



FRASER MILNER CASGRAIN LLP

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Via E-mail

Alberta Energy and Utilities Board
640 - 5th Avenue, S.W.
Calgary, Alberta T2P 3G4

Attention: Mr. Gary D. Perkins,
Board Counsel

Dear Sir:

**Subject: Bitumen Conservation Requirements
Athabasca, Wabiskaw-McMurray
Phase 3 Final Hearing
SSG Request
Our file no: 127210-241**

We are writing on behalf of BP Canada Energy Company (BP Canada) in response to your letter of July 29, 2004.

It is assumed the opportunity being provided by the Board, to all parties, to comment on the SSG's request, is made by the Board out of an abundance of caution. This is because, as we read the SSG's request, it is for exclusive access to and use of the Board's corporate database for the limited purpose of inputting new data and assessing the results. The intent is that results produced by the introduction of new data to the corporate database, by the SSG, will not have any legal effect with respect to pool definitions or the production status of any wells or zones in any wells until after a decision is rendered in connection with the final hearing. We assume it is implicit in this that BP Canada will also be provided with ample opportunity to learn the facts and circumstances relating to any proposed change in pool definition or recommendation with respect to the production status of any of its wells and an opportunity to respond and be heard with respect to such matters before any such change is implemented.

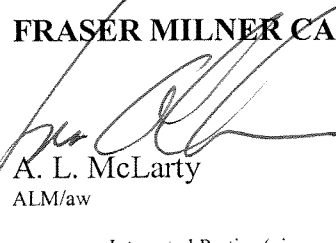
If this reflects a correct understanding of the SSG's request of the Board, BP Canada has no objection to that request. If, however, we have misconstrued the SSG's proposal such that BP Canada may be directly and adversely affected by it prior to BP Canada having another

Mr. G.D. Perkins: Alberta Energy and Utilities Board

opportunity to consider the impact and formulate a response, then this should be taken as BP Canada's formal objection to the SSG request.

Yours very truly,

FRASER MILNER CASGRAIN LLP

Per 
A. L. McLarty
ALM/aw

cc: Interested Parties (via e-mail)

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