



**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

January 19, 2018  
Our File: EB20170069

**Attn: Kirsten Walli, Board Secretary**

Dear Ms. Walli:

**Re: EB-2017-0069 – Oshawa PUC Networks 2018-2019 – Cost Claim**

We are counsel for the School Energy Coalition ("SEC"). Enclosed, please find SEC's cost claim in this matter, on the Board's form and including docket detail.

During the proceeding, the undersigned pass his sixth year since his call to the Bar. Due to that the hours at each hourly rate have been reported separately.

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

*Original signed by*

Mark Rubenstein

cc: Wayne McNally, SEC (by email)  
Applicant (by email)

# 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>	<b>EB-2017-0069</b>	<b>Process:</b>	<b>Oshawa PUC 2018-19</b>
<b>Party:</b>	<b>School Energy Coalition</b>	<b>Affiant's Name:</b>	<b>Mark Rubenstein</b>
<b>HST Number:</b>	<b>83673-5464-RT0001</b>	<b>HST Rate Ontario:</b>	<b>13.00%</b>
	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, **Mark Rubenstein**, 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 **January 19 2018**.  
(date)

**Commissioner for taking Affidavits**

**Ontario Energy Board  
COST CLAIM FOR HEARINGS**



**Affidavit and Summary of Fees and Disbursements**

File # EB- EB-2017-0069 Process: Oshawa PUC 2018-19

Party: School Energy Coalition

**Summary of Fees and Disbursements Being Claimed**

Legal/consultant/other fees	\$	5,160.00
Disbursements	\$	-
HST	\$	670.80
<b>Total Cost Claim</b>	<b>\$</b>	<b>5,830.80</b>

**Payment Information**

Make cheque payable to: Shepherd Rubenstein Professional Corporation, in tr

Send payment to this address: 2200 Yonge Street

Suite 1302

Toronto, ON

M4S 2C6

# Ontario Energy Board COST CLAIM FOR HEARINGS



## Detail of Fees and Disbursements Being Claimed

<b>File # EB-</b> <u>EB-2017-0069</u>	<b>Process:</b> <u>Oshawa PUC 2018-19</u>
<b>Party:</b> <u>School Energy Coalition</u>	<b>Service Provider Name:</b> <u>Mark Rubenstein</u>
<b>SERVICE PROVIDER TYPE</b> (check one)	<b>Year Called to Bar</b>
<b>Legal Counsel</b> <input checked="" type="checkbox"/>	<b>2011</b>
<b>Articling Student/Paralegal</b> <input type="checkbox"/>	
<b>Consultant</b> <input type="checkbox"/>	
<b>Analyst</b> <input type="checkbox"/>	
<b>Completed Years Practising/Years of Relevant Experience</b>	<b>6</b>
<b>Hourly Rate:</b>	<b>\$230</b>
<b>For Consultant/Analyst:</b>	<b>HST Rate Charged (enter %):</b> <b>13.0%</b>
<input type="checkbox"/> CV attached	
<input type="checkbox"/> CV provided within previous 24 months	

Statement of Fees Being Claimed						
	Hours	Hourly Rate	Subtotal	HST	Total	
<b>Pre-hearing Conference</b>						
Preparation		\$ 230.00	\$ -	\$ -	\$ -	
Attendance		\$ 230.00	\$ -	\$ -	\$ -	
<b>Technical Conference</b>						
Preparation		\$ 230.00	\$ -	\$ -	\$ -	
Attendance	2.20	\$ 230.00	\$ 506.00	\$ 65.78	\$ 571.78	
<b>Interrogatories</b>						
Preparation	6.30	\$ 230.00	\$ 1,449.00	\$ 188.37	\$ 1,637.37	
Responses	4.30	\$ 230.00	\$ 989.00	\$ 128.57	\$ 1,117.57	
<b>Issues Conference</b>						
Preparation		\$ 230.00	\$ -	\$ -	\$ -	
Attendance		\$ 230.00	\$ -	\$ -	\$ -	
<b>ADR - Settlement Conference</b>						
Preparation		\$ 230.00	\$ -	\$ -	\$ -	
Attendance		\$ 230.00	\$ -	\$ -	\$ -	
Proposal Preparation		\$ 230.00	\$ -	\$ -	\$ -	
<b>Argument</b>						
Preparation	8.60	\$ 230.00	\$ 1,978.00	\$ 257.14	\$ 2,235.14	
<b>Oral Hearing</b>						
Preparation		\$ 230.00	\$ -	\$ -	\$ -	
Attendance		\$ 230.00	\$ -	\$ -	\$ -	
<b>Other Conferences</b>						
Preparation		\$ 230.00	\$ -	\$ -	\$ -	
Attendance		\$ 230.00	\$ -	\$ -	\$ -	
<b>Case Management</b>						
			\$ -	\$ -	\$ -	
<b>TOTAL SERVICE PROVIDER FEES</b>			<b>\$ 4,922.00</b>	<b>\$ 639.86</b>	<b>\$ 5,561.86</b>	

**Ontario Energy Board  
COST CLAIM FOR HEARINGS**



**Detail of Fees and Disbursements Being Claimed**

**File # EB-** EB-2017-0069

**Process:** Oshawa PUC 2018-19

**Party:** School Energy Coalition

**Service Provider Name:** Mark Rubenstein

<b>Statement of Disbursements Being Claimed</b>			
	<b>Net Cost</b>	<b>HST</b>	<b>Total</b>
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>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>

# Ontario Energy Board COST CLAIM FOR HEARINGS



## Detail of Fees and Disbursements Being Claimed

<b>File # EB-</b> <u>EB-2017-0069</u>	<b>Process:</b> <u>Oshawa PUC 2018-19</u>
<b>Party:</b> <u>School Energy Coalition</u>	<b>Service Provider Name:</b> <u>Mark Rubenstein</u>
<b>SERVICE PROVIDER TYPE</b> (check one)	<b>Year Called to Bar</b>
<input checked="" type="checkbox"/> Legal Counsel <input type="checkbox"/> Articling Student/Paralegal <input type="checkbox"/> Consultant <input type="checkbox"/> Analyst	<u>2011</u>
For Consultant/Analyst: <input type="checkbox"/> CV attached <input type="checkbox"/> CV provided within previous 24 months	<b>Completed Years Practising/Years of Relevant Experience</b> <u>5</u>  <b>Hourly Rate:</b> <u>\$170</u>  <b>HST Rate Charged (enter %):</b> <u>13.0%</u>

Statement of Fees Being Claimed						
	Hours	Hourly Rate	Subtotal	HST	Total	
<b>Pre-hearing Conference</b>						
Preparation		\$ 170.00	\$ -	\$ -	\$ -	
Attendance		\$ 170.00	\$ -	\$ -	\$ -	
<b>Technical Conference</b>						
Preparation		\$ 170.00	\$ -	\$ -	\$ -	
Attendance		\$ 170.00	\$ -	\$ -	\$ -	
<b>Interrogatories</b>						
Preparation	1.40	\$ 170.00	\$ 238.00	\$ 30.94	\$ 268.94	
Responses		\$ 170.00	\$ -	\$ -	\$ -	
<b>Issues Conference</b>						
Preparation		\$ 170.00	\$ -	\$ -	\$ -	
Attendance		\$ 170.00	\$ -	\$ -	\$ -	
<b>ADR - Settlement Conference</b>						
Preparation		\$ 170.00	\$ -	\$ -	\$ -	
Attendance		\$ 170.00	\$ -	\$ -	\$ -	
Proposal Preparation		\$ 170.00	\$ -	\$ -	\$ -	
<b>Argument</b>						
Preparation		\$ 170.00	\$ -	\$ -	\$ -	
<b>Oral Hearing</b>						
Preparation		\$ 170.00	\$ -	\$ -	\$ -	
Attendance		\$ 170.00	\$ -	\$ -	\$ -	
<b>Other Conferences</b>						
Preparation		\$ 170.00	\$ -	\$ -	\$ -	
Attendance		\$ 170.00	\$ -	\$ -	\$ -	
<b>Case Management</b>						
			\$ -	\$ -	\$ -	
<b>TOTAL SERVICE PROVIDER FEES</b>			\$ 238.00	\$ 30.94	\$ 268.94	

**Ontario Energy Board  
COST CLAIM FOR HEARINGS**



**Detail of Fees and Disbursements Being Claimed**

File # EB- EB-2017-0069

Process: Oshawa PUC 2018-19

Party: School Energy Coalition

Service Provider Name: Mark Rubenstein

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>			
	\$ -	\$ -	\$ -

<b>Date</b>	<b>Explanation</b>	<b>Lwyr</b>	<b>Hours</b>
20170704	emails/review application	MR	0.2
20170824	prelim review of application/draft Notice of Interventions	MR	1.2
20171002	review PO/review application/draft IRs	MR	5.2
20171005	emails/review Staff IRs	MR	0.4
20171010	email	MR	0.1
20171011	email/review CCC IR	MR	0.2
20171013	edit, finalize and file IRs	MR	0.4
20171030	preliminary review of IRRs/email to OPCUN re: answer to SEC-3	MR	0.8
20171101	emails/review amended IR/p. call from D. Lau	MR	0.3
20171102	emails	MR	0.2
20171103	emails/review PO	MR	0.3
20171106	emails	MR	0.2
20171108	emails/review Staff and VECC follow up questions	MR	0.3
20171109	review IRR/prepare for conference call tech conference	MR	2.2
20171110	attend conference call tech conf	MR	2.2
20171113	emails/p. call w. J. Girvan	MR	0.3
20171115	emails/prelim review of UT responses	MR	0.3
20171117	emails	MR	0.1
20171119	emails/review undertaking responses/consider positions	MR	1.0
20171120	draft submissions	MR	4.5
20171121	emails/edit sub/complete table	MR	0.5
20171122	edit, finalize and file sub	MR	0.6
20171124	review other parties submissions	MR	0.5
20171130	email/review reply arg	MR	0.3
20171220	emails/review decision	MR	0.5
			22.8