

ALBERTA
ENVIRONMENTAL APPEALS BOARD

Discontinuance of Proceedings

Date of Discontinuance of Proceedings – March 22, 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 an appeal filed by Mary Frebrowski with
respect to *Environmental Protection and Enhancement Act*
Reclamation Certificate No. 00216335-00-00 issued to Burlington
Resources Canada Ltd. by the Inspector, Northern Region,
Regional Services, Alberta Environment.

Cite as: *Frebrowski v. Inspector, Northern Region, Regional Services, Alberta Environment re: Burlington Resources Canada Ltd.* (22 March 2006), Appeal No. 05-073-DOP (A.E.A.B.).

I. BACKGROUND

[1] On February 1, 2006, the Inspector, Northern Region, Regional Services, Alberta Environment (the “Inspector”), issued Reclamation Certificate No. 00216335-00-00 (the “Certificate”) to Burlington Resources Canada Ltd. (the “Certificate Holder”) for the BRCL Inland well located at NE-12-52-17-W4M in the County of Lamont, Alberta.

[2] On February 23, 2006, the Environmental Appeals Board (the “Board”) received a Notice of Appeal from Ms. Mary Frebrowski, the landowner (the “Appellant”) appealing the Certificate.

[3] On February 24, 2006, the Board wrote to the Appellant, the Certificate Holder and the Director (collectively the “Parties”) acknowledging receipt of the Notice of Appeal and notifying the Certificate Holder and the Director of the appeals. The Board also requested the Director provide the Board with a copy of the records (the “Record”) relating to this appeal and that the Parties provide available dates for a mediation meeting, preliminary meeting or hearing.

[4] 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.

[5] On March 8, 2006, the Board received a call from the Appellant withdrawing the appeal. The Board wrote to the Parties on March 9, 2006, confirming the conversation and asking the Appellant to notify the Board if the information was incorrect by March 16, 2006. The Board did not receive any communications to the contrary and on March 17, 2006 confirmed that the appeal was withdrawn and the Board would be closing its file.

II. DECISION

[6] Pursuant to section 95(7) of the *Environmental Protection and Enhancement Act*, R.S.A. 2000, c W-3, and based upon the withdrawal of the appeal by the Appellant, the Board hereby discontinues its proceedings in Appeal No. 05-073 and closes its file.

Dated on March 22, 2006, at Edmonton, Alberta.

Steve E. Hruday, D.Sc. (Eng), P.Eng.

Chair