



FRASER MILNER CASGRAIN LLP

Douglas E. Crowther
(403) 268-6821
douglas.crowther@fmc-law.com

October 6, 2006

VIA E-MAIL AND COURIER

Alberta Energy and Utilities Board
640 - 5 Avenue SW
Calgary, Alberta T2P 3G4

Attention: Mr. Douglas A. Larder, Q.C.
General Counsel

Subject: Proceeding No. 1457147 - Part 2

I am writing as counsel for Devon Canada Corporation and Fairborne Energy Ltd. in response to your letter of October 2, 2006 in which, among other things, you requested estimates of the time required to present direct evidence and to conduct cross-examination.

At present, I would expect that approximately one-half hour would be required to present the direct evidence of Devon. Similarly, I would estimate that approximately one-half hour would be required to present the direct evidence of Fairborne. Most of the Submission and Reply Submission that have been filed on behalf of each of Devon¹ and Fairborne² is comprised of legal argument. The Devon witnesses and the Fairborne witness will not be presented to answer questions in respect of such legal argument. That is the role of counsel and not witnesses.

I intend to file with the Board, within the next business day or two, written evidence that sets out the qualifications and experience of the Devon witnesses and the Fairborne witness.

Counsel for the parties on behalf of which the Joint Submission and Joint Reply were filed³ are working to coordinate our efforts. We collectively estimate that less than one-half hour (each) will be required to present the direct evidence of Mr. Mavor and Dean Percy. We also estimate that:

¹ Exhibits 05-066-2006-08-25 and 05-068-2006-09-29.

² Exhibits 06-023-2006-08-25 and 06-025-2006-09-29.

³ i.e., ConocoPhillips Canada Resources Corp., Devon, Fairborne, Quicksilver Resources Canada Inc., Canpar Holdings Ltd. and Centrica Canada Limited.

- approximately one hearing day (total) will be required for our cross-examination of the Carbon Development Partnership witness(es);
- approximately one hearing day (total) will be required for our cross-examination of the EnCana Corporation witness(es);
- approximately one-half to one hearing day (total) will be required for our cross-examination of Professor Lucas; and,
- approximately one-half to one hearing day (total) will be required for our cross-examination of Dr. Levine.

A copy of this letter will be provided to each of the parties noted below.

Yours truly,

FRASER MILNER CASGRAIN LLP



Douglas E. Crowther

Electronic copies have concurrently been directed to the interested parties identified on this correspondence:

Cathy Tuleck, Alberta Energy
A.W. Carpenter, Fasken Martineau - Apache
Jan Peters, ARC Resources
R.C. Steele, Thackray Burgess - ARC
J. Gruber, Thackray Burgess - Bearspaw
D. Ostermann, Bearspaw
John E. Lowe, BDP - Canpar
Julie Lee Harrs, CDP
J. Patrick Peacock, PHL - Centrica
N. Armstrong - Centrica
Johanna Price, PLH - Centrica
Alan Harvie, Macleod Dixon - Computershare
H. Williamson, BLG - Conoco Phillips
Randall Block, BLG - ConocoPhillips

Anne Schenkenberger, ConocoPhillips
Lorne Rollheiser, Devon Canada
Katherine Reiffenstein, Code Hunter - EnCana
Alan Reid - EnCana
David Pyke, Fairborne Energy Ltd.
Tibor Osvath, Rae & Co - FHOA
E. Pederson, FHOA
W.T. Corbett, Field Law - Luscar
Don Edie, Carscallen Lockwood - Luscar
Gavin Fitch, McLennan Ross - Quicksilver
David Farmer, McLennan Ross - Quicksilver
Paul Ferenowicz - EUB
Tamara Bews - EUB

2096947_1