



**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

February 18, 2026  
Our File: EB20240046

**Attn: Ritchie Murray, Acting Registrar**

Dear Mr. Murray:

**Re: EB-2025-0046 – Elexicon Energy 2026 ICM and Group 2 DVA – SEC Cost Claim**

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

This application included a request for two separate ICMs, as well as the disposition of a number of Group 2 DVA accounts. SEC divided responsibility for this proceeding between its consultant, Jane Scott, and its counsel, Mark Rubenstein. Ms. Scott had primary responsibility for the written discovery process and assisted with drafting final argument. Mr. Rubenstein had overall responsibility, including the final argument.

SEC submits that its participation in this proceeding was thorough and valuable and was designed to maximize its assistance to the OEB. Accordingly, SEC requests reimbursement of its reasonably incurred costs as set out in this letter and the attached documentation.

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

Mark Rubenstein

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

# EB-2025-0046 : 1 : Mark Rubenstein

COST CLAIM NUMBER  
3046

SUBMISSION DEADLINE DATE  
February 19, 2026

CLAIM STATUS  
Submitted

EB#  
EB-2025-0046: Rates: Distribution: Elexicon  
Energy Inc.

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	1,985.85	5.80	Submitted
No	,	Scott, Jane ; +1 (647) 271-3174 jane_scott@rogers.com	10,425.72	25.70	Submitted

## ATTACHMENTS

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

TOTAL LEGAL/CONSULTANT/OTHER FEES  
10,983.70

TOTAL DISBURSEMENTS  
0.00

TOTAL HST  
1,427.87

TOTAL CLAIM  
12,411.57

TOTAL AMOUNT AWARDED

TOTAL HOURS CLAIMED  
31.50

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  
120 Eglinton Avenue E.  
Suite 1000  
Toronto, ON M4P 1E2

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  
February 18, 2026

<b>CASE</b> EB-2025-0046: Rates: Distribution: Elexicon Energy Inc.	<b>COST CLAIM</b> EB-2025-0046 : 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> 12	<b>HOURLY RATE</b> 303
<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> 5.80	<b>Hearings Subtotal (\$)</b> 1,757.40	<b>Hearings Total Tax (\$)</b> 228.45	<b>Hearings Total (\$)</b> 1,985.85
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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>DISCOVERY</b>						
Read and Research Application and Evidence	0.70	303	212.10	13.00	27.57	239.67
Preparation of Interrogatories	0.30	303	90.90	13.00	11.82	102.72
Review Interrogatory Responses		303		13.00		
Technical Conference Preparation		303		13.00		
Technical Conference Attendance		303		13.00		
Technical Conference Follow-up		303		13.00		
<b>Subtotal of DISCOVERY</b>	<b>1.00</b>		<b>303.00</b>		<b>39.39</b>	<b>342.39</b>
<b>PROCEDURAL</b>						
Preparation of Issues List Submission		303		13.00		
Attendance at Issues List Conference		303		13.00		
Preparation for a Confidentiality Request		303		13.00		
Prepare Submissions on Confidentiality		303		13.00		
Preparation of Motion(s) Materials		303		13.00		
Prepare Submissions on the Motion(s)		303		13.00		
Attendance at Hearing on Motion(s)		303		13.00		
Review Procedural Documents	0.60	303	181.80	13.00	23.63	205.43

<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>Subtotal of PROCEDURAL</b>	<b>0.60</b>		<b>181.80</b>		<b>23.63</b>	<b>205.43</b>
<b>INTERVENOR EVIDENCE</b>						
Preparation of Intervenor Evidence		303		13.00		
Interrogatory Responses		303		13.00		
Preparation of Witness(es) for Attendance at Hearing		303		13.00		
<b>Subtotal of INTERVENOR EVIDENCE</b>	<b>0.00</b>		<b>0.00</b>		<b>0.00</b>	<b>0.00</b>
<b>SETTLEMENT CONFERENCE</b>						
Preparation for Settlement Conference		303		13.00		
Attendance at Settlement Conference		303		13.00		
Preparation of Settlement Proposal		303		13.00		
Attendance at Presentation to Panel		303		13.00		
<b>Subtotal of SETTLEMENT CONFERENCE</b>	<b>0.00</b>		<b>0.00</b>		<b>0.00</b>	<b>0.00</b>
<b>WRITTEN ARGUMENT</b>						
Written Submissions	3.60	303	1,090.80	13.00	141.80	1,232.60
<b>Subtotal of WRITTEN ARGUMENT</b>	<b>3.60</b>		<b>1,090.80</b>		<b>141.80</b>	<b>1,232.60</b>
<b>ORAL ARGUMENT</b>						
Preparation for Oral Hearing		303		13.00		
Attendance at Oral Hearing		303		13.00		
Oral Submissions		303		13.00		
Attendance at Oral Submissions		303		13.00		
<b>Subtotal of ORAL ARGUMENT</b>	<b>0.00</b>		<b>0.00</b>		<b>0.00</b>	<b>0.00</b>
<b>DECISION</b>						
Review Decision	0.60	303	181.80	13.00	23.63	205.43
Review Rate/Accounting Order		303		13.00		
Prepare Submission on Rate Order		303		13.00		
<b>Subtotal of DECISION</b>	<b>0.60</b>		<b>181.80</b>		<b>23.63</b>	<b>205.43</b>
<b>OTHER</b>						
Other Attendance (e.g., Intervenor Conferences)		303		13.00		
<b>Subtotal of OTHER</b>	<b>0.00</b>		<b>0.00</b>		<b>0.00</b>	<b>0.00</b>
<b>TOTAL SERVICE PROVIDER FEES</b>						
<b>Total Service Provider Fees</b>	<b>5.80</b>		<b>1,757.40</b>		<b>228.45</b>	<b>1,985.85</b>

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## Attachments

<u>Attachment</u>	<u>Document Type</u>	<u>Import Message</u>
2025-0046 Client Fee Listings.pdf	Time Docket	

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## Hearings, Consultations, Disbursements Attachments

<u>Attachment</u>	<u>Document Type</u>	<u>Claim Type</u>	<u>Import Message</u>
2025-0046 Client Fee Listings.pdf	Time Docket	Hearings	

Date	Explanation	Lwyr	Hours
20250812	prelim. review of App/emails	MR	0.3
20250815	emails	MR	0.1
20250817	complete Intervenor Form	MR	0.2
20250822	Review ICM and Group 2 DVA Application and draft Interrogatories	JS	1
20250826	Review ICM and Group 2 DVA Application and draft Interrogatories	JS	2
20250903	Review Application	JS	2
20250903	review PO	MR	0.1
20250909	Review Application and Draft Interrogatories	JS	2
20250910	Review Application and Draft Interrogatories	JS	2.3
20250911	emails	MR	0.1
20250912	Draft interrogatories	JS	0.3
20250915	Finalize IRs	JS	0.1
20250915	review draft IR/review evidence related to DVAs and other aspects which MR responsibility and proposed changes	MR	0.6
20250918	emails	MR	0.1
20251006	Review IRRs and draft submission	JS	2.8
20251006	emails/file D&U	MR	0.1
20251007	Review IRRs and draft submission	JS	2.5
20251008	Review IRRs and draft submission	JS	1.5
20251008	emails	MR	0.1
20251009	Review IRRs and draft submission, call with Mark R.	JS	1.2
20251009	Zoom chat re: argument strategy with JS	MR	0.5
20251010	Review IRRs and draft submission	JS	2
20251011	Review IRRs and draft submission	JS	3
20251013	Review IRRs and draft submission	JS	2
20251015	p. call w. LG (CCC) re: GOCA	MR	0.2
20251016	draft and edit submissions/emails	MR	2
20251017	Review submission	JS	0.5
20251017	emails	MR	0.1
20251018	Review submission/CCC position on GOCA	JS	0.5
20251020	emails/p. call w. S. Grice (VECC)/finalize sub	MR	0.3
20251021	review other parties sub	MR	0.4
20251219	review interim decision	MR	0.1
20250215	review decision/emails	MR	0.5
			31.5

<b>CASE</b> EB-2025-0046: Rates: Distribution: Elexicon Energy Inc.	<b>COST CLAIM</b> EB-2025-0046 : 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> 359
<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> September 03, 2025	<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> 25.70	<b>Hearings Subtotal (\$)</b> 9,226.30	<b>Hearings Total Tax (\$)</b> 1,199.42	<b>Hearings Total (\$)</b> 10,425.72
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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>DISCOVERY</b>						
Read and Research Application and Evidence	5.65	359	2,028.35	13.00	263.69	2,292.04
Preparation of Interrogatories	4.05	359	1,453.95	13.00	189.01	1,642.96
Review Interrogatory Responses	8.90	359	3,195.10	13.00	415.36	3,610.46
Technical Conference Preparation		359		13.00		
Technical Conference Attendance		359		13.00		
Technical Conference Follow-up		359		13.00		
<b>Subtotal of DISCOVERY</b>	<b>18.60</b>		<b>6,677.40</b>		<b>868.06</b>	<b>7,545.46</b>
<b>PROCEDURAL</b>						
Preparation of Issues List Submission		359		13.00		
Attendance at Issues List Conference		359		13.00		
Preparation for a Confidentiality Request		359		13.00		
Prepare Submissions on Confidentiality		359		13.00		
Preparation of Motion(s) Materials		359		13.00		
Prepare Submissions on the Motion(s)		359		13.00		
Attendance at Hearing on Motion(s)		359		13.00		
Review Procedural Documents	0.00	359		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>
<b>Subtotal of PROCEDURAL</b>	<b>0.00</b>		<b>0.00</b>		<b>0.00</b>	<b>0.00</b>
<b>INTERVENOR EVIDENCE</b>						
Preparation of Intervenor Evidence		359		13.00		
Interrogatory Responses		359		13.00		
Preparation of Witness(es) for Attendance at Hearing		359		13.00		
<b>Subtotal of INTERVENOR EVIDENCE</b>	<b>0.00</b>		<b>0.00</b>		<b>0.00</b>	<b>0.00</b>
<b>SETTLEMENT CONFERENCE</b>						
Preparation for Settlement Conference		359		13.00		
Attendance at Settlement Conference		359		13.00		
Preparation of Settlement Proposal		359		13.00		
Attendance at Presentation to Panel		359		13.00		
<b>Subtotal of SETTLEMENT CONFERENCE</b>	<b>0.00</b>		<b>0.00</b>		<b>0.00</b>	<b>0.00</b>
<b>WRITTEN ARGUMENT</b>						
Written Submissions	7.10	359	2,548.90	13.00	331.36	2,880.26
<b>Subtotal of WRITTEN ARGUMENT</b>	<b>7.10</b>		<b>2,548.90</b>		<b>331.36</b>	<b>2,880.26</b>
<b>ORAL ARGUMENT</b>						
Preparation for Oral Hearing		359		13.00		
Attendance at Oral Hearing		359		13.00		
Oral Submissions		359		13.00		
Attendance at Oral Submissions		359		13.00		
<b>Subtotal of ORAL ARGUMENT</b>	<b>0.00</b>		<b>0.00</b>		<b>0.00</b>	<b>0.00</b>
<b>DECISION</b>						
Review Decision		359		13.00		
Review Rate/Accounting Order		359		13.00		
Prepare Submission on Rate Order		359		13.00		
<b>Subtotal of DECISION</b>	<b>0.00</b>		<b>0.00</b>		<b>0.00</b>	<b>0.00</b>
<b>OTHER</b>						
Other Attendance (e.g., Intervenor Conferences)		359		13.00		
<b>Subtotal of OTHER</b>	<b>0.00</b>		<b>0.00</b>		<b>0.00</b>	<b>0.00</b>
<b>TOTAL SERVICE PROVIDER FEES</b>						
<b>Total Service Provider Fees</b>	<b>25.70</b>		<b>9,226.30</b>		<b>1,199.42</b>	<b>10,425.72</b>

## Attachments

<u>Attachment</u>	<u>Document Type</u>	<u>Import Message</u>
Docket Notice.pdf	Time Docket	
2025-0046 Client Fee Listings.pdf	Invoice	

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**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	
2025-0046 Client Fee Listings.pdf	Invoice	Hearings	

**See Participant – Mark Rubenstein**

Date	Explanation	Lwyr	Hours
20250812	prelim. review of App/emails	MR	0.3
20250815	emails	MR	0.1
20250817	complete Intervenor Form	MR	0.2
20250822	Review ICM and Group 2 DVA Application and draft Interrogatories	JS	1
20250826	Review ICM and Group 2 DVA Application and draft Interrogatories	JS	2
20250903	Review Application	JS	2
20250903	review PO	MR	0.1
20250909	Review Application and Draft Interrogatories	JS	2
20250910	Review Application and Draft Interrogatories	JS	2.3
20250911	emails	MR	0.1
20250912	Draft interrogatories	JS	0.3
20250915	Finalize IRs	JS	0.1
20250915	review draft IR/review evidence related to DVAs and other aspects which MR responsibility and proposed changes	MR	0.6
20250918	emails	MR	0.1
20251006	Review IRRs and draft submission	JS	2.8
20251006	emails/file D&U	MR	0.1
20251007	Review IRRs and draft submission	JS	2.5
20251008	Review IRRs and draft submission	JS	1.5
20251008	emails	MR	0.1
20251009	Review IRRs and draft submission, call with Mark R.	JS	1.2
20251009	Zoom chat re: argument strategy with JS	MR	0.5
20251010	Review IRRs and draft submission	JS	2
20251011	Review IRRs and draft submission	JS	3
20251013	Review IRRs and draft submission	JS	2
20251015	p. call w. LG (CCC) re: GOCA	MR	0.2
20251016	draft and edit submissions/emails	MR	2
20251017	Review submission	JS	0.5
20251017	emails	MR	0.1
20251018	Review submission/CCC position on GOCA	JS	0.5
20251020	emails/p. call w. S. Grice (VECC)/finalize sub	MR	0.3
20251021	review other parties sub	MR	0.4
20251219	review interim decision	MR	0.1
20250215	review decision/emails	MR	0.5
			31.5