend Technical Conference	MR	7
20240418	review corr	MR	0.1
20240425	emails/circulate draft Settlement Proposal	MR	0.3
20240426	review Settlement Proposal/provide edits and comments	MR	1.1
20240428	emails	MR	0.1
20240429	emails	MR	0.2
20240430	emails/consolidate and return settlement proposal	MR	0.5
20240501	p. call w. S. Grice/meeting with SZ and AK (OPG) re: settlement issues/emails	MR	0.6
20240502	emails/review revised Settlement Proposal/provide edits and comments/review other intervenors comments and edits/consolidated	MR	1

20240503	emails	MR	0.1
20240509	review Staff submission	MR	0.2
20240613	review decision	MR	0.2
			52.9