Alberta Energy Regulator

Calgary Head Office

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November 20, 2026

By email only: herzogdrilling@gmail.com

Kyle Herzog

Statement of Concern No. 32940
Cenovus Energy Inc. (Cenovus)
Application No. 33722617
Location: 09-09-048-06W4M

Dear Kyle Herzog,

You are receiving this letter because you filed a statement of concern (SOC) about Application No. 33722617. The Alberta Energy Regulator (AER) has reviewed your SOC, along with the Application, and all applicable requirements and other submissions or information about the Application. The AER has decided that a hearing is not required to consider the concerns outlined in your SOC.

In our review of your concerns, we considered the following:

- A Detailed Site Assessment (DSA) was conducted in November 2025. The DSA showed that the conditions of the landscape, soil and vegetation parameters for the well site were comparable both on-site and off-site and met the *2010 Reclamation Criteria for Wellsites and Associated Facilities for Cultivated Lands*.
- A site visit was conducted by the AER on August 20, 2026, wherein AER staff confirmed that the vegetation was comparable on and off site.
- Following issuance of an AER Reclamation Certificate, the operator retains a 25-year liability for surface reclamation issues (topography, vegetation, soil texture, drainage, etc.) and a lifetime liability for contamination. Landowners may contact an AER field center or recremquestions@aer.ca at any time to raise liability concerns or complaints.

Based on the above, the AER has concluded that it is not necessary to hold a hearing before making a decision on the Application. The AER has issued the applied-for reclamation certificate, and this is your notice of that decision. A copy of the reclamation certificate is attached.

All AER-regulated parties must comply not only with the conditions of their authorizations, but with all of the AER's regulatory requirements. To ensure industry compliance the AER has developed its Integrated Compliance Assurance Framework, which embodies the three main components of all effective compliance assurance programs, those being education, prevention, and enforcement. You can find out more about how the AER verifies industry compliance and responds to noncompliance here: https://aer.ca/regulating-development/compliance/compliance-assurance-program.

You may file a regulatory appeal on the AER's decision to issue the reclamation certificate if you meet the criteria within section 36 of the Responsible Energy Development Act. Filing instructions and forms are located here: https://www.aer.ca/regulating-development/project-application/regulatory-appeal-process.

If you have any questions, please contact SOC@aer.ca.

Regards,

< Original Signed By >

Rushang Joshi
Director, In Situ, Environmental Sciences & Reclamation

/ek

Attachment (1): Reclamation Certificate

cc: Jayme Scott, Cenovus Energy Inc.
SOC Inbox, AER
Jaclyn Maurice, AER
Field Operations, East, AER