



646	<p style="text-align: center;">THE ALBERTA ENERGY REGULATOR PROCEEDING ID NO. 436</p> <p>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 9</p> <hr/> <p style="text-align: center;">Calgary, Alberta December 2, 2024</p>	647
648	<p>1 Proceedings taken at the Govier Hall, Calgary, 2 Alberta 3 4 December 2, 2024 Afternoon 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>	649

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1 A. Porco, CSR(A) Official Court Reporter
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3 (PROCEEDINGS COMMENCED AT 3:25 PM)
4 ERIK KULEBA, CLAUDIO VIRUES, Previously
5 Affirmed
6 TODD SHIPMAN, MAURICIO CANALES, ELWYN GALLOWAY,
7 Previously Sworn
8 Discussion
9 B. KAPEL HOLDEN: Mr. Chair, I
10 understand that we're on the webcast now out of
11 the in-camera session.
12 THE CHAIR: Okay. Thank you.
13 So, Mr. Fitzpatrick, just to clarify, on
14 the -- the questions in the public portion, any
15 redirect that you would like to do?
16 P. FITZPATRICK: No, sir. Thank you.
17 THE CHAIR: Okay. Thank you.
18 Okay. Just before I release the panel,
19 question for you, Mr. Kuleba. You committed to
20 two undertakings earlier in the day. I'm just
21 wondering about the timing of when you might be
22 able to respond to those.
23 A E. KULEBA: The first one was
24 where the PDF and the email was cut off. That
25 one I could get fairly quick here.
26 THE CHAIR: Okay.

<p style="text-align: right;">650</p> <p>1 A E. KULEBA: The other one, I've 2 already sent out a request for anybody else 3 that was at that meeting, so -- if they could 4 shed some light on which wells those were. So 5 I'd rely on -- on their response. But I would 6 hope that someone would get back to me fairly 7 quick, within 24 hours. So ... 8 THE CHAIR: Okay. Mr. Langen, 9 would it be okay, then -- I'll release the 10 panel, and once you get the undertakings, if 11 there is a need to do any cross on the 12 undertakings, we would -- we might have to 13 recall a witness or two? 14 D.P. LANGEN: That's absolutely 15 acceptable, Mr. Chair. 16 THE CHAIR: Okay. 17 D.P. LANGEN: Thank you. 18 THE CHAIR: Thank you. 19 Okay. I think, with that, then, this 20 panel's business is done. Again, we'd like to 21 thank you very much for your -- both your 22 written and your oral evidence and your time 23 with us today. So thank you very much. 24 (WITNESSES STAND DOWN) 25 THE CHAIR: Other matters. So 26 we were scheduled to continue into tomorrow.</p>	<p style="text-align: right;">651</p> <p>1 We don't -- the next piece of business would be 2 the rebuttal panel. We talked this morning 3 about potentially scheduling it for Wednesday 4 morning at 9:00-ish. 5 I'm just wondering, Mr. Langen, do you have 6 anything further on timing, whether that works 7 for Dr. Verdon and whether it works for the 8 rest of the -- the witnesses? 9 D.P. LANGEN: It does, sir. 10 Currently I can confirm or almost confirm 11 'cause I need to talk with him yet again, but 12 that panel would include Dr. Verdon, 13 Mr. Boeckx, and Mr. Watson. 14 THE CHAIR: Okay. 15 D.P. LANGEN: And the vast 16 majority of that material will be confidential. 17 There might be one component, very small, 18 that -- that would be public. So we would 19 propose, from an efficiency perspective, to 20 just have them sit confidentially, but that's 21 obviously up to -- to you, sir. 22 THE CHAIR: Okay. Thank you. 23 And -- sorry -- Wednesday morning at 9 is 24 the preferred time as opposed to any time 25 tomorrow? 26 D.P. LANGEN: That's correct. So,</p>
<p style="text-align: right;">652</p> <p>1 if we I can -- I'm assuming that, you know, 2 we're going to break today and have tomorrow -- 3 some of us will have tomorrow off -- 4 THE CHAIR: Yeah. 5 D.P. LANGEN: -- some won't -- 6 THE CHAIR: M-hm. 7 D.P. LANGEN: -- that if those 8 plans change for us, if things are not going to 9 be -- not fit that way for 9:00, we will let 10 the commission -- or -- sorry -- regulatory 11 counsel know. 12 THE CHAIR: Okay. That'd be 13 great. 14 Mr. Fitzpatrick, any concerns about the 15 rebuttal panel sitting on Wednesday morning? 16 P. FITZPATRICK: No, sir. Thank you. 17 THE CHAIR: Okay. Thank you. 18 Okay. I think, with that, then, we will 19 adjourn until 9 AM on Wednesday morning. Thank 20 you, everybody. 21 _____ 22 PROCEEDINGS ADJOURNED UNTIL 9:00 AM, 23 DECEMBER 4, 2024 24 _____ 25 26</p>	<p style="text-align: right;">653</p> <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 2nd 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>