

June 22, 2011

Via Email

Interested and Registered Parties in Proceeding 169

Dear Sirs and Madams:

**RE: ERCB PROCEEDING 169 – FINAL HEARING
APPLICATION NO. 1613543 BY SUNSHINE OIL SANDS LTD.
APPLICATION NO. 1616123 BY TOTAL E & P CANADA LTD.
APPLICATION NO. 1506272 BY PARAMOUNT ENERGY OPERATING
CORPORATION (NOW PERPETUAL ENERGY OPERATING
CORPORATION)
APPLICATION NO. 1647807 AND APRIL 15, 2010 REQUEST FOR SHUT-IN
BY ATHABASCA OIL SANDS CORPORATION
ATHABASCA OIL SANDS AREA**

The Energy Resources Conservation Board (ERCB/Board) has received withdrawals of objection from Perpetual Energy Operating Corporation (Perpetual) and Canadian Natural Resources Limited (CNRL) with respect to the shut-in applications filed by Total E&P Canada (Total), Sunshine Oilsands Limited (Sunshine), and Athabasca Oils Sands Corp. (AOSC). Given the foregoing, the Board requests the following information from the parties indicated below.

To Enerplus Corporation:

Preamble: In a letter dated May 3, 2011, Enerplus Corporation (Enerplus) notified the Board of its intention to participate in Sunshine's application as an interested party, due to Enerplus's working interest ownership in the Liege Area. Enerplus did not indicate that it is the licensee of a well potentially affected by the Board's decision in Proceeding 169.

Question: Please provide a list of the wells in which Enerplus has an interest and identify the licensee of each well. Further, the Board requests clarification as to how Enerplus intends to participate in the final hearing of Proceeding 169 and the basis upon which Enerplus believes it may be directly and adversely affected by the Board's decision in the final hearing.

To Bonavista Petroleum Ltd.:

Preamble: In a letter dated November 19, 2010, Bonavista Petroleum Ltd. (Bonavista) advised the Board of its intention to participate in AOSC's application and request (made in AOSC's submission) for the shut in of gas. Bonavista indicated it was an interested party as it operates several gas wells in the Liege Area. Bonavista also advised the Board that it did not intend to file a submission in the interim hearing.

Question: Please provide a list of the wells that Bonavista operates in the Liege Area and state whether Bonavista intends to participate in the final hearing in this proceeding. If so, state how Bonavista intends to participate, *e.g.*, file written submissions, lead oral evidence, question parties adverse in interest, or provide final argument.

To Perpetual:

Preamble: Perpetual previously withdrew its objection to the shut in applications, however, Perpetual still has Application 1506272 before the Board, being an application to produce gas.

Question: Given that objections to Perpetual's application have been filed, does Perpetual wish the Board to schedule a hearing of the application in order for Perpetual and the objectors to provide evidence and argument? If so, does Perpetual have any recommendations on how the Board should conduct that hearing, *e.g.*, should it be a written or oral hearing?

Board staff would appreciate if the parties attending the meeting scheduled for Friday, June 24, 2011, arrive prepared to discuss the foregoing questions (in addition to any other matters on the meeting agenda). If a party is able to provide a written response to the questions submitting to it in this letter prior to the meeting this Friday, that would be appreciated as it would permit a more informed discussion of the matters.

If you have any questions in relation to this letter, please feel free to contact me.

Yours truly,

David Burns
Board Counsel