



654	<p style="text-align: center;">THE ALBERTA ENERGY REGULATOR PROCEEDING ID NO. 436</p> <p style="text-align: center;">IN THE MATTER OF the Regulatory Appeal by Obsidian Energy Ltd. of the Alberta Energy Regulator's decision to issue an Environmental Protection Order to Obsidian Energy Ltd., pursuant to Sections 113 and 24 of the Environmental Protection and Enhancement Act On March 23, 2023 (Regulatory Appeal 1943624)</p> <hr/> <p style="text-align: center;">AER PROCEEDING VOLUME 10</p> <hr/> <p style="text-align: center;">Calgary, Alberta December 4, 2024</p>	655
656	<p>1 Proceedings taken at the Govier Hall, Calgary, 2 Alberta 3 4 December 4, 2024 Morning Session 5 6 A. Bolton The Chair 7 B. Zaitlin Hearing Commissioner 8 T. Stock Hearing Commissioner 9 10 B. Kapel Holden AER Counsel 11 O. Chijioke AER Counsel 12 A. Huxley AER Counsel 13 (Via Videocast) 14 A. Lung AER Staff 15 N. Hymers AER Staff 16 M. Rahimabadi AER Staff 17 18 P. Fitzpatrick For Regulatory Compliance 19 Branch 20 J. Allison For Regulatory Compliance 21 Branch 22 A. Hall For Regulatory Compliance 23 Branch 24 25 D.P. Langen For Obsidian Energy Ltd. 26 A. Barrington For Obsidian Energy Ltd.</p>	657

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1 A. Porco, CSR(A) Official Court Reporter
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3 (PROCEEDINGS COMMENCED AT 9:03 AM)
4 Discussion
5 THE CHAIR: Thank you. Please
6 be seated.
7 Morning, everyone. So our main piece
8 of business this morning is to hear from
9 Obsidian's reply panel. I think I understand
10 it's only going to be Dr. Verdon.
11 Is that correct, Mr. Langen?
12 D.P. LANGEN: Yes. Good morning,
13 Mr. Chair and Commissioners. That's correct.
14 Mr. Watson and Mr. Boeckx will not be
15 appearing. It's just Dr. Verdon.
16 THE CHAIR: Okay. And will his
17 evidence be in camera or in public?
18 D.P. LANGEN: As I indicated at
19 the close of the hearing day last time, the
20 vast majority is confidential, so we propose to
21 just have him run through it all in the
22 in-camera session.
23 THE CHAIR: Okay. Okay. That's
24 fine.
25 I've got a couple preliminary matters too
26 that I want to hear from the parties on.

658	<p>1 Did you have anything, Mr. Langen, that you 2 wanted to raise? 3 D.P. LANGEN: Once we get in 4 camera, I have one preliminary matter. 5 THE CHAIR: Okay. Just -- the 6 first one was just a status update on the 7 outstanding undertakings from CLM. 8 P. FITZPATRICK: Sir, CLM's panel has 9 been gathering information to answer the 10 undertakings, and we were reviewing it just 11 this morning before coming in. They're not 12 quite finalized in terms of responses. We 13 expect to have those finalized and provided 14 later today. 15 THE CHAIR: Okay. Thanks. 16 So, obviously, we will not be able to close 17 the record of the proceeding until we receive 18 the undertakings and Mr. Langen has decided 19 whether or not he needs to do any cross on 20 them. So as soon as they're available, if you 21 can provide them, and then maybe we can speak 22 to them before final argument, if needed. Does 23 that -- does that work? 24 P. FITZPATRICK: Yes. Thank you. 25 THE CHAIR: Okay. Thank you. 26 And I just want to raise a question about</p>	659	<p>1 final argument. So it's currently scheduled 2 for 9 AM on Friday, and that's fine. We can 3 proceed with that. If both parties were 4 interested in moving up final argument to 5 tomorrow, I would entertain that. 6 So I'll let you think about that as we hear 7 the reply evidence, and then maybe I'll circle 8 back on that issue, unless parties are clear 9 what their position is right now. 10 D.P. LANGEN: Mr. Chair, I can 11 tell you that we certainly don't want it moved 12 up. We've got a bit of work to do still. 13 THE CHAIR: Okay. That's fine. 14 I -- I think that's fine. We'll -- 15 D.P. LANGEN: Appreciate the 16 offer -- 17 THE CHAIR: Okay. 18 D.P. LANGEN: -- but, 19 unfortunately, we're not quite where we want to 20 be. 21 THE CHAIR: Okay. Yeah. 22 Totally acceptable. So it will be 9:00 on 23 Friday, then. Okay. 24 D.P. LANGEN: Thank you. 25 THE CHAIR: Okay. With that, I 26 guess we're ready for Dr. Verdon, so we need to</p>
660	<p>1 go in camera. So we'll need to discontinue the 2 video proceeding. And if you can let me know 3 when that has occurred. 4 (PUBLIC PROCEEDINGS ADJOURNED) 5 _____ 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26</p>	661	<p>1 CERTIFICATE OF TRANSCRIPT: 2 3 We, A. Porco and K. Di Rocco, certify that 4 the foregoing pages are a complete and accurate 5 transcript of the proceedings taken down by us 6 in shorthand and transcribed from our shorthand 7 notes to the best of our skill and ability. 8 Dated at the City of Calgary, Province of 9 Alberta, this 4th day of December 2024. 10 11  12 _____ 13 A. Porco, CSR(A) 14 Official Court Reporter 15 Commissioner for Oaths Appointee No. 0734405 16 ASRA Membership No. 185 17 18  19 _____ 20 K. Di Rocco, CSR(A) 21 Official Court Reporter 22 Commissioner for Oaths Appointee No. 0728318 23 ASRA Membership No. 57 24 25 26</p>