



## Jay Shepherd

Professional Corporation  
2200 Yonge Street,  
Suite 1302  
Toronto, Ontario M4S 2C6

**BY EMAIL and RESS**

April 5, 2017  
Our File No. 20160091

Ontario Energy Board  
2300 Yonge Street  
27<sup>th</sup> Floor  
Toronto, Ontario  
M4P 1E4

**Attn: Kirsten Walli, Board Secretary**

Dear Ms. Walli:

**Re: EB-2016-0091 – London 2016 Rates – SEC Cost Claim**

We are counsel for the School Energy Coalition. We enclose the cost claim of the School Energy Coalition, on the Board's form and enclosing docket details.

We note that Jay Shepherd took carriage of this matter, which included a successful ADR with settlement of all issues, and a one day presentation of the settlement agreement. Time spent by Mark Rubenstein to assist has not been claimed.

All of which is respectfully submitted.

Yours very truly,  
**JAY SHEPHERD P. C.**

Jay Shepherd

cc: Wayne McNally, SEC (email)  
Interested Parties

**Ontario Energy Board**  
**COST CLAIM FOR HEARINGS**



**Affidavit and Summary of Fees and Disbursements**

This form should be used by a party to a hearing before the Board to identify the fees and disbursements that form the party's cost claim. Paper and electronic copies of this form and itemized receipts must be filed with the Board and served on one or more other parties as directed by the Board in the applicable Board order. Please ensure all required (yellow-shaded) fields are filled in and the Affidavit portion is signed and sworn or affirmed.

**Instructions**

- Required data input is indicated by yellow-shaded fields. Formulas are embedded in the form to assist with calculations.
- All claims must be in Canadian dollars. If applicable, state exchange rate and country of initial currency.

Rate: \_\_\_\_\_ Country: \_\_\_\_\_

- A separate "Detail of Fees and Disbursements Being Claimed" (comprising a "Statement of Fees Being Claimed" and a "Statement of Disbursements Being Claimed") is required for each lawyer, analyst/consultant and articling student/paralegal. However, only one "Summary of Fees and Disbursements" covering the whole of the party's cost claim should be provided.
- The cost claim must be supported by a completed Affidavit signed by a representative of the party.
- A CV for each consultant/analyst must be attached unless provided to the Board as prescribed on the Cost Award Tariff.

**Except as provided in section 7.03 of the Practice Direction on Cost Awards, itemized receipts must be provided.**

<b>File #</b>	EB- 2016-0091	<b>Process:</b>	London 2017 Rates
<b>Party:</b>	School Energy Coalition	<b>Affiant's Name:</b>	Jay Shepherd
<b>HST Number:</b>	83673-5464-RT0001	<b>HST Rate Ontario:</b>	13.00%
	Full Registrant <input checked="" type="checkbox"/>	Qualifying Non-Profit	<input type="checkbox"/>
	Unregistered <input type="checkbox"/>	Tax Exempt	<input type="checkbox"/>
	Other <input type="checkbox"/>		

**Affidavit**

I, Jay Shepherd, of the City/Town of Toronto  
in the Province/State of Ontario, swear or affirm that:

1. I am a representative of the above-noted party (the "Party") and as such have knowledge of the matters attested to herein.
2. I have examined all of the documentation in support of this cost claim, including the attached "Summary of Fees and Disbursements Being Claimed", "Statement(s) of Fees Being Claimed" and "Statement(s) of Disbursements Being Claimed".
3. The attached "Summary of Fees and Disbursements Being Claimed", "Statement(s) of Fees Being Claimed" and "Statement(s) of Disbursements Being Claimed" include only costs incurred and time spent directly for the purposes of the Party's participation in the Ontario Energy Board process referred to above.
4. 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 sections 6.05 and 6.09 of the Board's Practice Direction on Cost Awards.

**Signature of Affiant**

**Sworn or affirmed before me** at the City/Town of Toronto,  
in the Province/State of Ontario, on April 6, 2017.  
(date)

**Commissioner for taking Affidavits**

**Ontario Energy Board**  
**COST CLAIM FOR HEARINGS**



**Affidavit and Summary of Fees and Disbursements**

File # EB- 2016-0091

Process: London 2017 Rates

Party: School Energy Coalition

**Summary of Fees and Disbursements Being Claimed**

Legal/consultant/other fees	\$	22,374.00
Disbursements	\$	-
HST	\$	2,908.62
<b>Total Cost Claim</b>	<b>\$</b>	<b>25,282.62</b>

**Payment Information**

Make cheque payable to: Jay Shepherd Professional Corporation, in trust

Send payment to this address: 2200 Yonge Street  
Suite 1302  
Toronto, Ontario  
M4S2C6

# Ontario Energy Board COST CLAIM FOR HEARINGS



## Detail of Fees and Disbursements Being Claimed

<b>File # EB-</b> <u>2016-0091</u>	<b>Process:</b> <u>London 2017 Rates</u>	
<b>Party:</b> <u>School Energy Coalition</u>	<b>Service Provider Name:</b> <u>Jay Shepherd</u>	
<b>SERVICE PROVIDER TYPE</b> (check one)	<b>Year Called to Bar</b>	<b>Completed Years Practising/Years of Relevant Experience</b>
Legal Counsel <input checked="" type="checkbox"/>	<input type="text" value="1980"/>	<input type="text" value="37"/>
Articling Student/Paralegal <input type="checkbox"/>		
Consultant <input type="checkbox"/>		
Analyst <input type="checkbox"/>		
For Consultant/Analyst: <input type="checkbox"/> CV attached		<b>Hourly Rate:</b> <input type="text" value="\$330"/>
<input type="checkbox"/> CV provided within previous 24 months		<b>HST Rate Charged (enter %):</b> <input type="text" value="13.0%"/>

Statement of Fees Being Claimed					
	Hours	Hourly Rate	Subtotal	HST	Total
<b>Pre-hearing Conference</b>					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
<b>Technical Conference</b>					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
<b>Interrogatories</b>					
Preparation	33.4	\$ 330.00	\$ 11,022.00	\$ 1,432.86	\$ 12,454.86
Responses	4.2	\$ 330.00	\$ 1,386.00	\$ 180.18	\$ 1,566.18
<b>Issues Conference</b>					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
<b>ADR - Settlement Conference</b>					
Preparation	2.0	\$ 330.00	\$ 660.00	\$ 85.80	\$ 745.80
Attendance	16.0	\$ 330.00	\$ 5,280.00	\$ 686.40	\$ 5,966.40
Proposal Preparation	10.2	\$ 330.00	\$ 3,366.00	\$ 437.58	\$ 3,803.58
<b>Argument</b>					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
<b>Oral Hearing</b>					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance	2.0	\$ 330.00	\$ 660.00	\$ 85.80	\$ 745.80
<b>Other Conferences</b>					
Preparation		\$ 330.00	\$ -	\$ -	\$ -
Attendance		\$ 330.00	\$ -	\$ -	\$ -
<b>Case Management</b>		\$ 170.00	\$ -	\$ -	\$ -
<b>TOTAL SERVICE PROVIDER FEES</b>			\$ 22,374.00	\$ 2,908.62	\$ 25,282.62

**Ontario Energy Board**  
**COST CLAIM FOR HEARINGS**  
**Detail of Fees and Disbursements Being Claimed**



File # EB- 2016-0091

Process: London 2017 Rates

Party: School Energy Coalition

Service Provider Name: Jay Shepherd

Statement of Disbursements Being Claimed			
	Net Cost	HST	Total
Scanning/Photocopy			\$ -
Printing		\$ -	\$ -
Courier			\$ -
Telephone/Fax			\$ -
Transcripts			\$ -
Travel: Air			\$ -
Travel: Car			\$ -
Travel: Rail			\$ -
Travel (Other):			\$ -
Parking			\$ -
Taxi			\$ -
Accommodation			\$ -
Meals			\$ -
Other:			\$ -
Other:			\$ -
Other:			\$ -
<b>TOTAL DISBURSEMENTS:</b>			
	\$ -	\$ -	\$ -

Date	Explanation	Lwyr	Hours
20160919	Edit and file Notice of Intervention, Review evidence, Various emails	JCS	1.3
20161016	Review pre-filed evidence	JCS	2.0
20161017	Review Notice and scheduling	JCS	0.2
20161110	Various emails	JCS	0.1
20161113	Review evidence, Review benchmarking information	JCS	5.1
20161115	Review evidence, Many emails, Attend community day, Meet with residents, Meet with London Hydro staff	JCS	6.6
20161118	Many emails	JCS	0.2
20161122	Many emails, Follow up with local resident	JCS	0.4
20161125	Many emails, Review PO #1 and scheduling, Review evidence	JCS	1.4
20161126	Many emails	JCS	0.2
20161129	Many emails	JCS	0.3
20161201	Many emails	JCS	0.2
20161205	Many emails, Review evidence	JCS	3.2
20161209	Review staff interrogatories, Review evidence	JCS	1.5
20161210	Review evidence	JCS	1.0
20161212	Review evidence	JCS	3.0
20161213	Draft, revise and file interrogatories, Review IRs of others, Many emails	JCS	6.7
20161214	Many emails	JCS	0.2
20161221	Various emails	JCS	0.1
20170106	Various emails re IRs	JCS	0.1
20170112	Various emails	JCS	0.1
20170113	Various emails	JCS	0.1
20170116	Review IR responses, Many emails	JCS	0.4
20170118	Review IR responses, Many emails	JCS	0.6
20170119	Review issues list, Many emails	JCS	0.3
20170121	Review additional material	JCS	1.1
20170123	Review additional questions, Many emails	JCS	0.2
20170124	Prep for ADR, Review additional material, Many emails	JCS	3.0
20170125	Attend at ADR, Many emails	JCS	6.6
20170126	Attend at ADR, Many emails	JCS	7.2
20170127	Review notes for client report	JCS	0.3
20170202	Many emails, Review and edit settlement agreement, Review revisions	JCS	2.7
20170203	Many emails	JCS	0.2
20170206	Many emails	JCS	0.2
20170207	Many emails, Review RSVA materials	JCS	0.9
20170208	Review new draft of agreement, Review schedules and models, Many emails	JCS	1.6
20170209	Many emails, Sign off	JCS	0.5
20170210	Many emails	JCS	0.2
20170212	Many emails	JCS	0.3
20170213	Conference call re Roseheart issues, Many emails, Review additional materials	JCS	2.2
20170215	Many emails, Review staff submission	JCS	0.8
20170216	Attend presentation day, Many emails, Many meetings, Further emails re Roseheart issue	JCS	3.6
20170217	Review further Roseheart materials, Various emails	JCS	0.3
20170221	Review filed materials, Various emails	JCS	0.2
20170222	Review staff material	JCS	0.1
20170224	Review board letter	JCS	0.1
20170227	Review staff and LPMA submissions, Various emails	JCS	0.2
			67.8

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2908.62  
25282.62