

Via Email

May 30, 2023

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Qualico Development West Ltd.
C/O: McLennan Ross
Gavin S. Fitch, K.C.

Alberta Energy Regulator –
Regulatory Applications Branch
Attention: Barbara Kapel-Holden, Counsel

Pembina Pipeline Corporation
C/O: Bennett Jones LLP
Shawn Munro

Plains Midstream Canada ULC
C/O: Bennett Jones LLP
Daron Naffin

Dear Counsel:

**RE: Reconsideration of the Alberta Energy Regulator’s Decision, Dated April 20, 2022
Amended Application No.: 1932335 by Qualico Development West Ltd. dated January 14, 2022
(Application)
Location: Northeast Edmonton
Qualico Development West Ltd. (Qualico)
Pembina Pipeline Corporation (Pembina)
Plains Midstream Canada ULC (Plains)
Reconsideration No.: 1940992 (Reconsideration)
Reconsideration set down for Hearing**

On November 14, 2022, the Alberta Energy Regulator (AER) exercised its authority under section 42 of the *Responsible Energy Development Act* and opened the Reconsideration of its decision dated April 20, 2022, which declined to decide the Application brought by Qualico under subsections 33(1) and 33(2) of the *Pipeline Act* and subsection 80(1) of the *Pipeline Rules*.

The AER issued notice of reconsideration, which set out that the Reconsideration would be conducted without a hearing and provided a process schedule for submissions from Qualico, Pembina and Plains (**Parties**) in respect of two issues identified by the AER:

1. The nature of the requested pipeline alterations, whether the pipeline alterations are in the public interest, and why; and
2. Should the AER direct the Work, the cost of the Work and by whom and to whom it should be paid, and why.

In subsequent submissions from the Parties, all three requested that the Reconsideration be conducted with a hearing in order to, among other things, test the merits of the Application and the evidence of the party or parties adverse in interest through the hearing process.

Given that all the parties to the Reconsideration have requested a hearing and given the contested evidentiary reports on the record of the Reconsideration, the AER has decided that, going forward, the Reconsideration will be conducted with a hearing based on the submissions provided to date on the issues identified above.

A notice of hearing on reconsideration will follow in due course.

Sincerely,

<Original signed by>

Laurie Pushor, CEO
Alberta Energy Regulator

cc: Lane Peterson, Regulatory Applications
Keyera Corporation (Sander Duncanson – Osler, Hoskin & Harcourt LLP)