

BY EMAIL ONLY

November 26, 2018

Andrew Scott  
O'Chiese First Nation

**COAL CONSERVATION ACT (CCA) APPLICATION NO. 1909318**  
**ENVIRONMENTAL PROTECTION AND ENHANCEMENT ACT (EPEA)**  
**APPLICATION NO. 020-00046972**  
**WATER ACT (WA) APPLICATION NO. 011-00205213**  
**CARDINAL RIVER OPERATIONS LTD.**  
**CHEVIOT COAL MINE**  
**TRACKING NO. 31367**

Dear Andrew Scott:

The Alberta Energy Regulator (AER) acknowledges receipt of your correspondence on behalf of O'Chiese First Nation dated November 16, 2018, in which they outlined concerns about the subject applications. The deadline to file their statement of concern (SOC) was June 15, 2018, at 4:00 PM; their correspondence has been received on November 16, 2018, after the deadline for filing a SOC.

In accordance with the *Responsible Energy Development Act* and the *AER Rules of Practice (Rules)*, the AER posts public notice for all application submissions on our website, and requires SOCs be filed within the deadline set out in the notice of application unless the AER allows you to file the SOC late.

The AER has determined the statement of concern was not submitted within the time limit specified in section 5.3(a) of the *Rules*. As such, the AER has decided to exercise its discretion to disregard it as per sections 6.2(1) (b) of the *Rules*.

Alternatively, the AER offers Alternative Dispute Resolution (ADR), which provides concerned parties a variety of options to manage disputes including direct negotiation

between the parties, AER staff-led mediation, and third-party mediation. If this interests you, please contact Fiona LeBlanc at 780-538-5140 for more information on this process.

**inquiries** 1-855-297-8311  
**24-hour**  
**emergency** 1-800-222-6514

If you have any questions, contact me at 403-297-3431 or email [SOC@aer.ca](mailto:SOC@aer.ca).

Sincerely,

Maribel Arguello  
Statement of Concern Team  
Authorizations

Enclosure (1): **31367 - O'Chiese to CRC - SOC LATE FILED - 2018-11-16**

cc: Marc Symbaluk, Cardinal River Coals Ltd.  
Corey MacGarva, AER Application Processor  
AER, ADR Inbox  
AER Drayton Valley Field Centre  
AER Environmental Protection & Enhancement and Water Statements of  
AER Indigenous Engagement  
Aboriginal Consultation Office