

2020 ABAER 002

Bearspaw Petroleum Ltd.

Common Carrier and Rateable Take Order Applications

Applications 1877294 and 1878333

Decision

[1] Having issued a [decision](#) to dismiss applications 1877294 and 1878333 on a motion brought by Harvest Operations Corp. (Harvest), the Alberta Energy Regulator (AER) hereby cancels the hearing of those applications.

Applications

[2] In January 2017, Bearspaw Petroleum Ltd. (Bearspaw) filed two applications with the Alberta Energy Regulator (AER). The first application (1877294) was for a common carrier order pursuant to section 48 of the *Oil and Gas Conservation Act (OGCA)* naming Harvest Operations Corp. (Harvest) to be a common carrier of gas produced from the Crossfield Basal Quartz C Pool (BQC Pool) through a series of pipelines extending from Legal Subdivision 5, Section 36, Township 24, Range 28, West of the 4th Meridian, to 14-16-028-28W4M and including a field compressor located at 13-06-027-27W4M. The second application (1878333) was for a rateable take order under section 36 of the *OGCA* to distribute gas production among wells in the BQC Pool, including Bearspaw's gas well at 02/11-24-024-28W4M.

Discussion

[3] The AER issued a notice of hearing for the applications on March 16, 2018, and the notice was reissued on July 8, 2019.

[4] The AER issued a notice of scheduling of hearing on October 3, 2019. The AER was scheduled to hold a public hearing in Calgary, Alberta, on January 13, 2020, before hearing commissioners C. A. Low (presiding), P. Meysami, and T. D. Stock.

[5] On November 14, 2019, Harvest filed a motion asking that the AER dismiss Bearspaw's applications or, alternatively, issue an order immediately suspending or adjourning the proceeding established to hear the applications.

[6] On January 6, 2020, the panel held an oral hearing of Harvest's motion and adjourned the hearing scheduled to commence on Monday, January 13, 2020, pending the panel's decision on the motion.

[7] On January 24, 2020, the panel granted Harvest's motion and dismissed Bears paw applications 1877294 and 1878333.

[8] Accordingly, a public hearing will not be held.

Dated in Calgary, Alberta, on January 30, 2020.

Alberta Energy Regulator

Cecilia Low, B.Sc., LL.B., LL.M.
Presiding Hearing Commissioner