

2010 ABEAB 14**Appeal No. 09-001**

Appellant – Alberta Diluent Terminal Ltd., **Operator** – Chemtura Canada Co., **Location** – Edmonton, Alberta, **Type of Appeal** – See below

A Notice of Appeal was received from Alberta Diluent Terminal Ltd. (ADT) on May 22, 2009 with respect to the April 22, 2009 decision of Alberta Environment to issue *Environmental Protection and Enhancement Act* (EPEA) Approval No. 11510-02-00 to Chemtura Canada Co./CIE, authorizing the reclamation of a chemical manufacturing plant at 17-53-23-W4M, at the north eastern edge of Edmonton, Alberta.

On June 25, 2010, the Board set a schedule to receive submission with respect to a request from Alberta Environment and Chemtura to dismiss the appeal for failing to file a Statement of Concern pursuant to section 91(1)(a)(i) of EPEA. ADT requested the motions be placed in abeyance pending discussions among the parties in an effort to resolve the appeal. The Board agreed to place the motions on hold and requested ADT provide regular status reports. On May 4, 2010, ADT withdrew their appeal as a result of an agreement reached among the parties, and the Board closed its file.