Alberta Energy Regulator

Hearing Commissioners' Office

Andrew MacPherson
Chief Hearing Commissioner

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aer.ca

Proceeding 473

October 27, 2026

To: **Biagio Mele**
For: MAGA Energy Ltd.

To: **Maria Lavelle, Krista Gibson**
For: Alberta Energy Regulator – Regulatory Compliance Branch

[By email only]

Regulatory Appeal by MAGA Energy Ltd. (MAGA) of the Enforcement Order Issued to MAGA on April 22, 2026, by the Alberta Energy Regulator – Regulatory Compliance Branch

On behalf of Chief Hearing Commissioner Andrew MacPherson, I am writing to inform you that the Alberta Energy Regulator (AER) has requested the Chief Hearing Commissioner assign a hearing panel to conduct a hearing for the above noted regulatory appeal. The regulatory appeal was granted by the AER as a result of MAGA's request for regulatory appeal 1961261 dated April 29, 2026. A hearing will be held unless the requester withdraws its request for regulatory appeal. Hearings are led by hearing commissioners who are independent from the day-to-day operations of the AER. Chief Hearing Commissioner MacPherson assigns one or more hearing commissioners to sit on hearing panels to decide matters sent to them by the AER. Their decisions may only be reviewed by the Court of Appeal of Alberta, and they must adhere to the Hearing Commissioner Code of Conduct.

This is not a notice of hearing. Once a hearing panel is assigned, they will decide any procedural matters related to the hearing such as issuing a notice of hearing. Before a notice of hearing can be issued the record of the decision maker must be compiled and placed on the public record.

For more information about the AER hearing process please see Manual 003: Participant Guide to the Hearing Process. This manual provides an overview of the hearing process and tries to answer common questions. The requirements for hearings are set out in the *Responsible Energy Development Act* and the *Alberta Energy Regulator Rules of Practice*.

Chief Hearing Commissioner MacPherson may assign, or parties may request, a hearing commissioner who is not on the hearing panel to explore alternative dispute resolution (ADR) with you. ADR is voluntary and party-led confidential process which gives parties an opportunity to engage in meaningful discussions for the purpose of reaching mutually agreeable resolution of the issues. It is conducted separately from the hearing and all discussions in ADR including offers to settle, proposals, and concessions, are subject to settlement privilege and remain confidential and cannot be used in the hearing unless all parties agree otherwise. The

Security Classification: Public

ADR by Hearing Commissioner brochure and Manual 004: Alternative Dispute Resolution Programs and Guidelines for Energy Industry Disputes have information on ADR. If you would like to request a hearing commissioner be assigned to conduct ADR for this matter, please send your request to the Hearing Commissioners' Office at HCO@aer.ca.

A Case Manager for this proceeding will be assigned and be your main point of contact during this process. If you have any questions, please contact Hearing Services at hearing.services@aer.ca.

Regards,

Nerissa Hymers
Executive Assistant
Hearing Commissioners' Office

[Enclosure (1): ADR by Hearing Commissioner Brochure]

cc: Jon Keeler, Statutory Decision Maker, AER Regulatory Compliance Branch
Coleman Brinker, Counsel for hearing panel, AER
Simone Tielesh, Counsel for hearing panel, AER
Andrew MacPherson, Chief Hearing Commissioner, AER