

ALBERTA
ENVIRONMENTAL APPEALS BOARD

Discontinuance of Proceedings

Date of Discontinuance of Proceedings – July 11, 2006

IN THE MATTER OF sections 91, 92 and 95 of the
Environmental Protection and Enhancement Act, R.S.A. 2000, c.
E-12,

-and-

IN THE MATTER OF appeals filed by Grey Wolf Exploration
Inc., with respect to the cancellation of Reclamation Certificate
Nos. NW 2-04-92353 and NW 2-04-91612 issued by Sustainable
Resource Development.

Cite as: *Grey Wolf Exploration Inc. v. Sustainable Resource Development* (July 11 2006),
Appeal Nos. 06-040 & 041-DOP (A.E.A.B.).

I. BACKGROUND

[1] On April 24, 2006, the Executive Director, Land Use Operations Branch, Sustainable Resource Development (the “Director”), cancelled Reclamation Certificate Nos. NW 2-04-92353 and NW 2-04-91612 (the “Certificates”) issued to Grey Wolf Exploration Inc., in relation to the reclamation of well sites located at 10-7-73-7-W5M in Widewater, Alberta.

[2] On May 18, 2006, the Environmental Appeals Board (the “Board”) received Notices of Appeal from Grey Wolf Exploration Inc., (the “Appellant”) appealing the cancellation of the Certificates.

[3] On May 18, 2006, the Board wrote to the Appellant and the Director (collectively the “Participants”) acknowledging receipt of the Notices of Appeal and notifying the Director of the appeals. The Board also requested the Director provide the Board with a copy of the records (the “Record”) relating to these appeals and that the Participants provide available dates for a mediation meeting, preliminary meeting or hearing.

[4] In their Notices of Appeal, the Appellant asked the Board to hold the appeals in abeyance so that an inspection of the land could be conducted during the growing season. The abeyance was granted in the Board’s May 18, 2006 letter to the Participants. The Appellants were requested to provide a status report to the Board by July 31, 2006.

[5] According to standard practice, the Board wrote to the Natural Resources Conservation Board and the Alberta Energy and Utilities Board asking whether this matter had been the subject of a hearing or review under their respective legislation. Both boards responded in the negative.

[6] On June 13, 2006, the Board received a letter from the Appellant which stated:
“...as a result of our field inspection...we hereby withdraw our appeal of the cancellation of the...reclamation certificates...”

II. DECISION

[7] Pursuant to section 95(7) of the *Environmental Protection and Enhancement Act*, R.S.A. 2000, c.E-12, and based on the withdrawal of the appeals by the Appellant, the Board hereby discontinues its proceedings in Appeal Nos. 06-040 and 06-041 and closes its files.

Dated on July 11, 2006, at Edmonton, Alberta.

“original signed by”

Steve E. Hrudey, D.Sc. (Eng.), P.Eng.
Chair