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File No. 9500-1422781

December 16, 2005

Code Hunter LLP  
850 - 440, 2<sup>nd</sup> Avenue SW  
Calgary, AB T2P 5E9

Thackray Burgess  
1900, 736 - 6<sup>th</sup> Avenue SW  
Calgary, AB T2P 3T3

Attention: Christian J. Popowich

Attention: John Gruber

Dear Sirs:

**RE: REVIEW REQUEST BY ENCAN A CORPORATION ON BEARSPAW  
PETROLEUM LTD.'S APPLICATION NO. 1406764**

As you know, the Alberta Energy and Utilities Board (Board) has received a request to review the above-mentioned from EnCana Corporation. In response to review requests, the Board has adopted a two step process: first, the Board determines the preliminary question as to whether the decision in question should be reviewed and, second, if the Board grants the review, a hearing on the merits is held. The Board is implementing, on a pilot basis, an oral process to consider requests for review.

In this case, the Board has determined that, based on the written submissions received to date from the interested parties, that oral submissions by the parties will assist the Board in making a decision on the preliminary question. Since the request for review is made pursuant to s. 40 of the *Energy Resources Conservation Act*, the review applicant must establish that it is a person affected by an order or decision of the Board.

Please note that this is not a review hearing on the merits. As such, there will be no court reporter present and no sworn testimony will be taken.

The Board will hear this request for review and variance in conjunction with EnCana Corporation's request to review applications made by Devon Canada Corporation (File No. 9500-1406721).

The Board will allow EnCana Corporation 2 hours to make oral submissions in support of all its review and variance requests. Each respondent, including Bearspaw Petroleum Ltd. will be

allowed 1 hour to make oral submissions in response. Finally, EnCana Corporation will be allowed 30 minutes to reply to the respondents' submissions. In order to assist the interested parties and the Board at this oral proceeding, the Board requests that Bearspaw Petroleum Ltd. provide written submissions to the Board and to EnCana Corporation by 5:00 pm on **December 23, 2005**.

The Board has determined that this oral proceeding will be held in Calgary as follows:

**Date: January 10, 11 and 12**

**Time: 9:00 a.m. to 5:00 p.m. each day**

**Place: Westin Hotel, 320 - 4<sup>th</sup> Avenue S.W.**

If you have any questions, please contact me at (403) 297-7402.

Yours truly,



Douglas A. Larder  
General Counsel

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