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ALBERTA  
ENVIRONMENTAL APPEALS BOARD

Discontinuance of Proceedings

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Date of Discontinuance of Proceedings – June 13, 2008

**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 Michael Mattson with  
respect to *Environmental Protection and Enhancement Act*  
Reclamation Certificate No. 00234056-00-00 issued to Husky Oil  
Operations Limited by the Director, Central Region,  
Environmental Management, Alberta Environment.

Cite as: *Mattson v. Director, Central Region, Environmental Management, Alberta Environment, re: Husky Oil Operations Ltd.* (13 June 2008), Appeal No. 07-119-DOP (A.E.A.B.).

## **I. BACKGROUND**

[1] On November 2, 2006, the Director, Central Region, Environmental Management, Alberta Environment (the “Director”), issued Reclamation Certificate No. 00234056-00-00 (the “Certificate”) under the *Environmental Protection and Enhancement Act*, R.S.A. 2000, c. E-12, to Husky Oil Operations Limited, (the “Certificate Holder”) for the CDC Greencourt 9-16-59-8-W5M well, near Mayerthorpe, Alberta.

[2] On August 2, 2007, the Environmental Appeals Board (the “Board”) received a Notice of Appeal from Mr. Michael Mattson (the “Appellant”) appealing the Certificate.

[3] On August 3, 2007, the Board wrote to the Appellant, the Certificate Holder and the Director (collectively the “Participants”) acknowledging receipt of the Notice of Appeal and notifying the Certificate Holder and the Director of the appeal. The Board also requested the Director provide the Board with a copy of the records (the “Record”) relating to this appeal, and that the Participants provide available dates for a mediation meeting, preliminary motions hearing or hearing.

[4] According to standard practice, the Board wrote to the Natural Resources Conservation Board and the 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 August 29, 2007, the Board received a copy of the Record from the Director, and on August 30, 2007, the Board provided a copy of the Record to the Appellant and Certificate Holder.

[6] The Participants provided their available dates, and on October 11, 2007, in consultation with the Participants, the Board scheduled the mediation meeting for October 30, 2007, in Whitecourt, Alberta.

[7] On October 23, 2007, the Board received a letter from the Director advising the Participants had been in contact with each other regarding the Appellant’s concerns. The

Director requested the appeal be held in abeyance so that a site visit could be conducted in 2008. The Board granted the request and asked the Participants to provide status reports by May 30, 2008.

[8] On May 30, 2008 the Board received a status report from the Director advising the Participants had held a discussion, with respect to scheduling a vegetation inspection, where the Appellant indicated they may wish to withdraw the appeal, and that the concerns with vegetation growth appeared to be resolved.

[9] On June 2, 2008, the Board acknowledged receipt of the Director's May 30, 2008 letter and requested the Appellant advise the Board, by June 16, 2008, if he wished to withdraw the appeal.

[10] On June 9, 2008 the Board received a letter from the Appellant, dated June 4, 2008, advising that he had decided to withdraw the appeal.

## **II. DECISION**

[11] Pursuant to section 95(7) of the *Environmental Protection and Enhancement Act*, and based upon the withdrawal of the appeal by the Appellant, the Board hereby discontinues its proceedings in Appeal No. 07-119 and closes its file.

Dated on June 13, 2008, at Edmonton, Alberta.

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Dr. Steve E. Hruddy, FRSC, PEng  
Chair