

July 11, 2018

Calgary Head Office
Suite 1000, 250 – 5 Street SW
Calgary, Alberta T2P 0R4
Canada

By e-mail only

www.aer.ca

Suncor Energy Inc.

Attention: Jason Heisler, Manager, EH&S Regulatory Approvals

Dear Mr. Heisler:

**Re: Decision on Participation of Suncor Energy Inc.
Proceeding 361 Syncrude Canada Ltd. – Mildred Lake Extension Project
Applications 1820856, 00263298-005, 00363203-001, 00000026-034, MSL0352, MSL170423
and MSL170430**

On May 25, 2018, the AER issued a notice of hearing, setting out the process for filing a request to participate in the hearing of Syncrude Canada Ltd.'s (Syncrude) applications associated with the Mildred Lake Extension Project. I am writing to communicate the panel's decision regarding a request to participate filed on June 13, 2018 by Suncor Energy Inc. (Suncor).

Section 34(3) of the *Responsible Energy Development Act* states that: "...a person who may be directly and adversely affected by the application is entitled to be heard at the hearing." In addition, the *Alberta Energy Regulator (AER) Rules of Practice (Rules)* give the hearing panel discretion to grant participation status to persons whose participation will materially assist the panel in deciding the matter that is the subject of the hearing, who have a tangible interest in the matter and whose participation will not materially delay the proceedings or repeat or duplicate evidence.

Suncor's Request

In its June 14th participation request Suncor submitted that it has a tangible interest in the subject matter of the hearing as it is a long standing operator in the area and holds interests in the lands neighbouring the proposed Mildred Lake Extension Project.

Suncor stated that it may be impacted as a result of Syncrude's activities including its reclamation and water management plans. Suncor also believes its participation may materially assist the AER in deciding the matter that is the subject of the hearing.

Syncrude's Response

In its June 28th letter to the panel, Syncrude took no position with respect to Suncor's participation in the hearing.

The Panel's Decision

The panel accepts that Suncor has a tangible interest in the subject matter of the hearing and that its participation may assist the panel in deciding the matter that is the subject of the hearing. It also is of the view that Suncor's participation will not delay the proceeding. Subject to directions or rulings issued by the panel, Suncor has been granted full participation rights in the hearing.

Sincerely,



Elaine Arruda
Hearing Coordinator

cc: Bernard Roth, Dentons LLP
Laura Estep, Dentons LLP
Vince Biamonte, ACO
Sarabpreet Singh, ACO
Stephen McCarthy, ACO
Meighan LaCasse, AER
Alison Doebele, AER